



TOWN OF HUACHUCA CITY

The Sunset City

**MEETING MINUTES OF THE
HUACHUCA CITY TOWN COUNCIL
June 10, 2021 AT 6:00 PM
COUNCIL CHAMBERS
500 N. GONZALES BLVD.
HUACHUCA CITY, AZ 85616**

SPECIAL NOTICE: BY NEW PROCLAMATION OF THE MAYOR, DUE TO SIGNIFICANT PROGRESS IN THE BATTLE AGAINST THE COVID-19 PANDEMIC, THE MAYOR AND COUNCIL WILL RESUME IN-PERSON PUBLIC MEETINGS, BUT WILL CONTINUE TO OFFER A REMOTE ACCESS FORMAT. MEMBERS OF THE PUBLIC MAY COME TO TOWN HALL TO ATTEND THESE MEETINGS OR THEY MAY ATTEND BY GOING TO [OR CALLING TO]: <https://www.facebook.com/HuachucaCityAZ> or 520-844-2096. IN ADDITION, THE MAYOR HAS RESUMED IN-PERSON CALLS TO THE PUBLIC AT THESE MEETINGS. HOWEVER, MEMBERS OF THE PUBLIC MAY STILL CHOOSE TO SUBMIT WRITTEN COMMENTS TO THE TOWN CLERK TWENTY-FOUR HOURS IN ADVANCE OF THESE MEETINGS.

ADVANCE NOTICE OF ALL MEETINGS CAN BE FOUND AT THE TOWN'S USUAL AGENDA POSTING LOCATIONS, INCLUDING THE TOWN'S WEBSITE <https://huachucacityaz.gov/>

AGENDA

A. Call to Order – Mayor 6:01pm

- a. Pledge of Allegiance

Led by Mayor Wallace.

- b. Roll Call and Ascertain Quorum

Roll Call.

Present: Johann Wallace, Donna Johnson, Keith Settlemyer, Cynthia Butterworth, Christy Hirshberg, Jean Smelt, Suzanne Harvey (Not voting), Thomas Benavidez, Attorney (Not voting).

Absent: Debbie Trate, Brandye Thorpe.

- c. Invocation

Led by Elder Thomas.

Any prayer/invocation that may be offered before the start of regular Council business shall be the voluntary offering of a private citizen, for the benefit of the Council and the citizens present. The views or beliefs expressed by the prayer/invocation speaker have not been previously reviewed or approved by the Council, and the Council does not

endorse the religious beliefs or views of this, or any other speaker. A list of volunteers is maintained by the Town Clerk's Office and interested persons should contact the Town Clerk's Office for further information.

B. Call to the Public – Mayor

A.R.S. 38-431.01 states the 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.

Mayor Wallace recognizes Gary Soliere of Huachuca City.

Mr. Soliere advises that A.R.S. 28-3623 advises that any 3 wheel axle tractor can not fuel at Circle K, but since they are saving money, they are doing so anyway. This is against the law, and they could be fined for that. That fine money could be used to help the Town. Also, there should be a sign at each end of Town prohibiting engine breaks. Mayor Wallace directs staff to look into each issue.

Mayor Wallace recognizes Robert Maloney.

Mr. Maloney is attending to speak for Mr. Ellis Navola and DR Mc.Millan who own properties near Patton. He reads a statement from Mr. Mc. Millan in favor of the re-zoning for Hayhook LLC.

C. Consent Agenda - Mayor

All items listed in the Consent Agenda are considered routine matters and will be enacted by one motion of the Council. There will be no separate discussion of these items unless a Member of the Town Council requests that an item or items be removed for discussion. Council Members may ask questions without removal of the item from the Consent Agenda. Items removed from the Consent Agenda are considered in their normal sequence as listed on the agenda, unless called out of sequence.

C.1 Consider approval of the minutes of the Regular Council meeting, including the executive session, held on May 20, 2021.

C.2 Consider approval of the Payment Approval Report.

Motion: Consent Agenda, **Action:** Open for Discussion and/or Action, **Moved by** Johann Wallace, **Seconded by** Christy Hirshberg.

Motion: Items listed on the Consent Agenda, Action: Approve, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Motion passed unanimously.

D. Unfinished Business before the Council – Mayor

Public comment will be taken at the beginning of each agenda item, after the subject has been announced by the Mayor and explained by staff. Any citizen, who wishes, may speak one time for five minutes on each agenda item before or after Council discussion. Questions from Council Members, however, may be directed to staff or a member of the public through the Mayor at any time.

E. New Business Before Council - Mayor

Public comment will be taken at the beginning of each agenda item, after the subject has been announced by the Mayor and explained by staff. Any citizen, who wishes, may speak one time for five minutes on each agenda item before or after Council discussion. Questions from Council Members, however, may be directed to staff or a member of the public through the Mayor at any time.

E.1 Discussion and/or Action [Mayor Wallace]: RESOLUTION NO. 2021-09 A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AUTHORIZING THE TOWN TO EXTEND THE INTERGOVERNMENTAL AGREEMENT WITH THE WHETSTONE FIRE DISTRICT FOR FIRE AND EMERGENCY MEDICAL SERVICES.

Motion: Item E.1, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Mayor Wallace advises that we are not in a position with Whetstone Fire yet to approve a new contract, this is another extension to give us time to finish up working on that new contract. Councilmember Butterworth asks if Whetstone Fire is in agreement with this. Manager Harvey advises it was their suggestion.

Motion: Item E.1, Action: Approve, Moved by Johann Wallace, Seconded by Christy Hirshberg. Motion passed unanimously.

E.2 Discussion and/or Action [Chief Thies]: Administration of the Oath of Office to Animal Control Officer Gerald Hursh.

Motion: Item E.2, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Chief Thies gives the Oath of Office to Animal Control Officer Gerald Hursh.

E.3 Discussion and/or Action [Suzanne Harvey]: Manager Harvey will ask for Council's decision on paint colors for Town buildings, or direction to provide more color choices.

Motion: Item E.3, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Manager Harvey asks that a decision be made regarding the paint colors that have been on the wall for some time now. Not all Councilmembers have provided feedback at this time. Mayor Wallace directs all Councilmembers to provide their color choices to Manager Harvey and Brandye by 5pm Friday.

E.4 Discussion and/or Action [Mayor Wallace]: First reading of ORDINANCE NO. 2021-01 AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, CHANGING THE ZONING OF 143.55 ACRES OF PROPERTY OWNED BY HAYHOOK, L.L.C., AND GENERALLY SITUATED AT THE WEST END OF PATTON STREET (TAX PARCELS #106-52-005C & 106-52-001B), WEST OF STATE ROUTE 90, SOUTH OF MUSTANG ROAD, FROM "R-1" ("RESIDENTIAL DISTRICT") TO "C-3" ("HEAVY INDUSTRIAL AND MINING").

Motion: Item E.4, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Dr. Jim Johnson states he has no objection to the re-zoning.

E.5 Discussion and/or Action [Mayor Wallace]: Direct the Police Department to pursue accreditation through the Arizona Law Enforcement Accreditation Program via the Arizona Municipal Risk Retention Pool Member Benefits.

Motion: Item E.5, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Mayor Wallace advises that through this program, we are able to have an independent agency through the Arizona Municipal Risk Retention Pool, at an extremely reduced cost, for our Police Department's policies, procedures and processes to be reviewed and validated. Confirmed as good or confirmed as bad so it can be fixed. The good news is that they provide assistance and support in fixing anything that needs it. There is also a membership for Chief Thies to join other Chiefs of Police from the State of Arizona, which opens up for Chief Thies to start collaborating with other Chiefs. Also, for the officers, they have partnered with the American Military Diversity, for reduced rates for officers to pursue further education. Mayor Wallace asks for Manager Harvey to confirm the cost.

Manager Harvey advises it is \$300.00 for Chief to join and \$250.00 for the accreditation the first year and if we want to stay accredited then it's \$175.00/year after that.

**Motion: pursue accreditation through the Arizona Law Enforcement Accreditation Program via the Arizona Municipal Risk Retention Pool Member Benefits., Action: Direct Police Department, Moved by Johann Wallace, Seconded by Jean Smelt.
Motion passed unanimously.**

E.6 Discussion and/or Action [Suzanne Harvey]: Manager Harvey will ask for Council's authorization to serve as the Town's Authorized Representative to make the required

certifications and agreements to apply to receive the Town's allotment of the American Rescue Plan (ARP) Act funds. Pursuant to the ARP Act's Terms and Conditions, the funds must be used to mitigate the negative economic impacts of COVID-19 and comply with the requirements of the ARP from 5/20/2021 through 12/31/2024.

Motion: Item E.6, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Manager Harvey advises this is an entitlement from the Federal Government that will be funneled through the State. Because it's being funneled through the state, there is some paperwork that has to be filed with the state. I am asking for your authorization to take care of all of that paperwork, so that I don't have to come back to council for every paper that we need. Our allotment is \$579,789.00. We will get that in two equal payments exactly one year apart. There are a lot of strings attached to these funds, so we will have a work session and staff will bring you suggestions on projects that will meet the parameters set forth by the Federal Government.

Motion: Manager Harvey to serve as the Town's Authorized Representative to make the required certifications and agreements to apply to receive the Town's allotment of the American Rescue Plan Act Funds. , Action: Authorize, Moved by Johann Wallace, Seconded by Christy Hirshberg. Motion passed unanimously.

F. Department Director Reports

Jim Halterman advises the 2020 Consumer Council report was accepted by ADEQ. There are changes that need to be made to how it is posted.

Dr. Jim Johnson advises of 2 TAC meetings attended by himself and Jim Halterman.

Stephanie Fulton advises that the mask mandate was lifted by the Tombstone School District, and that applies to children attending Summer Splash.

Matthew Doty advises the piece of broken equipment will be gone for at least another month due to some shipping delays on required parts. He is hopeful that we may be able to rent one in the meantime from Safford, that is in the works.

Kristy Ramirez advises she has completed her 30 days and is working on fixing policies and procedures.

Suzanne Harvey advises Michael Kline has been given a conditional offer of employment for Director of SEACOM.

G. Items to be placed on future agendas

H. Reports of Current Events by Council

Councilmember Smelt has been attempting to gather donations for the 4th of July Celebration. She also went to the SEAGO meeting in Safford. PTAC meeting is scheduled for Tuesday.

Councilmember Butterworth advises she went to the SVMPO meeting in the Mayor's stead.

She advises people to go to their website to see what they are doing: <https://www.svmppo.org>

She also attended the Mission Quest meeting in Benson. They are currently housing foreign national minors from 13-16 years old. They are vaccinated and housed for 2-3 weeks before being sent to sponsors.

Mayor Wallace advises that SVMPO is a means to distribute funds that we would not usually be able to get. They are doing many projects to assist the Town, including the emergency signal

light and a roadway assessment. We are the gateway into Sierra Vista from the freeway and hopefully others agree that making improvements to Huachuca City is important. Councilmember Hirshberg asks when the opening to fill the vacant Council seat closes. Manager Harvey advises there is no firm date, it can be closed any time Council decides. There is currently one applicant.

I. Adjournment

Motion: 6:36pm, Action: Adjourn, Moved by Johann Wallace, Seconded by Christy Hirshberg. Motion passed unanimously.

Approved by Mayor Johann R. Wallace on June 24, 2021.

Mr. Johann R. Wallace
Mayor

Attest: _____
Ms. Brandye Thorpe,
Town Clerk

Seal:

Certification

I hereby certify that the foregoing is a true and correct copy of the Minutes of the Meeting for the Huachuca City Town Council held on June 10, 2021. I further certify that the meeting was duly called and a quorum was present.

Ms. Brandye Thorpe,
Town Clerk