

# CITY OF GLOBE

## REGULAR MEETING MINUTES

MUNICIPAL BUILDING 150 NORTH PINE STREET GLOBE, ARIZONA

JULY 12, 2010 6:00 P.M.

The meeting was called to order by Mayor Shipley at 6:00 p.m.

The Invocation was given by Councilman Lerry Alderman followed by the Pledge of Allegiance led by Councilwoman Mary Ann Uhl.

### ROLL CALL

Councilpersons present: Wheeler, Wilshire, Uhl, Casillas and Alderman

Councilpersons absent: Baker

City Manager / Legal Counsel present: K. Kane Graves

### 1. SUMMARY OF CURRENT EVENTS

#### A. Council Members

1. Councilman Wheeler expressed his thanks to Freeport McMoran for sponsoring the Fourth of July fireworks in our community.
2. Councilman Wheeler commended all those involved in organizing events for the Fourth of July weekend.
3. Councilwoman Casillas commended the staff of the Boys and Girls Club, they have over 200 kids registered into their programs, she encouraged everyone to read the weekly updates in the Arizona Silverbelt.

#### B. Mayor

1. He's been receiving calls of the City possibility raising taxes.

#### C. City Manager

1. Mr. Graves announced that on August 2<sup>nd</sup> the City Workers will be back on their 5 day 8 hour schedules, this notice has been published on the water bills and garbage service will go back to their regular schedules also.
2. Mr. Graves announced the Media advisory from the US Forest Service regarding the Mills 2 fire – lightning strike July 10 – S.W. Pinal Mountain – update read. 25 acres involved. No restrictions at this time.
3. Mr. Graves stated that the Council has been awarded an \$80,000 Energy grant, it was written by Chris Collopy and Valerie Hereford. He stated that the council will formally accept this grant at the next scheduled meeting.
4. Mr. Graves thanked City Employee Gordon Phillips for courteously allowing the local Ti Chi group to continue their workout at the Senior Center Park, he politely informed the group that he would come back to work on the grounds after their workout.

### 2. SPECIAL PRESENTATIONS

Presentation of Final Plans for the Gateway II Project (Kip Culver)

Globe Downtown Association Director Kip Culver presented the Gateway II plans to the Council. He explained that the project is a \$250,000 project and the City's match is \$17,000, which \$5,000 will be review fees and the remaining inkind. The Gateway projects will be held on Oak and 60 as well as Hill of of Hwy 60. Mr. Culver stated that this grant is an ADOT grant that is federally funded and completion should be sometime next May.

3. CONSENT CALENDAR

Vice Mayor Wilshire moved to approve the consent calendar items A, B1 and D.  
Seconded by Councilwoman Uhl.

Motion carried.

- A. Consideration of waiver of Section 2-4-10 (A) [Prior Discussion Rule] to allow action on the balance of the Consent Agenda:

Passed.

- B. Consideration of Approval of Council Minutes:

1. Regular Meeting of June 14, 2010 – next meeting

Passed. 2. Regular Meeting of June 21, 2010

- C. Accounts Payable and Ratification of Prior Accounts Payable

Councilman Alderman moved to approve the accounts payable with the additional request of \$12,320.37. Total being \$239,333.87. Seconded by Vice Mayor Wilshire.

Motion carried.

- D. CONSIDERATION OF APPROVAL OF PINAL-GILA COUNCIL FOR SENIOR CITIZENS CONTRACT FOR FISCAL YEAR 2010-2011 AND COMMIT THE \$88,682 CASH MATCH. (Teresa Williams)

Passed.

4. NEW BUSINESS

- A. **PUBLIC HEARING** - CONSIDERATION OF APPLICATION FOR A NEW CLASS 9 LIQUOR LICENSE FOR ABEL CLAIRE HOLLIE dba WAL-MART STORES, INC., WAL-MART SUPERCENTER #1334, 100 SOUTH RAGUS ROAD, CLAYPOOL, ARIZONA. (Gina A. Paul)

6:21 p.m.

The Council is in receipt of the Liquor License Application received from Abel Clare Hollie, dba Walmart Stores. Councilman Alderman Shared his concerns that the measurements from Walmart to the Schools is not 528 feet as stated on the application, but that Arizona Revised Statutes states that there must be a 300' distance from a fenced playground. He also expressed concerns over the liquor license previously approved in May that also does not meet the required distance.

Ms. Clare Abel addressed the Council stating that she is the Attorney for this liquor license and she stated that Walmart did survey this distance showing a 520' building to wall. She explained that lottery issue of being able to apply for a series 9 licenses of which are a limited number to counties. She stated that Walmart plans on surrendering their series 10 for this new series 9 liquor license when it is issued. She also expressed that Walmart invests in our community and has the best products at lowest prices for customers.

Vice Mayor Wilshire stated that she's heard statements that when Walmart moved into our community that they wouldn't ever sell alcohol. She asked if this is a known fact.

Councilwoman Casillas expressed her concerns that a secure area for sale of alcohol is not a consideration as well as underage drinking and being so close to the schools.

Ms. Abel explained the carding procedure at the registers, training and updates at staff meetings and how to deal with difficult people.

Ms. Abel stated that the liquor will be stored in the farthest corner away from the door of the store. The storefront is attended by attendants and cashiers and greeters.

Jesse Bryant, resident of Globe stated that he worked for Walmart at one time and he was proud that Walmart did not sell alcohol.

City Manager Graves stated that this item will be continued to next week and he will ask the City Engineer to measure this area and ask the clerk to check the county records of the no alcohol statements at the time of the permitting process.

Mr. Ed Kuehneman of Copper Country News stated that most people have not seen the liquor license postings, there is not a traditional place for postings.

City Resident Susie Baker stated that the store is under heavy construction and is a mess and she did not see the posting for this. Anyone could miss this.

City Clerk Gina Paul stated that the posting was removed today from Walmart by Officer Valenzuela.

The Public Hearing was closed at 6:47 p.m.

- B. **RESOLUTION NO. 1580** A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GLOBE, ARIZONA, APPROVING THE ANNUAL RENEWAL OF THE LIBRARY SERVICE INTERGOVERNMENTAL AGREEMENT WITH THE GILA COUNTY LIBRARY DISTRICT PURSUANT TO A.R.S. 11-951 ET. SEQ. (Marion Steele)

Marion Steele presented annual renewal – agreement between County and City – yearly renewal.

Councilwoman Uhl moved to suspend the rules. Seconded by Councilwoman Casillas.

Motion carried.

City Clerk Gina Paul read a caption of Resolution No. 1580. The Council is in receipt of copies of the proposed resolution.

Councilwoman Uhl moved to approve Resolution No. 1580. Seconded by Councilwoman Casillas.

Motion carried.

- C. **ORDINANCE NO. 785** - AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GLOBE, ARIZONA, AMENDING THE GLOBE CITY CODE BY THE ADDITION OF A NEW SECTION 5-1-14 ENTITLED " PERMISSIBLE CONSUMER FIREWORKS PROHIBITED IN CITY; NOTICE REQUIRED. ", REPEALING ANY AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; AND PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF. (Kane Graves / Joe Bracamonte)

The Council is in receipt of the proposed Ordinance No. 785. Mr. Graves explained that the State Legislature passed HB2246 allowing fireworks in the State of Arizona. He stated that this proposed Ordinance would prohibit the use of fireworks in the City of Globe. He has met with the Fire Marshal and has drafted this proposed Ordinance. This would not prohibit the sale of fireworks in the city of Globe, but it would prohibit the use of them in the Globe City Limits.

Mr. Graves asked that this item come back to a future meeting for consideration.

- D. **ORDINANCE NO. 784** - AN ORDINANCE OF THE CITY OF GLOBE, ARIZONA, AMENDING GLOBE CITY CODE SECTION 9-2-1 ENTITLED "APPLICATION FOR WATER OR SEWER SERVICE" BY THE REVISION OF SUBSECTION B THERETO RELATING TO OUT OF CITY AND OTHER USERS; REPEALING ANY AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH; PROVIDING FOR PENALTIES FOR THE VIOLATION THEREOF AND DECLARING AN IMMEDIATE EFFECTIVE DATE. (Kane Graves)

Mr. Graves explained that ordinance 784 existing 9-2-B requires out of city water users to grant necessary easements for impact of city. He explained that this amendment would require large developments to grant all necessary easements, agreements to construct to our standards to meet ADEQ requirements for max flow of 30,000 or more gallons of water or sewer per day.

City Attorney Graves stated that this item was discussed previously.

Councilman Alderman moved to approve Ordinance No. 784. Seconded by Councilman Wheeler.

Motion carried.

## 5. ACTION ITEMS

- A. **ORDINANCE NO. 783** - AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GLOBE, COUNTY OF GILA, ARIZONA, NAMING TWO NEW CITY

STREETS AS "N. ROSE MOFFORD WAY" AND "W. BESICH BOULEVARD"  
PURSUANT TO A.R.S. 9-240 (3) A. (Kane Graves)

Ordinance NO. 783 has been discussed at a previous meeting.

Vice Mayor Wilshire moved to adopt Ordinance No. 783. Seconded by Councilwoman Uhl.

Motion carried.

6. CALL TO THE PUBLIC:

Any citizen desiring to speak on a matter that IS NOT scheduled on this agenda may do so at this time. Comments may be limited to three minutes per person and shall be addressed to the City Council as a whole, and not to any individual member. Issues raised shall be limited to those within the jurisdiction of the City Council. Pursuant to the Arizona Open Meeting Law, the City Council cannot discuss or act on items presented at this time. At the conclusion of the call to the public, individual City Council members may (1) respond to criticism made by those who have spoken, (2) ask staff to review a matter, and (3) ask that a matter be put on a future agenda.

1. Brian a resident of Globe addressed the Council expressing his appreciation to the Globe Fire Department for responding to his home, his heart stopped beating and the Fire Department was called and responded in minutes, he stated that he wouldn't be here today if it weren't for our quick responders, he is happy he lives in Globe.
2. Jesse Bryant gave an update of the Fourth of July Festivities weekend. He thanked his many volunteers for getting this off the ground in just 3 weeks.
3. Molly Cornwall invited everyone to the Ice Cream Social on Friday prior to the Wizard of Oz Youth Theatre production.

7. SCHEDULING OF MEETINGS:

Scheduling of meetings, which may be brought up at this time.

8. ADJOURNMENT.  
7:27 pm

SCHEDULED MEETINGS/EVENTS:

SPECIAL MEETING July 15, 2010 at 6:00 P.M.  
REGULAR MEETING July 19, 2010 at 6:00 P.M.  
REGULAR MEETING July 26, 2010 at 6:00 P.M.

Mr. Barcon project manager: Miami sewer Pinal district coordinate Ms. Holquin of USDA and works with colonia designation 28<sup>th</sup> 6:00 p.m. wastewater infrastructure fund.

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the City Council of the City of Globe held on the 12<sup>th</sup> day of July, 2010. I further certify that the meeting was duly called and held and that a quorum was present.

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Gina A. Paul, CMC, City Clerk