



# TOWN OF HUACHUCA CITY

*The Sunset City*

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## HUACHUCA CITY TOWN COUNCIL MINUTES REGULAR MEETING AT 7:00<sup>PM</sup> DECEMBER 28, 2017

A. The Meeting was called to Order at 7:00 p.m. and the Pledge of Allegiance was recited.

B. Roll Call

**Present:**

**Mayor:** Ken Taylor

**Council Members:** Johann Wallace  
Joy Banks  
Cynthia Butterworth  
Christy Hirshberg  
Walter Welsch

**Town Clerk:** Jennifer Fuller

**Town Attorney:** Thomas Benavidez

**Absent:** Mayor Pro Tem Donna Johnson, excused

C. **Approval of Minutes from the Special and Regular Town Council Meetings of December 12 and 14, 2017, including Executive Session Minutes from December 14.** Motion made by Mayor Taylor to approve the Minutes from the Special and Regular Town Council Meetings December 12 and 14, including minutes from the Executive Session as presented, seconded by Councilmember Banks. Councilmember Welsch abstained.

**5-0 Motion Carried**

D. **Call to the Public [3 minute limit] Agenda Items Only. (See below)**  
Stu Jantzen  
Dan Ritenour

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

1. **Council Member Welsch - Library/Senior Center** – Read Director Harvey’s report and mentioned the potluck at the Senior Center.
2. **Council Member Banks – Planning and Zoning** – The Planning and Zoning meeting scheduled for January 3, 2018 was postponed to January 10, due to the holiday. 2 applications for seats have been received, but the applicants do not live inside City limits.
3. **Council Member Wallace – Finance** – Will be giving the Finance Clerk until after the first of the year to complete taxes and meet other deadlines.
4. **Council Member Butterworth – Public Safety** – Read the Police Report. Chief Thies reported the department received grant money for new radios and they are in the process of getting quotes. Fire Department is now staffed 24 hours a day. The Fire Department will be submitting a grant for Exhaust Removal.
5. **Council Member Hirshberg – Parks and Recreation** – No report at this time.
6. **Mayor Pro Tem Johnson –Public Works** –Mayor Taylor read Mr. Halterman’s report in Mayor Pro Tem Johnson’s absence.
7. **Mayor – Mayor Taylor** – has been attending weekly staff meetings and has been in contact with Mr. Williams, who is excited to begin.
8. **Mayor - Mayor Taylor** – The Town received the ADEQ Notice of Inspection back and there were no significant deficiencies noted, other than some administrative items. The inspector was visibly excited about the progress the landfill has made. Moving into the spring, residents should notice a reduction in blowing dust and debris.

**F. Unfinished Business:**

1. **Discussion and/or action [Mayor Taylor]: Resolution No. 2017-14 approving an intergovernmental agreement with the Whetstone Fire District for fire and emergency medical services.** Motion made by Mayor Taylor, seconded by Councilmember Banks to open this item. Each Councilmember expressed support. Mayor Taylor motioned to approve the Resolution, seconded by Councilmember Wallace.

**6-0 Motion Carried**

**G. New Business:**

1. **Discussion and/or Action [Mayor Taylor]: Consideration of blight conditions in the Town’s business district, including potential remedies.** Motion made by Mayor Taylor, seconded by Councilmember Banks to open this item. Mayor Taylor stated if there is anything else Council can do to help Town Staff in the cleanup process, to bring it to Council.

**No Action On This Item**

2. **Discussion and/or Action [Councilmember Welsch]: First reading of Ordinance No. 2018-01 AN ORDINANCE OF THE TOWN OF HUACHUCA CITY AMENDING TOWN CODE TITLE 3 “REVENUE AND FINANCE” TO ADD CHAPTER 3.20 “SURPLUS PROPERTY” REQUIRING TOWN COUNCIL APPROVAL TO DISPOSE OF TOWN PROPERTY WITH AN ESTIMATED VALUE OF MORE THAN \$500.00 DOLLARS; AND PROHIBITING TOWN EMPLOYEES AND THEIR IMMEDIATE FAMILIES FROM ACQUIRING SURPLUS PROPERTY.**

Motion to open the item made by Councilmember Welsch, seconded by Mayor Taylor. Ordinance read by title, read by Mayor Taylor.

**Ordinance Read**

3. **Discussion and/or Action [Mayor Taylor]: First reading of Ordinance No. 2018-02 AN ORDINANCE OF THE TOWN OF HUACHUCA CITY AMENDING TOWN CODE TITLE 2, "ADMINISTRATION AND PERSONNEL" CHAPTER 2.130 "PERSONNEL POLICIES AND PROCEDURES," SECTION 2.130.350, TO REQUIRE THAT A BACKGROUND CHECK BE CONDUCTED ON PROSPECTIVE EMPLOYEES.** Motion to open the item made by Mayor Taylor, seconded by Councilmember Banks. Ordinance read by title, read by Mayor Taylor.

**Ordinance Read**

4. **Discussion and/or Action [Mayor Taylor]: Accepting and submission of loan application for Municipal Equipment Financing through Wells Fargo for the 2012 compactor.** Motion made by Mayor Taylor, seconded by Councilmember Wallace to open this item. Motion made by Mayor Taylor to accept and submit the loan application, seconded by Councilmember Banks.

**6-0 Motion Carried**

5. **Discussion and/or Action [Mayor Taylor]: Reconsideration of the \$599.00 stipend payment to the Huachuca City Fire Department personnel, in light of new information.**

Motion was made by Mayor Taylor, seconded by Councilmember Banks to open this item. After a brief discussion and explanation regarding what the stipend is actually for, a motion was made by Mayor Taylor not pay the stipend; motion was seconded by Councilmember Banks.

**6-0 Motion Carried**

6. **Discussion and/or Action [Mayor Taylor]: Consideration of Purchase of the Cox Cable plant infrastructure.**

Motion made by Mayor Taylor, seconded by Councilmember Wallace to open this item. Mayor Taylor read a prepared statement regarding the importance of securing the town's future. Mayor Taylor made the motion to purchase the plant, seconded by Councilmember Banks.

**6-0 Motion Carried**

Break was called at 8:21P.M. Meeting resumed at 8:30P.M.

7. **Discussion Only [Mayor Taylor]: Purchase of a used roll-off truck for use in the landfill.**

Motion made by Mayor Taylor, seconded by Councilmembers Wallace and Banks to open this item. Councilmember Wallace requested to be copied on quotes for finance. Landfill Supervisor Fernandez will present to the council in an upcoming meeting.

**No Action on this Item**

8. **Discussion and/or Action [Town Attorney]: Executive [closed] session, pursuant to A.R.S. 38-431.03(A)(3) & (4), for legal advice, consultation and direction to the Town's Attorneys regarding claims of retaliatory discharge made against the Town's former fire chief through the Arizona Department of Safety and Health ["ADOSH"]. Following the executive session, the Council may approve settlement agreements with the complainants and ADOSH.**

Motion made by Mayor Taylor, seconded by Councilmember Wallace to enter into Executive [closed] session. 6-0 Motion Carried

Council went into closed session at 8:42P.M. Council returned to open session at 8:49P.M. Motion made by Mayor Taylor, seconded by Council Member Wallace, to direct staff to approve the settlements with ADOSH.

6-0 Motion Carried

H. **Payment Approval Report in the amount of \$156,683.71**

Motion made by Mayor Taylor to open this item, seconded by Councilmember Banks. A question was brought regarding a charge to Amazon. Staff was directed to investigate and report back to Council at the next meeting. Motion made by Mayor Taylor to approve the payment of \$156,683.71 seconded by Council Member 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. None**

- J. **Discussion and/or Action [Town Clerk]: Items to be placed on the next agenda. None**

K. **Adjournment: 8:56P.M.**

Motion was made by Mayor Taylor to adjourn, seconded by Councilmember Wallace.

6-0 Motion Carried

Approved by Mayor Taylor on January 11, 2018



Mayor, Kenneth Taylor

Attest: Jennifer A. Fuller  
Town Clerk Jennifer A. Fuller

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 December 28, 2017. I further certify that the meeting was duly called, and a quorum was present.

Jennifer A. Fuller  
Jennifer A. Fuller, Town Clerk/Administrator