



TOWN OF HUACHUCA CITY

The Sunset City

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HUACHUCA CITY TOWN COUNCIL MINUTES REGULAR MEETING AT 7:00^{PM} THURSDAY, JULY 28, 2016

- A. The Meeting was Called to Order at 7:00 p.m. and the Pledge of Allegiance was said.
- B. Roll Call

Present:

Mayor: Ken Taylor

Mayor Pro-Tem: David A. Perry

Council Members: Johann Wallace
Christy Hirshberg
Donna Johnson
Anna Gonzales
Walter Welsch

Town Clerk/Administrator: Tammy J. Mitchell, MMC

Town Attorney: Thomas Benavidez

Absent:

- C. Approval of Minutes from the Regular Council Meeting and Executive Sessions held on July 14, Workshop of June 2, Workshop of June 16 and Public Hearing of June 16, 2016.

Motion made by *Mayor Taylor* to open for discussion and/or action to approve the Minutes from the Regular Council Meeting and Executive Sessions held on July 14, Workshop of June 2, Workshop of June 16 and Public Hearing of June 16, 2016, seconded by *Councilmember Gonzales*.

Motion made by *Mayor Taylor* to approve the minutes, seconded by *Councilmember Hirshberg*.

7-0 Motion Carried

- D. Call to the Public [3 minute limit] Agenda Items Only. (See below)
 - 1. Jim Goad: Spoke about the TPT tax rates.
 - 2. Robert Foster: Acquisition of the Fire Truck.

E. Reports by Council Members and Officers:

1. ***Councilmember Welsch - Library/Senior Center-*** Councilmember Welsch reported that the summer reading program is done and the children have read over 3,000 minutes. The back to school helped 130 children receive school supplies. The Masonic Lodge provided 17 fully stuffed backpacks. The Library has changed the hours to 9-5 and we will see how it is goes. The senior center is still serving food.
2. ***Councilmember Johann-Wallace-Planning and Zoning-*** Councilmember J Wallace stated we will have our next meeting on August 3 and will discuss the WLB group coming to help us with our 10 year plan. This is not a public hearing this time but we will have some in the future. Dr. Johnson updated what he has been working on. Dr. Johnson thanked the fire department for
3. ***Council Member Hirshberg-Parks and Recreation-***Council Member reported that we had our first game night and had a lot of fun. We will need to reschedule the next one. On Friday the 5 we are having an ice-cream social and are planning the craft show and the city wide yard sale will be held September 27th.
4. ***Councilmember Johnson - Public Safety-***Councilmember Johnson reported that the Police Dept responded to 1,114 call for service, 709 traffic stops, 209 warnings 266 separate violations, issued 480 separate charges and 367 tickets. The Animal control responded to 127 calls for service. The Fire Department responded to 268 EMS calls for service and 39 fire calls. Dispatch answered 7,152 calls cleared 261 calls and has greeted 3,043. Chief Thies commented we had the dedication for the meet and greet house he is very proud of all the volunteers and how it turned out. Chief Thies wanted to thank everyone for all their help and support. Fire Chief Allmon stated we will be having a community BBQ in October he will let you know the dates for that. Also we are in the process of upgrading the equipment for the ISO. We do not have another scheduled time for the next inspection will be because there is only one inspector for the state.
5. ***Mayor Pro Tem Perry - Public Works-*** Councilmember Perry commented that the landfill is still up and running. The Public Works is working on the Effluent project with the Fort.
6. ***Councilmember Gonzales - Finance-*** Councilmember Gonzales reported we have the budget on the agenda tonight. Hopefully everyone has had a chance to review it.
7. ***Mayor Taylor -***Mayor Taylor said he would like to attend the ice cream social. Mayor Taylor also wanted to thank all those involved with helping the city with our projects.
8. ***Tammy Mitchell - Town Clerk's/Administrator Report-*** Clerk Mitchell reported that she also attended the Meet and Greet House opening and her sister adopted a cat. The circus will be coming in April of 2017. Clerk Mitchell stated the Managers conference was very beneficial and informative.

F. Unfinished Business: Discussion and/or Action [Mayor Taylor]: Implementation and timeline for adopting new and increased sales [transaction privilege] taxes.

Motion made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Councilmember Wallace*. Mayor Taylor thanked Mr. Goad for bringing some

things to light. Mayor Taylor asked what is the timeline and procedures for tax changes. (What new taxes are there for us to consider and what is the time frame for this). Councilmember Wallace stated that we need to figure out what we have at this time. Clerk Mitchell is still researching this. Attorney Benavidez said we should reach out to the league of cities and towns. They control our model city tax they could help draft ordinances etc.

No Action Taken

G. **New Business:**

1. **Discussion and/or Action [Mayor Taylor]: Support for our law enforcement officers in light of the atmosphere created by current national events, with emphasis on what may be done to help them be more effective and better prepared for extraordinary circumstances.**

Motion made by *Mayor Taylor* to open for discussion and/or action, *seconded* by *Councilmember Wallace*. Mayor Taylor wanted to show a video of Paul Harvey. He wants the town to know that we support the police department a 100 percent. He would like to see what more we could do. Chief Thies said in the near future we are looking at the body cameras.

2. **Discussion and/or Action [Mayor Taylor]: Approval of the Final Budget for fiscal years 2016/17. Discussion and action may include all Town anticipated revenues and expenses.**

Motion made by *Mayor Taylor* to open for discussion and/or action, *seconded* by *Councilmember Gonzales*.

Motion made by *Mayor Taylor* to approve the Final Budget for Fiscal Years 2016/17, *seconded* by *Councilmember Gonzales*.

Mayor Taylor – Yes

Mayor Pro Tem Perry – Yes

Councilmember Johnson – No

Councilmember Wallace – Yes

Councilmember Gonzales – Yes

Councilmember Welsch – Yes

Councilmember Hirshberg - Yes

6-1 Motion Carried

3. **Discussion and/or Action [Mayor Taylor]: Approval of Resolution No. 2016-17 for the Adoption of the Final Budget for Fiscal Year 2016/2017.**

Motion made by *Mayor Taylor* to open for discussion and/or action, *seconded* by *Councilmember Gonzales*.

Motion made by *Mayor Taylor* to approve Resolution No. 2016-17, *seconded* by *Councilmember Gonzales*. *Councilmember Johnson* voted nay.

6-1 Motion Carried

4. **Discussion and/or Action [Mayor Taylor]: Initial presentation of information for process of adoption and implementation of revised wage and salary schedule.**

Motion made by *Mayor Taylor* to open for discussion and/or action, *seconded* by *Councilmember Johnson*. Mayor Taylor said the city needs a wage and salary schedule. This can be a completed process and he would like to get this

in place along with the job descriptions etc. Mayor Taylor would like to have a work shop on this so the council can see what we are working on.

5. **Discussion and/or Action [Mayor Taylor]: Memorandum of Understanding (MOU) for the Arizona Rangers to Assist the Town's Police Department.**

Motion made by *Mayor Taylor* to open for discussion and/or action, seconded by *Councilmember Hirshberg*.

Motion made by *Mayor Taylor* that the Town of Huachuca City enter into the Memorandum of Understanding with the Arizona Rangers, seconded by *Councilmember Hirshberg*.

7-0 Motion Carried

6. **Discussion and /or Action [Councilmember Johnson]: Establishing a Frisbee Golf Course in the Town. Discussion might include potential locations and funding sources for the course.**

Motion made by *Councilmember Johnson* to open for discussion and/or action, seconded by *Councilmember Hirshberg*.

7. **Discussion and/or Action [Councilmember Wallace]: Clarification from the Town Attorney the process by which the originator of a complaint against the city is officially notified when the complaint is referred to an outside agency for investigation.**

Motion made by *Councilmember Wallace* to open for discussion and/or action, seconded by *Councilmember Johnson*. Attorney Benavidez said there is no official policy for investigations. From time to time you may have to go to an outside agency. You don't need a policy you can just ask. Councilmember Wallace said we need to contact the person making the complaint to receive a letter that we referred it to an outside agency.

8. **Discussion and/or Action [Mayor Taylor]: On the acquisition of a fire truck. This might include discussion and action concerning the means of acquiring the truck, such as purchase, lease, etc., as well as the methods of payment/financing.**

Motion made by *Mayor Taylor* to open for discussion and/or action, seconded by *Councilmember Hirshberg*.

Fire Chief Allmon stated that the financing for the fire truck has option of a 5-7-10 year terms. This will be more feasible to pay it off early. No money is paid out until I have the keys in my hands. It will be built in Pittsburg then it will travel to Phoenix. They are in the process of sending the paperwork so we can have our ducks in a row.

Motion made by *Mayor Taylor* to authorize the Chief to find and purchase the best deal for a new fire truck, seconded by *Councilmember Gonzales*.

7-0 Motion Carried

9. **Discussion and/or Action [Town Attorney]: Engaging law firm, Arent Fox, L.L.P., to file a claim on the Town's behalf, against the federal government, arising out of the abandonment of the railroad alignment formerly operated by the San Pedro Railroad. The Town would be joining the suit in U.S. District Court, known as *Ladd v. United States*, filed by the**

firm on behalf of many affected landowners. It is not clear at this time whether the Town has a viable claim, but the deadline to file is approaching fast. The firm will handle the matter on a contingency basis, with no costs or fees incurred by the Town in the event that no recovery is made.

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Councilmember Johnson. Attorney Benavidez stated it will cost nothing to do this. This is Naco property.

Motion made by Mayor Taylor to enter into the agreement with Arent Fox, seconded by Councilmember Hirshberg.

7-0 Motion Carried

10. **Discussion and/or Action [Mayor Taylor]: Establishing a “dump for free” event for a month, or some other period of time, to encourage town clean up.**

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Councilmember Wallace.

Motion made by Mayor Taylor to direct staff to prepare water bills to allow residents 5 free dumps for the month of October, seconded by Councilmember Hirshberg.

7-0 Motion Carried

11. **Discussion and/or Action [Mayor Taylor]: Town’s concerns regarding the future of the Camp Naco historical site. Discussion might include the Camp Naco Preservation Plan and the status of any grant funding.**

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Councilmember Hirshberg. Councilmember Johnson said now that we have a law suit on this property we might just wait and see what happens.

12. **Discussion and/or Action [Building Inspector]: Second Reading of Ordinance No. 2016-19, AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY AMENDING THE TOWN CODE, BY DELETING TITLE 12, “TRAILERS AND MOBILE HOMES,” IN ITS ENTIRETY, AND BY ADDING NEW CHAPTER 5.30 “LICENSE FOR MANUFACTURED HOME PARKS AND RECREATIONAL VEHICLE PARKS” TO TITLE 5 “BUSINESS LICENSES AND REGULATIONS,” CONCERNING LICENSING REQUIREMENTS FOR MANUFACTURED HOME AND RECREATIONAL VEHICLE PARKS.**

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Councilmember Wallace.

Motion made by Mayor Taylor to approve Ordinance 2016-19, seconded by Councilmember Wallace.

7-0 Motion Carried

- H. **Payment Approval Report in the amount of \$123,816.57**

Motion made by Mayor Taylor to open for discussion and/or action, seconded by Councilmember Gonzales.

Motion made by Mayor Taylor to approve the payment of \$123,816.57, seconded by Councilmember Hirshberg.

7-0 Motion Carried

- I. **Call to the Public: [3 min. limit] ARS38-431-01 Public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.**
 - 1. Jim Goad: Emailed Bill Harmon of ADOT and asked him who is responsible for the trip hazards along the highway.
- J. **Discussion and/or Action [Town Clerk]: Items to be placed on the next agenda.**
- K. **Adjournment: 9:14 p.m.**
Motion made by *Mayor Taylor* to adjourn, **seconded** by *Councilmember Johnson*
Adjourned at p.m.

7-0 motion Carried

Approved by Mayor Taylor on August 11, 2016

Mayor, Kenneth Taylor

Attest: _____
Town Clerk Tammy J. Mitchell, MMC

Seal:

Certification

I hereby certify that the foregoing is a true and correct copy of the Minutes of the Meeting for the Town of Huachuca City held on July 28, 2016. I further certify that the meeting was duly called, and a quorum was present.

Tammy J. Mitchell, MMC, Town Clerk/Administrator