

CITY OF GLOBE

REGULAR MEETING MINUTES

MUNICIPAL BUILDING 150 NORTH PINE STREET GLOBE, ARIZONA

APRIL 9, 2012 6:00 P.M.

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

The Invocation was given by Vice Mayor Thea Wilshire, followed by the Pledge of Allegiance led by Councilwoman Mary Ann Uhl.

ROLL CALL

Present: Councilman Terry Wheeler, Vice Mayor Thea Wilshire, Councilwoman Mary Ann Uhl, Councilman Desmond Baker, Councilwoman Carmen Casillas, Councilman Lerry Alderman, Mayor Fernando Shipley, City Manager / City Attorney K. Kane Graves, City Clerk Gina Paul.

1.SUMMARY OF CURRENT EVENTS

A.Council Members

- ▶ Councilman Alderman stated that the AZ Centennial will hold festivities on the 4th of July. He stated that a parade will be held, a band will play and a cook off will be held and games, public pool day, and a list of events are now available to the news media.

Councilman Alderman stated that the National Day of Prayer will be held on May 3, 2012.

Vice Mayor Wilshire recognized Carl and Rebecca Williams of Dream Manor Inn for hosting a gathering for Easter and feeding 223 people, this was a generous gift in our community.



Councilwoman Casillas stated that Victims will be remembered on April 24, 2012, in speaking with Liz Fetterman, she stated that a balloon release will be held in honor of all victims.

B.Mayor

C. City Manager



City Manager Kane Graves congratulated Building Inspector Chris Collopy for applying for and being awarded another Energy Grant, which will be used at the Public Works Department and Besh Ba Gowah.

2. SPECIAL PRESENTATIONS

A. Proclamation Declaring April 15-23, 2012 as National Volunteer Week in the City of Globe (Jane Eck)



Senior Center Director Jane Eck thanked all the many volunteers that have helped the Senior Center.

Mayor Shipley read a proclamation in honor of Volunteer Week in the City of Globe April 15 thru April 23, 2012.

B. Presentation of New Officer - Kalene Carl (Lee Kinnard)



Police Lieutenant Rosann Moya introduced new Police Officer Kalene Carl to the Council.

C. Presentation of Officer Mike Boyd - Elks Club Officer of the Year (Lee Kinnard)



Police Lieutenant Rosann Moya congratulated and presented Police Officer Michael Boyd to the Council for receiving the Elks Club Officer of the Year award.

D. Presentation of Firefighter Mike Peterson - Elks Club Firefighter of the Year (Al Gamos)



Fire Chief Al Gamos congratulated and presented Firefighter Mike Peterson for receiving the Elks Club Officer of the Year. Fire Captain David Bejarano made this nomination and presented Mike Peterson with the plaque.



E. Introduction of Jerry Phillips - Water / Wastewater Facilities Supervisor (Matt Rencher)



Public Works Director Matt Rencher introduced the new Water and Wastewater Facilities Supervisor Jerry Phillips to the Council.

F. Presentation on Farmers Market (Holly Brantley / Paul Buck)



Mr. Paul Buck, President of the Farmers Market addressed the Council with a briefing of the 2011 Farmers Market. He stated that they averaged 150 customers a weekend from 8:00 p.m. to 12:00 p.m. He stated that they made \$27,300 in revenue last year. He stated that there were many events held such as planting workshops, face painting, music and there were 12 to 13 vendors a week. The Farmers Market thanked Kip Culver from the Mainstreet office, which allowed them to use this non-profit agency as a fund holding. He stated that the Market made \$1,500 as seed money to begin this next year for market. Mr. Buck stated that the Market will begin on June 2 thru October 22, 2012. He asked for continued support from the City for this next year, stating that the market hours will change from 8:00 a.m. to 11:00 a.m.

G. Proclamation Declaring April 9-13, 2012 as National Library Week in the City of Globe (Marion Steele)



Mayor Shipley read a Proclamation proclaiming April 9 thru 13 as Library Week in the City of Globe.

3. CONSENT CALENDAR



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 Letter in Support of the Rural Water Association of Arizona (Matt Rencher)

Passed.

C. Consideration of Approval of Council Meeting Minutes:

1. Regular Meeting of February 13, 2012 - Passed
2. Regular Meeting of March 12, 2012 - Passed
3. Regular Meeting of March 19, 2012 - Passed
4. Regular Meeting of March 26, 2012 - Passed

D. Accounts Payable

Passed.

Vice Mayor Wilshire moved to approve the Consent Calendar. Seconded by Councilman Alderman.

Motion carried.

4. NEW BUSINESS

A. RESOLUTION NO. 1642 - A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GLOBE, ARIZONA, ADOPTING A FAIR HOUSING POLICY, MAKING KNOWN ITS COMMITMENT TO THE PRINCIPLE OF FAIR HOUSING, AND DESCRIBING ACTIONS IT SHALL UNDERTAKE TO AFFIRMATIVELY FURTHER FAIR HOUSING; AND DECLARING AN EFFECTIVE DATE. (Kane Graves / Kip Culver)



City Manager Kane Graves explained that the City must pass a Fair Housing Policy in order to comply with CDBG funding.

Vice Mayor Wilshire moved to suspend the rules. Seconded by Councilman Alderman.

Motion carried unanimously.

Vice Mayor Wilshire moved to adopt Resolution No. 1642. Seconded by Councilman Baker.

Motion carried unanimously.

B. PUBLIC HEARING



Application for Liquor License (Series 7) Person Transfer for Joes Broad Street Grille, LLC, 247 S. Broad Street, Globe, Arizona. (Gina Paul)

The Public Hearing began at 6:47 p.m.

The Public Hearing ended at 6:52 p.m.

Councilman Wheeler moved to suspend the rules. Seconded by Vice Mayor Wilshire.

Motion carried.

Councilman Wheeler moved to approve the Liquor License transfer to Lyndi Oddonetto. Seconded by Councilwoman Uhl.

Motion carried unanimously

B. Discussion and Consideration of Awarding Bid for Installation of Clarifier No. 2 at the Waste Water Treatment Plant (Kane Graves / Matt Rencher / Teresa Williams)



Two bids were received for the Secondary Clarifier Installation, the low bid from Fann Environmental in the amount of \$90,538.00. This item will be placed on the next meeting for consideration.

4. ACTION ITEMS

A. Public Hearing



Discussion and Consideration of Use of 2012-2013 CDBG Funds (Cindy Schofield / Kip Culver)

▶ The public Hearing opened at 6:27.

The Citys Curator Kip Culver addressed the Council stating that based on the last public hearing a list of items have been prepared for the Council in consideration to the use of CDBG funds for 2012-2013. He stated that that list includes the Center for the Arts improvements; the elevator, roof repair, painting and ADA restrooms, Downtown Sidewalks and lighting and Demolition of abandoned properties.



Cindy Schofield of CAAG explained that with this funding year that only 2 projects will be allowed and she considered the Center for the Arts to be one project; includes the Elevator, Roofing, Exterior Painting and the Second project; to be sidewalks and lighting. She stated that the project will be an 18 to 24 month project.

Councilwoman Casillas stated that she would like to see the remainder of the funds be used for the demolition of blighted structures as indicated in the memo as item No. 3.

▶ The Public Hearing closed at 6:42 p.m.



Councilwoman Uhl moved to accept the projects discussed as Items 1 & 2 .
Seconded by Vice Mayor Wilshire.

Motion carried with District 5 voting nay.

6. 2012-2013 PRELIMINARY BUDGET WORKSHOP

A. Administration



Finance Director Teresa Williams presented the Administration proposal for the FY 2012-2013 budget to the Council.

B. Legal



Finance Director Teresa Williams presented the Legal proposal for the FY 2012-2013 budget to the Council.

C. Magistrate



Finance Director Teresa Williams presented the Magistrate proposal for the FY 2012-2013 budget to the Council.

D. Parks and Recreation



Parks and Recreation Director Matt Jankowski presented the Parks Budget and also the Recreation budget for the FY 2012-2013.

7. 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.



None.

8. SCHEDULING OF MEETINGS:

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



9. EXECUTIVE SESSION.

A. Confidentiality Statement.

B. Discussion or consideration of employment, assignment, appointment, promotion, demotion, dismissal, salaries, disciplining or resignation of a public officer, appointee or employee pursuant to A.R.S. 38-431.03(A)1

1. City Manager

Vice Mayor Wilshire moved to adjourn into Executive Session at 7:41 p.m.
Seconded by Councilwoman Casillas.

Motion carried.

10. POST EXECUTIVE SESSION.

Consideration of any item on the Executive Session portion of this agenda, which the Council may wish to take action upon in Open Session.

▶ 1. Possible Agreement with City Manager



Councilman Baker moved to reconvene into Regular Session at 8:41 p.m.
Seconded by Councilwoman Casillas.

Motion carried.



Councilman Baker stated that what was discussed was a continual agreement for Kane, the other was a separation agreement that Mr. Graves put forth. In these two agreements this issue was brought about by Terry Wheeler acting on his own claiming to act as Mayor-elect, at this time he acts as a single councilperson. He finds his actions without order, he has no rule of law, no rule of order in order to even request that Mr. Graves resign. As Mr. Wheeler campaigned and had talked about backroom dealings, that this is exactly what he has done. If this sets the tone for corruption or cronyism - this does not follow the rule of law.



Vice Mayor Wilshire stated that she completely concurs with Councilman Baker. What has been done is a move of such arrogance; it disrespects this and the next council. This is a council decision, to her is so inappropriate on abuse of power, she asked that a future meeting show power to censor councilman wheeler.



Casillas stated that she supports what Councilman Baker and Vice Mayor Wilshire stated, she would like to see this come up on the next agenda.



Councilman Alderman stated that the decision that he will make tonight is based upon my compassion for Kane Graves, not the bullying that is obviously taking place here, has nothing to do with that. Usually when Im bullied, I fight back; however I have said on many occasions that I think I can turn the other cheek, just dont test me. I have been tested tonight, and Im turning the other cheek, but

I can tell you this, I will not be bullied, I will not be a part of any backdoor illegitimate deals or cronyism, I have been asked by this gentleman to be the Vice Mayor, Ive refused that, and I tell you this that I dont relish the idea of even participating in the council with him as our leader. Now you all in the media can say whatever you want, you have, you give opinions as opposed to fact, and I am totally distraught about that and the actions of the Mayor-elect and one or more of his cronies. That is all I have to say on the matter.

Councilman Baker stated that this isnt the 1st time that this sitting Council has been through this issue of City Manager and termination. When we took office the 1st time as a full Council, we looked, there were no evaluations going on at the time among City staff under the current City Manager, so we evaluated, we took the time to evaluate the City Manager for a year before we took action. This action tonight, whatever how it ends up as it was brought about by the Mayor-elect did not give the Council members who are coming in that chance, he acted upon his own and if whatever decision is reached tonight, again we have a separation agreement and employment agreement, if the separation agreement is reached, it is done so not because anybody on this Council agrees with that action, that what I consider to be a shameful action of Councilman wheeler acting alone, it is not because of that, it is because of the care and concern for a City Manager who we everyone on this council with the exception of maybe one believes has done an excellent job, and remember when it comes, I know that it has been played out in the paper, but that idea of City manager / City Attorney, that slash kind of hybrid model we agreed upon for a 3-5 year period as a austerity measure, and that austerity measure has proven out to be successful, not because it saved us money, but because by having a City Manager I believe a really good City Manager and a really good City Manager it has saved us money time and time again, and I will remind Council that when we took council for the 1st time we had already had problems from the previous administration, or previous council in terms of lawsuits and so on and so forth, so again I cant express enough my, I just find this whole thing to be reproachable and Im hard pressed at the decision I have to make tonight.

Vice Mayor Wilshire stated that not because I agree with it, but because this is requested by Mr. Graves, and I will support you on that, I move that we accept the separation agreement that was drawn up and that was precipitated by the incorrect, illegal, maybe not illegal, unethical actions of Councilman Wheeler.

Councilwoman Casillas stated that with heavy heart, I would like to make a
Second.

Mayor Shipley stated, Kane, I would like to say that it has been an honor to serve with you, you have been a wonderful City Manger and City Attorney.



▶ Motion carried unanimously.

11.ADJOURNMENT.

8:50 p.m.

SCHEDULED MEETINGS/EVENTS:

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 9th day of April, 2012. I further certify that the meeting was duly called and held and that a quorum was present.

Gina A. Paul, CMC, City Clerk