



TOWN OF HUACHUCA CITY

The Sunset City

500 NORTH GONZALES BOULEVARD • HUACHUCA CITY, ARIZONA 85616

PHONE (520) 456- 1354 • TDD (520) 456-1353 FAX: (520) 456-2230

E-MAIL: tmitchell@huachucacityaz.gov

HUACHUCA CITY TOWN COUNCIL MINUTES REGULAR MEETING AT 7:00^{PM} THURSDAY, JANUARY 12, 2017

- 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: Donna Johnson

Council Members: Johann Wallace
Walter Welsch
Christy Hirshberg
Jane Hjeldness
Cynthia Butterworth

Town Clerk/Administrator: Tammy J. Mitchell, MMC

Town Attorney: Thomas Benavidez

Absent:

- C. Approval of Regular Minutes from the Town Council Meeting of December 22, 2016.

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

Motion made by Mayor Taylor to approve the minutes of December 22, 2016, seconded by Council Member Hirshberg.

7-0 Motion Carried

- D. Call to the Public [3 minute limit] Agenda Items Only. (See below)
 - 1. George Nerhan: Spoke about the contract with the building official. Referred to code 9.812 stating the application has to be posted. The building official

does not have to answer to any city staff. There are other problems with his contract.

Mayor Taylor stated for the record that the ordinance that were handed to council were from 2012 and not in the current code format.

2. **Stuart Jansen:** About a year ago, the Mayor and Council decided that the city needed help. So they went out and hired Dr. Johnson. It was the best move the city has made. Please vote to keep Dr. Johnson in to continue the fight to clean up Huachuca City.
3. **Rod Pieren:** I have learned more from Dr. Johnson and Johann Wallace about running the town. I think it would be a grave mistake to get rid of Dr. Johnson. There is progress happening.
4. **Jim Goad:** Mr. Nerhan objected that Mr. Goad is not a citizen. Mr. Goad stated that Dr. Johnson is doing a good job in cleaning up Huachuca City. I am requested to not only keep him as Building/Code official, but also appoint him as health inspector.

Mayor Taylor stated in reference to the objection that Huachuca City has upheld the amendment of freedom of speech.

E. Reports by Council Members and Officers:

1. **Council Member Welsch - Library/Senior Center-** Council Member Welsch gave the end of the year report for the Senior Center. Mayor Taylor said this is a very informative report.
2. **Council Member Hjeldness – Finance –** Council Member Hjeldness reported that she went through every Business License. Letters will go out to all that are missing information like TPT. Also, I am working on the ones who have rentals with no TPT. Council Member Hjeldness stated she is preparing for the budget I have got these reports that show where we are at this time and I will be getting these to the council monthly.
3. **Council Member Johann-Wallace-Planning and Zoning-** Council Member J. Wallace reported that we had our first meeting on January 4 and the big item we discussed was the sign code. Doc Johnson provided some very good samples of sign codes. We will be setting a meeting with the WLB group to come down and review the draft General Plan. Our next meeting will be February 1, 2017.
4. **Council Member Butterworth –Public Safety –**Council Member Butterworth read the monthly report. Chief Thies discussed another way to keep track of the homeowners that would like to be checked on. He is looking automatic or a phone call rather than the calendars. Council Member Welsch would like us to look in to it. Chief Allmon said they have started slow this year which is good in his book. Chief Allmon also introduced our new Paramedic and Fire Fighter. We are training everyday and we are looking into transporting. The fire we had the other day was a house fire that a lady was burning trash in side of her home. This was a (4) minute response with the new program that Chief Allmon has set in place. Chief Allmon also thanked the council for approving this program it has big a life saver. .
5. **Council Member Hirshberg-Parks and Recreation-**Council Member Hirshberg reported that January will be a quite month but starting in February we will start with our Ice Cream Social next a Chili cook-off and we are working on the 4th of July.

6. **Mayor Pro Tem Johnson - Public Works (PW)** - Mayor Pro Tem Johnson reported that the Long Block came in for the loader, so they will start working on that. Public Works Supervisor Jim Halterman reported that the Groundwater monitoring semi-annual samples have been pulled for Wells 1 & 2 in the Land Fill. At the Waste Water facility we pulled the Ground Water samples for annual, semi-annual and quarterly. Supt. Halterman stated that both four inch Hytrol Valves for Howard and Skyline water zones were repaired with new diaphragm, washers, disk and disk retainer. In the 100 Block between First and Second Streets was repaired with 12 inch pipe rap. Repairs to G-2 trash truck by Neal are completed. PW has replaced various burned out lights at the Library.
7. **Mayor** - Mayor Taylor announced the winners of the "Yard of The Month"; Janet Rinehart, Troy and Patti Carpenter and Richard and Linda Carter. Mayor Taylor conveyed that this is a wonderful idea but the Town should stay out of this we have to avoid any of appearance of favoritism. You can continue doing this but the city has to stay natural. Council Member Jane asked if once things are taken care of we can work on this again. Mayor answered yes we can bring this back at another time.
8. **Town Clerk/Administrator Report**- Clerk Mitchell stated we are closed on Monday, January 16th for Martin Luther King birthday.

F. Unfinished Business: Concerning amending the Town Code to implement a court cost recovery program.

Motion made by Mayor Taylor to open for discussion and/or action, **seconded** by Mayor Pro Tem Johnson. Attorney Benavidez stated that he has drawn an ordinance but he thinks it should go through the PZ first because it will be a part of a Zoning Code.

No Action

G. New Business:

1. **Discussion and/or action [Mayor Taylor]: Setting Planning Meeting and Financial Update for January 17, 2016.**

Motion made by Mayor Taylor to open for discussion and/or action, **seconded** by Mayor Pro Tem Johnson. Mayor Taylor suggested setting the meeting on Tuesday, January 17 at 6:30 and having a Special Meeting for Cox Communications at 6:00 p.m.

2. **Discussion and/or Action [Mayor Taylor]: For accepting the renewal of Dr. Jim Johnson's [Southwest Building Inspection Service, Inc.] Contract with the Town for Zoning and Building Code administration and enforcement services.**

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

Motion made by Mayor Taylor to renew the contract with Jim Johnson and Southwest Inspection Service, **seconded** by Councilmember Wallace.

7-0 Motion Approved

3. **Discussion and/or Action [Council Member Hirshberg]: Changing the time of the Parks and Recreation Commission's Meetings from 7:00 PM to 6:30 PM.**

Motion made by *Council Member Hirshberg* to open for discussion and/or action, **seconded** by *Council Member Wallace*.

Town Attorney Benavidez requested a moment to research the Town Code in regards to motion. Council moved on to item 4.

After Item 4:

Motion made by *Council Member Hirshberg* to re-open for discussion and/or action, **seconded** by *Council Member Wallace*.

Motion made by *Council Member Hirshberg* to move the meeting times of the Parks and Recreation Commission from 7:00 PM to 6:30 PM on the second Monday of the month, **seconded** by *Mayor Taylor*

7-0 Motion Approved

4. **Discussion and/or Action [Council Member Hirshberg]: Presenting the Citizen of the Year Award (Elmer Urda Award).**

Motion made by *Council Member Hirshberg* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Johnson*.

Mr. Elmer Urda presented the Citizen of the Year award to James (Jim) Halterman

5. **Discussion and/or Action [Council Member Butterworth]: Establishing fees for providing fire and emergency services outside the Town's territorial limits.**

Motion made by *Council Member Butterworth* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Johnson*.

Motion made *Council Member Butterworth* to direct staff to draft an ordinance, **seconded** by *Mayor Taylor*.

7-0 Motion Approved

6. **Discussion and/or Action [Council Member Hjeldness]: Adjustment of the previously approved wage and salary schedule to ensure it complies with Arizona's new minimum wage of \$10.00/hr that went into effect on 1 Jan, 2017.**

Motion made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Johnson*. Clerk Mitchell gave the council an updated list of changes to the Towns pay scale reflecting the new minimum wage of \$10.00 dollars an hour.

7. **Discussion and/or Action [Clerk Mitchell]: Renting the Land Fill Equipment to Caterpillar (Compactor) for a few months.**

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

Motion made by *Mayor Taylor* to engage in the contract, **seconded** by *Council Member Butterworth*. Clerk Mitchell stated that CAT came to Supt Brown and asked if they could rent a piece of our Land Fill equipment. Clerk Mitchell said we will receive \$19,000 monthly and Empire CAT will take care of everything including the cost of transporting the equipment.

7-0 Motion Approved

8. **Discussion and/or Action [Councilmember Wallace]: Acceptance of Ms. Carol Vaughn's resignation from the Town's Planning & Zoning Commission.**

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

Motion made by *Council Member Wallace* to accept Ms. Carol Vaughn's resignation from the Planning & Zoning, **seconded** by *Councilmember Hjeldness*.

7-0 Motion Approved

9. **Discussion and/or Action [Councilmember Wallace]: Appointment of Ms. Joy Banks to the Town's Planning & Zoning Commission.**

Motion made by *Council Member Wallace* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Johnson*.

Motion made by *Council Member Wallace* to approve Ms. Joy Banks to the Planning and Zoning Commission and ensure she gets a copy of the Open Meeting Laws, **seconded** by *Mayor Taylor*.

7-0 Motion Approved

10. **Discussion and/or Action [Town Attorney]: Executive [Closed] Session for Legal Advice Concerning the Role and Responsibility of the Town Council Sitting as the Board of Adjustment.**

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

Motion made by *Mayor Taylor* to enter into executive session, **seconded** by *Mayor Pro Tem Johnson*. *Went into Executive Session at 9:04 p.m.*

7-0 Motion Approved

Motion made by *Mayor Taylor* to close executive session and re-enter regular session, **seconded** by *Mayor Pro Tem Johnson*. *Convened at 9:28 p.m.*

7-0 Motion Approved

- H. **Payment Approval Report in the amount of \$117,943.21.**

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

Motion made by *Mayor Taylor* to approve the payment of \$117,943.21, **seconded** by *Mayor Pro Tem Johnson*.

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.**

The Council had no call slips at this time.

- J. **Discussion and/or Action [Town Clerk]: Items to be placed on the next agenda. Mayor Pro Tem Johnson – check list for all vehicles.**
- K. **Adjournment: 9:40 p.m.**
Motion made by Mayor Taylor to adjourn, seconded by Council Member Wallace.
7-0 motion Carried

Approved by Mayor Taylor on January 27, 2017



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 January 12, 2017. I further certify that the meeting was duly called, and a quorum was present.



Tammy J. Mitchell, MMC, Town Clerk/Administrator