



**MINUTES OF THE
HUACHUCA CITY TOWN COUNCIL
MEETING HELD
THURSDAY, SEPTEMBER 27, 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

Present: Ken Taylor, Donna Johnson, Joy Banks, Cynthia Butterworth, Christy Hirshberg, Johann Wallace, Walt Welsch, Matthew Williams (Not voting), Jennifer Fuller (Not voting), Thomas Benavidez (Town Attorney) (Not voting).

- 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 7:01PM. The Pledge of Allegiance was led by Mayor Taylor. The invocation was offered by Pastor Dave Carns of the Summit Baptist Church.

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. There were no public comments offered.

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 Council Work Session held on September 13, 2018.
- C.2 Consider approval of the minutes of the Regular Council Meeting held on September 13, 2018.
- C.3 Consider approval of the minutes of the Executive Session held on September 13, 2018.
- C.4 Consider approval of the Payment Approval Report in the amount of \$ 94,504.48
- C.5 Acceptance of Mary Coon's resignation from the Parks and Recreation Commission
- C.6 Approval of Surplus Items
 - A. Scissor Lift-Public Works
 - B. Generator

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

Motion: Consent agenda as presented, Action: Approve, Moved by Ken Taylor, Seconded by Donna Johnson.

Motion passed unanimously.

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 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.

Council member Walt Welsch requested to have items E.11 and E.12 to the top of the agenda to accommodate some of the members of the audience. Mayor Taylor advised item E.1 would be heard first and then, if there were no objections, items E.11 and E.12 would be moved to the top.

- E.1 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 Donna Johnson.

Discussion Item only, no Council Action required

- E.2** Discussion and/or Action [Manager Williams] Council Staff Direction to Transfer \$166,801.29 from Wells Fargo Savings A/N 1 and Transfer of \$33,198.71 from Wells Fargo Savings A/N 2 to the Town general fund account: for a total transfer from Wells Fargo Savings of \$200,000 as budgeted.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Donna Johnson.
Motion: Approve transfer of funds from savings, Action: Approve, Moved by Ken Taylor, Seconded by Donna Johnson.
Motion passed unanimously.
- E3.** Discussion and/or Action [Manager Williams]: Consider Adoption of Resolution 2018-29, A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AUTHORIZING THE TOWN TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH COCHISE COUNTY FOR OPERATION OF THE HUACHUCA CITY ANIMAL SHELTER.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Joy Banks.
Motion: Adoption of Resolution 2018-29, Action: Approve, Moved by Ken Taylor, Seconded by Donna Johnson.
Motion passed unanimously.
- E.4** Discussion and/or Action [Chief Thies]: Consider Adoption of Resolution 2018-27, A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, DECLARING AS A PUBLIC RECORD A CERTAIN DOCUMENT KNOWN AS "2018 AMENDMENTS TO TITLE 6 ANIMALS."
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Joy Banks.
Motion: adoption of Resolution 2018-27, Action: Approve, Moved by Ken Taylor, Seconded by Donna Johnson.
Motion passed unanimously.
- E.5** Discussion and/or Action [Chief Thies]: Required Second Reading and Adoption of 2018-23, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, ADOPTING AMENDMENTS TO THE TOWN CODE, TITLE 6 "ANIMALS," WHICH AMENDMENTS PROVIDE FOR SPECIFIC AND VARYING PENALTIES FOR VIOLATIONS OF THE TOWN'S ANIMAL CODE.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Joy Banks.
Motion: Table this Item until Resolution 2018-27 passed, Moved by Ken Taylor, Seconded by Cynthia Butterworth.
Motion passed unanimously.
Motion to reopen for Discussion and/or Action, Moved by Ken Taylor, Seconded by Donna Johnson.
Motion to adopt Ordinance 2018-23, moved by Ken Taylor, Seconded by Donna Johnson.
Motion passed unanimously.
- E.6** Discussion and/or Action [Chief Thies]: Required Second Reading and Adoption of 2018-24, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, AMENDING THE TOWN CODE, TITLE 1, CHAPTER 1.05 "GENERAL PROVISIONS", SECTION 1.05.110 "PENALTY," TO CLARIFY THAT NOT ALL VIOLATIONS OF THE TOWN CODE ARE

MISDEMEANORS AND THAT SPECIFIC PENALTY PROVISIONS MIGHT BE PROVIDED THROUGHOUT THE CODE.

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

Motion: adoption of Ordinance 2018-24, Action: Approve, Moved by Ken Taylor, Seconded by Cynthia Butterworth.

Motion passed unanimously.

- E.7 Discussion and/or Action [Manager Williams] Consider Approval of Bus Line Program Proposed Changes.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Joy Banks.
Town Manager Williams presented four options to the Council:
Option 1: Build the Bus Line to conform to grant standards, as discussed at the 9/13 meeting.
Option 2: Two runs per day, three days a week to all of the major stops, with no grant funding and charging bus fares.
Option 3: 1 run per day, four days per week. Two days would run to several stops; the other stops on the other two days, with no grant funding.
Option 4: End Bus Service.
Motion: Option 4, Action: Approve, Moved by Ken Taylor.
Vote: Motion passed (summary: Yes = 5, No = 2, Abstain = 0).
Yes: Ken Taylor, Donna Johnson, Joy Banks, Christy Hirshberg, Johann Wallace.
No: Cynthia Butterworth, Walt Welsch.
(8:43pm: Joy Banks left the chambers)
Motion to terminate bus service on December 31, 2018, moved by Ken Taylor, Seconded by Donna Johnson.
Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).
Yes: Ken Taylor, Donna Johnson, Cynthia Butterworth, Christy Hirshberg, Johann Wallace, Walt Welsch.
Absent: Joy Banks.
- E.8 Discussion and/or Action [Manager Williams] Consider Adoption of Resolution 2018-24, A RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, ARIZONA, ESTABLISHING A BUS FARE SCHEDULE.
This item was struck from the agenda.
- E.9 Discussion and/or Action [Manager Williams] Approval of AMRRP Risk Pool Policy Payment in the amount of \$24,900.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Christy Hirshberg.
Motion: Approve, Moved by Ken Taylor, Seconded by Christy Hirshberg.
Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).
Yes: Ken Taylor, Donna Johnson, Cynthia Butterworth, Christy Hirshberg, Johann Wallace, Walt Welsch.
Absent: Joy Banks.

- E.10 Discussion and/or Action [Manager Williams] Consider Adoption of the Huachuca City Council Code of Ethics.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Christy Hhirshberg.
 (8:49pm: Joy Banks returned to the chambers)
 Town Manager Williams presented the Council with two versions of the Council Code of Ethics.
Motion: Version 1, Action: Approve, Moved by Ken Taylor, Seconded by Donna Johnson.
Vote: Motion passed (summary: Yes = 6, No = 0, Abstain = 1).
Yes: Ken Taylor, Donna Johnson, Joy Banks, Cynthia Butterworth, Christy Hirshberg, Johann Wallace.
No: None.
Abstain: Walt Welsch
- E.11 Discussion and/or Action [Manager Williams] Council Staff Direction to Begin 60 Day Process for Fees to Rent the Town Senior Center Facility.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Donna Johnson.
Dave Perry spoke on behalf of the Huachuca City Senior Center, LLC, who opposes the rental of the building to the public.
Motion: authorization of staff, Action: Approve, Moved by Ken Taylor.
Vote: Motion failed (summary: Yes = 1, No = 5, Abstain = 1).
Yes: Johann Wallace.
No: Ken Taylor, Donna Johnson, Joy Banks, Christy Hirshberg, Walt Welsch.
Abstain: Cynthia Butterworth.
- E.12 Discussion and/or Action [Manager Williams] 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 "CHARGES" AND CHAPTER 10.30 "PARKS, RECREATION, AND TRANSPORTATION FACILITIES," SECTION 10.30.330 "USE OF COMMUNITY CENTER" TO REMOVE THE OPTION FOR CERTAIN PRIVATE ORGANIZATIONS TO USE TOWN FACILITIES FREE OF CHARGE AND TO ALLOW THE TOWN TO RENT THE TOWN SENIOR CENTER.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Donna Johnson.
As there has been a First Reading of this Ordinance prior to the verbiage for the Senior Center being added, this ordinance will be brought back before the Council at a later date for a Second Required Reading of the original ordinance.
No Council Action Required
- E.13 Discussion and/or Action [Manager Williams] Council staff direction to sell the 2018 KME Interface Pumper Wildland Truck with all associated gear for not less than \$304,316.68. This Action could include having a buyer or lessor assume the loan and take over the current annual wildland truck payments of \$43,883.79.
Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Donna Johnson.
Motion: sale of the Wildland truck and associated gear, Action: Approve, Moved by Ken Taylor, Seconded by Cynthia Butterworth.

Motion passed unanimously.

E.14 Discussion and/or Action [Mayor Taylor] Council Staff Direction to Initiate Recruiting Members for a Memorial Review Board, as Authorized by Huachuca City Town Code Chapter 2.120.

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

Motion: Approve, Moved by Ken Taylor, Seconded by Donna Johnson.

Motion passed unanimously.

E.15 Discussion and/or Action [Councilor Hirshberg] Council Staff Direction to Dissolve the Parks & Rec Commission and direct the Town Manager to handle Parks & Rec duties as an administrative function with citizen input.

Motion: Open for Discussion and/or Action, Moved by Ken Taylor, Seconded by Christy Hirshberg.

Motion: Approve, Moved by Ken Taylor, Seconded by Christy Hirshberg.

Motion passed unanimously.

E.16 Discussion and/or Action [Manager Williams]: Council Decision Request for approval of the purchase of groundwater pumps & installation at a cost not to exceed \$37,479.

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

Motion: Approve, Moved by Ken Taylor, Seconded by Donna Johnson.

Motion passed unanimously.

F. Items to be placed on future agendas.

G. Adjournment.

Motion: Adjourn, Moved by Ken Taylor, Seconded by Cynthia Butterworth.

Motion passed unanimously.

Meeting was adjourned at 9:07pm.

Approved by Mayor Taylor on October 11, 2018

Attest:



Jennifer A. Fuller, Town Clerk


Kenneth Taylor, Mayor



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 September 27, 2018. I further certify that the meeting was duly called and a quorum was present.



Jennifer A. Fuller, Town Clerk