



TOWN OF HUACHUCA CITY

The Sunset City

**HUACHUCA CITY TOWN COUNCIL
PUBLIC MEETING NOTICE
THURSDAY, MARCH 25, 2021, AT 7:00 PM
VIA IN-PERSON ATTENDANCE AND REMOTE ACCESS
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

- a. Pledge of Allegiance
- b. Roll Call and Ascertain Quorum
- c. Invocation

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.

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 held on March 11, 2021.
- C.2** Consider approval of the Payment Approval Report.
- C.3** Consider approval of the disposal of a 2010 Dodge Charger VIN# 2B3AA4CT7AH269125, 2012 Dodge Charger VIN# 2C3CDXAT6CH255677, 2003 Cadillac Deville Red 1G6KF57903U235393, 1998 Volkswagen Cabrio Black 3VWAA81E6WM813288, Toyota 4Runner White, Ford Ranger Red, Dodge Dakota White 1B7GG23Y4N5613662, and Toyota Zion Grey JTLK324164034522.

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 [Suzanne Harvey]: The Council might vote to go into executive [closed] session, pursuant to A.R.S. 38-431.03(A) (1) to conduct the six-month performance evaluation of the Town Clerk, Brandye Thorpe. Following the executive session, the Council might take action regarding the Clerk's employment and compensation.

E.2 Discussion and or/Action [Town Attorney]: The Council might vote to go into executive [closed] session, pursuant to A.R.S. 38-431.03(A) (3) & (4), for legal advice, consultation and to direct its attorneys concerning the water rights adjudication in Maricopa County Case No. W1-11-0245 ["In Re the General Adjudication of All Rights to Use Water in the Gila River System and Source"]. Following the executive session, the Council might take action to direct its attorneys.

E.3 Discussion and/or Action [Spencer Forsberg]: Mr. Forsberg will review the Town's finances for the months of February and March.

E.4 Discussion only [Suzanne Harvey]: Introduction and welcoming of the Town's new Library Director.

E.5 Discussion and/or Action [Suzanne Harvey]: Council approval of a technical assistance and grant management agreement with the Southeastern Arizona Governments Organization (SEAGO) to assist the Town in managing its Community Development Block Grant [CDBG] for park improvements.

E.6 Discussion and/or Action [Suzanne Harvey]: Information about the proposed donation of an airplane to the Town for placement in one of the Town's parks.

E.7 Discussion and/or Action [Suzanne Harvey]: Council will be asked to choose colors for the painting of Town buildings.

E.8 Discussion Only [Suzanne Harvey]: Update on the progress of the Town's bus service.

E.9 Discussion Only [Jay Howe]: Supervisor Howe will present the Town's accomplishments with respect to its management of the Town landfill and solid waste disposal program during fiscal year 2020/21.

E.10 Discussion and/or Action [Mayor Wallace]: Declaration of a vacant seat on the Town Council due to the recent passing of Mayor Pro Tem, Donna Johnson. Council may direct staff on procedures for recruiting a candidate to serve on the Council until the next election in 2022.

E.11 Discussion and/or Action [Mayor Wallace]: Selection of a councilmember to assume the responsibilities of Mayor Pro Tem.

E.12 Discussion and/or Action [Clerk Thorpe]: Request for approval to begin the transition to electronic Council meeting packets.

E.13 Discussion and/or Action [Suzanne Harvey]: Consideration to not have the Town Attorney, Thomas Benavidez, present at every Council meeting.

E.14 Discussion and/or Action [Mayor Wallace]: First reading of Ordinance 2021-01 AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, AMENDING THE TOWN CODE TITLE 18 "ZONING," CHAPTER 18.35 "R-1 RESIDENTIAL DISTRICTS," SECTION 18.35.035 "TRAILERS/ACCESSORY VEHICLES" TO ELIMINATE THE REQUIREMENT TO REGISTER PARKING OF TRAILERS/ACCESSORY VEHICLES ON RESIDENTIAL PROPERTY AND TO ELIMINATE THE ASSOCIATED FEE.

E.15 Discussion and/or Action [Mayor Wallace]: First reading of Ordinance 2021-02 AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, AMENDING THE TOWN CODE TITLE 18 "ZONING," RELATING TO THE REGULATION OF RECREATIONAL MARIJUANA, MEDICAL MARIJUANA AND INDUSTRIAL HEMP; SETTING FORTH DEFINITIONS; PROHIBITING MARIJUANA ON PUBLIC PROPERTY; PROHIBITING MARIJUANA TESTING FACILITIES; REGULATING MARIJUANA ESTABLISHMENTS; ESTABLISHING

REGULATIONS FOR PERSONAL USE OF MARIJUANA AT AN INDIVIDUAL'S PRIMARY RESIDENCE; AUTHORIZING RETAIL SALES FROM MARIJUANA, MARIJUANA PRODUCTS AND INDUSTRIAL HEMP; REQUIRING COMPLIANCE WITH STATE LICENSING REGULATIONS; PROVIDING FOR PERMIT REQUIREMENTS; ESTABLISHING PURPOSES; IMPOSING FEES; SETTING FORTH VIOLATIONS; AND PROVIDING FOR ENFORCEMENT AND PENALTIES.

E.16 Discussion and or/Action [Town Attorney]: The Council might vote to go into executive [closed] session, pursuant to A.R.S. 38-431.03(A) (3) & (4), for legal advice, consultation and to direct its attorney regarding the chapter 11 bankruptcy cases involving Purdue Pharma, *et al.*, pending in the United States Bankruptcy Court for the Southern District of New York (Case No. 19-23649 (RDD)) arising out of the opioid crisis and its effects on governmental entities. Following the executive session, the Council might take action to direct its attorney concerning potential settlement.

- F. Department Director reports**
- G. Items to be placed on future agendas**
- H. Reports of Current Events by Council**
- I. Adjournment**

Posted at 5:00 PM on March 23, 2021, at the following locations:

<p>Town Hall Bulletin Board 500 N. Gonzales Blvd. Huachuca City, AZ 85616</p>	<p>Town Hall Lobby Windows 500 N. Gonzales Blvd. Huachuca City, AZ 85616</p>	<p>Town Website https://huachucacityaz.gov</p>
<p>Huachuca City U.S. Post Office 690 N. Gonzales Blvd. Huachuca City, AZ 85616</p>	<p>Huachuca City Library Windows 506 N. Gonzales Blvd. Huachuca City, AZ 85616</p>	<p>Huachuca City Police Department 500 N. Gonzales Blvd. Huachuca City, AZ 85616</p>

Ms. Brandye Thorpe
Town Clerk

Note: This meeting is open to the public. All interested people are welcome to attend. A copy of agenda background material provided to the Councilmembers, with the exception of confidential material relating to possible executive sessions, is available for public inspection at the Town Clerk's Office, 500 N. Gonzales Blvd., Huachuca City, AZ 85616, Monday through Friday from 8:00 a.m. to 5:00 p.m. or online at www.huachucacityaz.gov

Individuals with disabilities who need a reasonable accommodation to attend or communicate at a town meeting, or who require this information in alternate format, may contact the Town at 456-1354 (TTY 456-1353) to make their needs known. Requests should be made as early as possible so there is sufficient time to respond.