



**MINUTES OF THE
HUACHUCA CITY TOWN COUNCIL
MEETING HELD
THURSDAY, AUGUST 16, 2018 AT 7:00PM
HUACHUCA CITY TOWN HALL-500 N. GONZALES BLVD. HUACHUCA CITY,
AZ 85616**

AGENDA

A. Call to Order

Mayor

- Pledge of Allegiance
- Roll Call and Ascertain Quorum
- 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.

The meeting was called to order at 7:09PM. The Pledge of Allegiance was led by Mayor Taylor.

Roll Call: Present: Ken Taylor, Donna Johnson, Joy Banks, Cynthia Butterworth, Christy Hirshberg, Johann Wallace, Walt Welsch.

The invocation was offered by Brother Rodney Weichert.

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. Denise Lott spoke.

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 Town Council Regular Meeting held on August 9, 2018.

C.2 Consider approval of the minutes of the Executive Session held on August 9, 2018.

C.3 Consider approval of the Payment Approval Report in the amount of \$ 67,217.70

Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Donna Johnson.**

Motion: Approve Consent Agenda as presented, **moved by Ken Taylor, seconded by Donna Johnson.**

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.
There was no unfinished business.

E. New 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.1 Discussion and/or Action [Mayor Taylor]: Adoption of Resolution 2018-19, A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, TO AUTHORIZE FOR THE CITY'S FISCAL YEAR 2018-19, THE PRIMARY TAX RATE OF 1.33%

Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**

Motion: Approve and adopt Resolution 2018-19, **Moved by Ken Taylor, Seconded by Donna Johnson.**

Vote: Motion passed unanimously (summary: Aye = 7, Nay = 0, Abstain = 0).

Aye: Ken Taylor, Donna Johnson, Joy Banks, Cynthia Butterworth, Christy Hirshberg, Johann Wallace, Walt Welsch.

- E.2 Discussion and/or Action [Manager Williams]: Monthly Budget Update Report presentation by Spencer Forsberg of Haymore and Forsberg C.P.A.
Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**
No Council Action or Vote Required.
- E.3 Discussion Only [Clerk Fuller] Presentation of the Results from the Bus line survey.
Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Donna Johnson.**
No Council Action or Vote Required.
- E.4 Discussion and/or Action [Clerk Fuller]: Direction of staff from Council to establish a dedicated bus route.
Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Donna Johnson.**
Motion: Direct staff to prepare a draft dedicated bus route. **Action:** Approve, moved by Ken Taylor, seconded by: Donna Johnson.
Vote: Motion Passed (summary: **Aye = 6, Nay = 1, Abstain = 0**)
Aye: Ken Taylor, Donna Johnson, Joy Banks, Cynthia Butterworth, Christy Hirshberg, Johann Wallace.
Nay: Walt Welsch.
- E.5 Discussion and/or Action [Mayor Taylor]: Adoption of Resolution 2018-22, A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY APPROVING AND AUTHORIZING EXECUTION OF A SPECIAL WARRANTY DEED TRANSFERRING OWNERSHIP OF A PARCEL OF REAL PROPERTY KNOWN AS "CAMP NACO" (PARCEL ID: 10257305B) TO THE CITY OF BISBEE; AND APPROVING EXECUTION OF ANY OTHER INSTRUMENTS NECESSARY TO EFFECUATE THE TRANSFER OF THE PROPERTY.
Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Donna Johnson.**
Motion: Adoption of Resolution 2018-22. **Action:** Approve, **Moved by Ken Taylor, seconded by Donna Johnson.**
Motion passed unanimously.
- E.6 Discussion and/or Action [Manager Williams] Adoption of the Tax Code amendments incorporating changes approved by the Municipal Tax Code Commission from 2012 through 2014.
Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**
Motion: Adopt Tax Code amendments. **Action:** Approve, **Moved by Ken Taylor, seconded by Donna Johnson.**
Motion passed unanimously.
- E.7 Discussion and/or Action [Manager Williams]: First Reading of Ordinance 2018-18, AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY,

ARIZONA, RELATING TO THE PRIVILEGE TAX; AMENDING THE TOWN TAX CODE BY CHANGING THE RATES OF TAXATION; PROVIDING PENALTIES FOR THE VIOLATION THEREOF; PROVIDING FOR SEVERABILITY AND DESIGNATING AN EFFECTIVE DATE.

Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Donna Johnson.**

No Council Action or Vote Required.

- E.8 Discussion and/or Action [Manager Williams]: Adoption of Resolution 2018-21, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE TOWN CLERK AND ENTITLED "THE USE TAX AMENDMENT TO THE TAX CODE OF THE TOWN OF HUACHUCA CITY."

Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**

Motion: adopt Resolution 2018-21, **Action:** Approve **Moved by, Ken Taylor, seconded by Donna Johnson.**

Motion passed unanimously.

- E.9 Discussion and/or Action [Manager Williams]: Adoption of Resolution 2018-20, A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, TERMINATING CERTAIN COUNCILMEMBER DEPARTMENTAL LIAISON RESPONSIBILITIES AND AFFIRMING OTHERS.

Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**

Motion: adopt Resolution 2018-21, **Action:** Approve **Moved by, Ken Taylor, seconded by Donna Johnson.**

Vote: Motion passed (summary: Ayes = 5, Nays = 2, Abstain = 0)

Ayes: Ken Taylor, Donna Johnson, Joy Banks, Christy Hirshberg, Johann Wallace.

Nays: Cynthia Butterworth, Walt Welsch.

- E.10 Discussion and/or Action [Manager Williams]: First Reading of Ordinance 2018-19, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AMENDING THE TOWN CODE CHAPTER 2.20 "COUNCIL PROCEDURE" SECTION 2.20.060 "ORDER OF BUSINESS" TO REMOVE THE ORDER OF BUSINESS FROM THE TOWN CODE AND ALLOW THE COUNCIL TO SET THE ORDER OF BUSINESS AT MEETINGS OF THE TOWN COUNCIL BY RESOLUTION OF THE COUNCIL.

Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**

No Council Action or Vote Required

- E.11 Discussion and/or Action [Manager Williams]: First Reading of Ordinance 2018-20, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AMENDING THE TOWN CODE, TITLE 8 "HEALTH AND SAFETY," CHAPTER 8.10 "PREPARATION OF REFUSE FOR COLLECTION," SECTIONS 8.10.010 "PREPARATION OF REFUSE," 8.10.020 "LOCATION FOR PICK-UP," 8.10.050 "ALTERNATIVE DISPOSAL OF REFUSE" AND 8.10.090 "DUMPING REFUSE" TO IMPROVE THE HEALTH AND WELFARE OF THE TOWN, IMPROVE THE TOWN'S TRASH COLLECTION EFFORTS AND TO ALLOW FOR THE POSSIBILITY OF ENGAGING A PRIVATE ENTERPRISE TO PROVIDE TRASH COLLECTION SERVICE.

Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**
Motion: change language for "tightly closed" to "reasonably closed" throughout ordinance,
Moved by Ken Taylor, seconded by Donna Johnson.
Motion passed unanimously.

E.12 Discussion and/or Action [Manager Williams]: First Reading of Ordinance 2018-21, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AMENDING THE TOWN CODE, TITLE 8 "HEALTH AND SAFETY," CHAPTER 8.10 "PREPARATION OF REFUSE FOR COLLECTION," SECTION 8.10.050 "ALTERNATIVE DISPOSAL OF REFUSE" TO IMPROVE THE HEALTH AND WELFARE OF THE TOWN BY REQUIRING RESIDENTS TO USE THE TRASH COLLECTION SERVICES PROVIDED BY OR CONTRACTED BY THE TOWN.
Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**
No Council Action or Vote Required.

E.13 Discussion and/or Action [Councilor Wallace]: First Reading of Ordinance 2018-22, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AMENDING THE TOWN CODE CHAPTER 2.85 "TOWN FACILITY USE POLICY," SECTION 2.85.050 "CHARGES" AND CHAPTER 10.30 "PARKS, RECREATION AND TRANSPORTATION FACILITIES," SECTION 10.30.030 "USE OF COMMUNITY CENTER," TO REMOVE THE OPTION FOR CERTAIN PRIVATE ORGANIZATIONS TO USE TOWN FACILITIES FREE OF CHARGE.
Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Donna Johnson.**
Stu Jantzen spoke.
No Council Action or Vote Required.

E.14 Discussion and/or Action [Chief Thies]: 1st reading Civil vs criminal ordinance/code change Item was postponed.

E.15 Discussion and/or Action [Manager Williams]: Approval of Utility Rate Study Purchase.
Motion: Open for Discussion and/or Action, **Moved by Ken Taylor, Seconded by Joy Banks.**
Motion: Approve Purchase of Water and Wastewater Utility Rate Study, **Moved by Ken Taylor, seconded by Walt Welsch.**
Motion passed unanimously.

E.16 Discussion and/or Action [Councilors Banks & Butterworth]: Direction of staff from Council to establish an Animal Shelter Advisory Committee.
Motion: Open for Discussion and/or Action, **Moved by Joy Banks, seconded by**
Motion: Direct staff to establish an Animal Shelter Advisory Committee, **Moved by Johann Wallace, seconded by Christy Hirshberg.**
Vote: Motion passed (summary: Aye = 6, Nay = 1, Abstain = 0)
Aye: Ken Taylor, Donna Johnson, Joy Banks, Cynthia Butterworth, Christy Hirshberg, Johann Wallace.
Nay: Walt Welsch.

E.17 Discussion and/or Action [Chiefs Thies and Bidon]: Direction of staff from Council to establish a Public Safety Board.
Item was postponed.

F. Items to be placed on future agendas.

1. Walt Welsch – Discussion of general current situation relating to Fire Inspection procedures
2. Matthew Williams – Committee reports from Council members that attend meetings
3. Matthew Williams - Bus line Work Session will be scheduled for 6:00pm September 13.

G. Adjournment.

Motion: Adjourn, Moved by Ken Taylor, seconded by Johann Wallace.

Motion passed unanimously.

Meeting was adjourned at 9:19pm.

Approved by Mayor Taylor on September 13, 2018




Kenneth Taylor, Mayor

Attest:


Jennifer A. Fuller, Town Clerk

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 August 16, 2018. I further certify that the meeting was duly called and a quorum was present.


Jennifer A. Fuller, Town Clerk