



TOWN OF HUACHUCA CITY

The Sunset City

MEETING MINUTES OF THE HUACHUCA CITY TOWN COUNCIL

July 22, 2021 AT 6:00 PM

COUNCIL CHAMBERS

500 N. GONZALES BLVD.

HUACHUCA CITY, AZ 85616

SPECIAL NOTICE: BY NEW PROCLAMATION OF THE MAYOR, DUE TO SIGNIFICANT PROGRESS IN THE BATTLE AGAINST THE COVID-19 PANDEMIC, THE MAYOR AND COUNCIL WILL RESUME IN-PERSON PUBLIC MEETINGS, BUT WILL CONTINUE TO OFFER A REMOTE ACCESS FORMAT. MEMBERS OF THE PUBLIC MAY COME TO TOWN HALL TO ATTEND THESE MEETINGS OR THEY MAY ATTEND BY GOING TO [OR CALLING TO]: <https://www.facebook.com/HuachucaCityAZ> or 520-844-2096. IN ADDITION, THE MAYOR HAS RESUMED IN-PERSON CALLS TO THE PUBLIC AT THESE MEETINGS. HOWEVER, MEMBERS OF THE PUBLIC MAY STILL CHOOSE TO SUBMIT WRITTEN COMMENTS TO THE TOWN CLERK TWENTY-FOUR HOURS IN ADVANCE OF THESE MEETINGS.

ADVANCE NOTICE OF ALL MEETINGS CAN BE FOUND AT THE TOWN'S USUAL AGENDA POSTING LOCATIONS, INCLUDING THE TOWN'S WEBSITE <https://huachucacityaz.gov/>

AGENDA

A. Call to Order – Mayor 6:00pm

- a. Pledge of Allegiance

Led by Mayor Wallace.

- b. Roll Call and Ascertain Quorum

Roll Call.

Present: Johann Wallace, Keith Settlemyer, Cynthia Butterworth, Christy Hirshberg, Debbie Trate, Jean Smelt, Jeffrey Ferro, Suzanne Harvey (Not voting), Brandye Thorpe (Not voting), Thomas Benavidez, Attorney (Not voting).

- c. Invocation

Led by Elder Thomas.

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.

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.

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 Regular Council meeting held on July 8, 2021.

C.2 Consider approval of the Payment Approval Report.

Motion: Items on the Consent Agenda, **Action:** Open for Discussion and/or Action, **Moved by** Johann Wallace, **Seconded by** Debbie Trate.

Councilmember Ferro will abstain from voting on item C.1 as he was not a member of Council during that meeting.

Motion: Items on the Consent Agenda, **Action:** Approve, **Moved by** Johann Wallace, **Seconded by** Christy Hirshberg.

Vote: Motion passed (**summary:** Yes = 6, No = 0, Abstain = 1).

Yes: Johann Wallace, Keith Settlemeyer, Cynthia Butterworth, Christy Hirshberg, Debbie Trate, Jean Smelt.

Abstain: Jeffrey Ferro.

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 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 [Spencer Forsberg]: Mr. Forsberg will review the Town's finances for the months of May and June.

Mayor Wallace moves this to later in the meeting due to Mr. Forsberg being late.

Motion: Item E.1, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Spencer Forsberg reviews the months of May and June. Final numbers for the fiscal year show the General Fund in the black \$90,000.00. Enterprise Funds have also performed well throughout the year.

E.2 Discussion and/or Action [Jim Halterman]: Approval of repairs to the air conditioning units at the Library.

Motion: Item E.2, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Manager Harvey advises Council that Mr. Halterman is recommending the middle bid from Arizona Comfort Systems because they mentioned in the bid a problem that neither of the other two companies found.

Dr. Johnson advises this problem they found is a burned circuit board contact.

Motion: The estimate for Arizona Comfort Systems for repair of the air conditioning systems, Action: Approve, Moved by Johann Wallace, Seconded by Jean Smelt.

Motion passed unanimously.

that needs replaced or it could cause further and/or bigger issues.

E.3 Discussion and/or Action [Suzanne Harvey]: Resolution 2021-13, adopting a new fee schedule for residential and commercial garbage/trash services. If approved, the schedule will increase fees for garbage/trash services.

Motion: Item E.3, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Mayor Wallace advises this is a standard annual increase agreed upon in the contract with Waste Management.

Motion: Resolution 2021-13, Action: Approve, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Motion passed unanimously.

E.4 Discussion and/or Action [Suzanne Harvey]: Acceptance of the bid for the purchase of the animal shelter property in the amount of \$40,000.00, and direction to staff to develop a purchase agreement.

Motion: Item E.4, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Debbie Trate.

Manager Harvey advises that this is the only bid that was received for the property. The bid amount is \$40,000.00. If you accept the bid tonight and direct staff, we will prepare the purchase agreement with the help of Attorney Benavidez. Their intent for the property is unknown at this time. Councilmember Ferro asks about the offer, there are dates on the offer that are already past. Manager Harvey advises that it is believed they had a typographical error.

Motion: The bid for the purchase of the animal shelter in the amount of \$40,000.00 and direct staff to develop a purchase agreement, Action: Accept, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Motion passed unanimously.

E.5 Executive [closed] session [Town Attorney], pursuant to A.R.S. 38-431.03(A)(3), (4) and (7), for the Council to discuss with its attorney a proposal received for the lease and possible purchase of the Town's property located at 830 Arizona Street. The Council might take action to instruct the attorney and or authorize publishing a request for proposals for purchase of the property.

Motion: Item E.5, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Motion: 6:15pm Allow Dr. Johnson to stay for the closed session, Action: Enter Closed Session, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Motion passed unanimously.

Motion: 6:39pm , Action: Enter Back into Public Session, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Motion passed unanimously.

Motion: Pursue further negotiations with respect to the LOI we received for the asset located at 830 Arizona St. and to issue an RFP , Action: Direct Staff, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Motion passed unanimously.

Mayor Wallace goes back to item E.1 now that Mr. Forsberg is here.

E.6 Discussion and/or Action [Suzanne Harvey]: Approval to join the Sierra Vista Chamber of Commerce and the Hispanic Chamber of Commerce.

Motion: Item E.6, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Christy Hirshberg.

Manager Harvey advises that there are many benefits to joining both of these Chambers, and the events make us more visible. The cost for the Sierra Vista Chamber is \$350.00 for the first year and \$380.00 thereafter. The cost for the Hispanic Chamber is \$750.00 for a tri-county membership. It is a great opportunity for the Town.

Motion: Joining of the Sierra Vista Chamber of Commerce and the Hispanic Chamber of Commerce, Action: Approve, Moved by Johann Wallace, Seconded by Christy Hirshberg. Motion passed unanimously.

E.7 Discussion Only [Suzanne Harvey]: After Action Review of the Town's 4th of July events; and possible discussion concerning the Council's interest in having staff review the extent of the Town's authority to regulate fireworks.

Motion: Item E.7, Action: Open for Discussion and/or Action, Moved by Johann Wallace, Seconded by Debbie Trate.

Manager Harvey provides some photos and does a recap of the events. Favorites of the event were discussed. Councilmember Ferro suggests looking into noiseless fireworks. There is discussion regarding State law and the use of permissible fireworks in Town. We can not be more restrictive than the State allows, however we can provide more education to residents about what is permissible and what is not. We can also provide more information about when these are allowed.

F. Department Director Reports

Department Director reports: Dr. Jim Johnson-MOW Matthew Doty-Staffing needs are being met now. Chief Thies-National Night Out on July 30th

G. Items to be placed on future agendas

H. Reports of Current Events by Council

Councilmember Smelt-CABLE meeting was at SVPD auditorium. Border Patrol gave a presentation.

Councilmember Trate-Chamber mixer upcoming

Councilmember Butterworth-Decline in the food distribution numbers on Friday. Southern Arizona Humane Society is working on purchasing the old juvenile detention center in Bisbee. They will begin transporting animals to Tucson from Douglas. They are looking for sponsors for the van purchase and also drivers.

Mayor Wallace- SVMPO next week. Looks like there is some movement on the old church hill building. Mr. Devere sent some information on the easement. Another thanks to everyone for the 4th of July. Good job to Public Works for their cleanup after the big microburst over the weekend.

I. Adjournment

Motion: 7:27pm, Action: Adjourn, Moved by Johann Wallace, Seconded by Christy Hirshberg. Motion passed unanimously.

Approved by Mayor Johann R. Wallace on August 12, 2021.

Mr. Johann R. Wallace
Mayor

Attest: _____
Ms. Brandye Thorpe,
Town Clerk

Seal:

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 July 22, 2021. I further certify that the meeting was duly called and a quorum was present.

Ms. Brandye Thorpe,
Town Clerk