



# TOWN OF HUACHUCA CITY

*The Sunset City*

500 NORTH GONZALES BOULEVARD • HUACHUCA CITY, ARIZONA 85616

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## HUACHUCA CITY TOWN COUNCIL MINUTES REGULAR MEETING AT 7:00<sup>PM</sup> THURSDAY, MARCH 10, 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: Walter Welsch  
Laura Wallace-Resigned  
Christy Hirshberg  
Donna Johnson  
Anna Gonzales

Town Clerk: Tammy J. Mitchell, MMC

Town Attorney: Thomas Benavidez

### Absent:

- C. Approval of Minutes from the Regular Council Meeting held on February 25, 2016.

Motion made by *Mayor Taylor* to open for discussion and/or action to approve the Minutes from the February 25, 2016 , seconded by *Mayor Pro Tem Perry*.

Motion made by *Mayor Taylor* to approve the minutes, seconded by *Mayor Pro Tem Perry*.

*6-0 Motion Carried*  
*Councilmember Gonzales absent for vote*

- D. Call to the Public [3 minute limit] Agenda Items Only. (See below)

*None*

E. **Reports by Council Members and Officers:**

1. ***Councilmember Welsch - Library/Senior Center-***. Councilmember Welsch reported that the Sign Language classes have started. Also the funds we receive from the Cochise County Library District will be cut by \$500.00; Director Kelly is looking for ways fund the Summer Reading Program.
2. ***Councilmember Gonzales– Planning and Zoning-*** . Councilmember Gonzales stated we had a Public Hearing. The P&Z approved to forward it on to the council. It is on the agenda tonight.
3. ***Councilmember Wallace – Parks and Recreation-***.Councilmember Wallace stated if you would like to contribute to the community please join a board.
4. ***Councilmember Johnson – Public Safety-***Councilmember Johnson conveyed so far this year the Police Responded to 332 calls, 297 Traffic Stops, Issued 124 Warnings and issued 213 separate charges on 153 tickets and 35 people have been arrested. The Fire Department Responded to 84 EMT calls and 10 Fires Calls. The Animal Control Responded to 37 calls for service. The Dispatch answered 2479 calls and Greeted 1140 visitors.
5. ***Mayor Pro Tem Perry - Public Works-*** Mayor Pro Tem Perry reported that on the Payment list we did approve to purchase a Street Sweeper. The Land fill has been very busy the supervisor worked through the weekend.
6. ***Councilmember Hirshberg– Finance-***.Councilmember Hirshberg said the Auditors will make the next meeting which, will be held on March 24, 2016.
7. ***Mayor Taylor-*** Mayor Taylor conveyed he would like the Council to know that the word Public Workshop is open to the public but is for the council. We were not in any violation and if citizens have any questions please contact one of us.
8. ***Tammy Mitchell – Town Clerk’s Report-***Clerk Mitchell reported that they released the money for the CDBG Block Grant and our share is \$231,778. Next our new Finance Clerk Ha found over eight thousand dollars in over payments that she is collecting on that now. Also, we are hosting the Mayor/Manager meeting on March 31, 2016 at noon at the Community Center. Clerk Mitchell reported that ADEQ notified her that we have not done the Financial Assurance for the Land fill since 2011. We are working on getting that completed.

F. **Unfinished Business: None**

G. **New Business:**

1. **Discussion and/or Action [Mayor Pro Tem Perry] – Council and staff National Incident Management System 101 and 107 Compliance.**  
***Motion*** made by *Mayor Taylor* to open for discussion and/or action, ***seconded*** by *Councilmember Gonzales*.

**No Action**

2. **Discussion and or Action [Town Attorney and Building Official]: Approval of Resolution No. 2016-12, A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, DECLARING AS PUBLIC RECORDS OF THE TOWN CERTAIN DOCUMENTS KNOWN AS “THE FLOOD INSURANCE STUDY FOR COCHISE COUNTY, ARIZONA AND**

**INCORPORATED AREAS, DATED AUGUST 28, 2008,” AND THE  
“COCHISE COUNTY FLOODPLAIN REGULATIONS,” DATED  
DECEMBER 15, 2015.”**

**Motion** made by *Mayor Taylor* to open for discussion and/or action Resolution No 2016-12, **seconded** by *Councilmember Gonzales*.

**Motion** made by *Mayor Taylor* to approve Resolution No 2016-12, seconded by *Councilmember Gonzales*.

**7-0 Motion Carried**

3. **Discussion and/or Action [Mayor Taylor]: Second Reading of ORDINANCE NO. 2016-13, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, PERTAINING TO THE NATIONAL FLOOD INSURANCE PROGRAM, ADOPTING BY REFERENCE FLOOD INSURANCE STUDY, FLOOD INSURANCE RATE MAPS, AND FLOODPLAIN MANAGEMENT REGULATIONS; AND AMENDING THE TOWN’S CODE SECTION 15.75.010 “FLOODPLAIN MANAGEMENT;” PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; PROVIDING FOR SEVERABILITY; AND PROVIDING PENALTIES.**

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

**Motion** made by *Mayor Taylor* to approve Ordinance No 2016-13, **seconded** by *Councilmember Gonzales*

**7-0 Motion Carried**

4. **Discussion and/or Action [Mayor Taylor]: Update on the Community Development Block Grant “CDBG” project funding application process.**

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

**No Action**

5. **Discussion and/or Action [Mayor Taylor]: Resignation of Council Member, Laura Wallace.**

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

**Motion** made by *Mayor Taylor* to accept the Resignation of Councilmember Laura Wallace and advertise the open council seat, **seconded** by *Mayor Pro Tem Perry*.

**6-0 Motion Carried**

6. **Discussion and/or Action [Mayor Taylor]: Recommendation from P&Z A Proposed Zoning Code Amendments.**

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

**Motion** made by *Mayor Taylor* to send the recommendations from P&Z to legal for Ordinance form, **seconded** by *Councilmember Gonzales*.

**6-0 Motion Carried**

7. **Discussion and/or Action [Mayor Taylor]: The Council may vote to go into executive [closed] session, pursuant to A.R.S. 38-431.03 (A)(3) and (4), for**

legal advice concerning a claim against the Town asserted by Richard Miller for legal advice concerning various claims made against the police department and other Town Officials. The Council might take action to direct the Town Attorney concerning the claim.

Motion made by Mayor Taylor to open for discussion and /or action, seconded by Mayor Pro Tem Perry.

Motion made by Mayor Taylor to enter executive session, seconded by Mayor Pro Tem Perry.

Motion made by Mayor Taylor to exit executive session and return to regular session, seconded by Councilmember Gonzales.

6-0 Motion Carried

Motion made by Mayor Taylor to direct the Town Attorney to look into this matter as discussed, seconded by Councilmember Johnson.

6-0 Motion Approved

H. **Payment Approval Report in the amount of \$112,958.09**

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

Motion made by Mayor Taylor to approve the payment report, seconded by Councilmember Hirshberg.

6-0 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. Neil Josephson: Last council meeting Mr. Perry stated the landfill is doing amazing. If you go by the main gate, there are 2 trash bags that have been sitting there for 2 weeks.
2. Richard Miller: Following up on the paperwork. There are licenses numbers issued for multiple dogs that are the same. The court date was set for when the judge was going to be out of town, there would be another judge presiding. Suddenly the court date was changed. When I asked why the date was changed, the answer I received was it was the Town Clerk who changed the court date. I have video of me banging on the dispatch glass and no one was there. Why is there no investigation into that?

J. **Discussion and/or Action [Town Clerk]: Items to be placed on the next agenda**

1. Councilmember Johnson: Town Hall protection and security
2. Councilmember Welsch: The Town Accountant responsibilities
- 3.

K. **Adjournment**

Motion made by Mayor Taylor to adjourn, seconded by Councilmember Hirshberg  
Adjourned at p.m.

6-0 motion Carried

Approved by Mayor Taylor on March 24, 2016

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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 March 10, 2016. I further certify that the meeting was duly called, and a quorum was present.

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Tammy J. Mitchell, MMC, Town Clerk/Administrator