

CITY OF GLOBE

REGULAR MEETING MINUTES

MUNICIPAL BUILDING 150 NORTH PINE STREET GLOBE, ARIZONA

SEPTEMBER 9, 2013 6:00 P.M.

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

The Invocation was given by Councilwoman Mary Ann Uhl

The Pledge of Allegiance was led by: Councilman James Haley

ROLL CALL

Present: Mayor Terry Wheeler, Councilman James Haley, Councilman C.M. "Mike" Humphrey, Councilwoman Mary Ann Uhl, Vice Mayor Eric Mariscal and Councilman Lerry Alderman.

Absent: Councilman Desmond Baker

1. SUMMARY OF CURRENT EVENTS:

A. Council Members

Councilman Alderman stated that the Council just returned from the League of Arizona Cities and Towns Conference. He thanked the staff members Teresa Williams, Ceci Bernal, Brent Billingsley and Al Gameros for representing the City at the Conference Festival.

Councilman Haley stated that dignitaries were present at the League Conference.

Councilman Haley thanked Globe Police Department and Gila County Sheriff Adam Shephard and staff for the latest arrests involving gang activity.

B. Mayor

Mayor Wheeler stated that he had the opportunity in presenting at the League of Cities and Towns Conference. His discussion was regarding the impact of wildland fires to communities and land management.

C. City Manager

Brent Billingsley thanked Fire Chief Al Gameros, Ceci Bernal and Teresa Williams for conveying their pride for our City at the League of Cities and Towns Festival. Brent stated that he had the honor of carrying the City's Flag during the Parade of Flags at the conference.

Mr. Billingsley thanked the many Community folks for donating items from their stores to raffle at the Conference. He voiced his appreciation to all.

Mr. Billingsley stated that a large amount of office furniture was picked up from the City of Chandler last week. He will draft a letter of thanks to the City of Chandler for their donation.

Mr. Billingsley relayed a voice of thanks from Vernon Perry, President of the Gila County Historical Society thanking the City for repairing the lights in front of their facility.

2. **SPECIAL PRESENTATIONS AND CEREMONIAL MATTERS:** Presentations, Proclamations, Awards, Guest Introductions and Announcements.

a. Introduction of Adria Ricke, Library Clerk (Marion Steele)

Library Director Marion Steele introduced new Library Clerk Adria Ricke to the Council.

b. Empty into Awesome Award to Famous Star, Jr., LLC (Kip Culver)

Kip Culver, Mainstreet Coordinator prepared an Empty into Awesome Award for Carls Jr. This award is to thank the business owner for restoring older buildings and utilizing it; putting it back into use for tax revenue for the City. This is a point of pride issue to our Community. No one was here to receive this award and Councilman Haley stated that he will deliver it to the restaurant.

c. Utah Congressman Ken Ivery to visit the City of Globe on September 11, 2013 at 10:00 a.m. to 12:00 p.m. to conduct an educational presentation regarding the "Transfer of Public Lands Legislation".

Mayor Wheeler stated that Utah Ken Ivery will be present on Wednesday at 10:00 a.m. to 12:00 p.m. to present his legislation of the Transfer of Public Lands.

The Council does not endorse or oppose this legislation.

3. **CONSENT CALENDAR:** Matters listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. Public Hearing items are designated with an asterisk (*). Prior to consideration of the Consent Agenda, the Mayor will ask whether any member of the public wishes to remove a Public Hearing item for separate consideration. Members of the Council and or staff may remove any item for separate consideration.

A. Consideration of Waiver of Section 2-4-10 (A) [prior discussion rule] to allow action on the balance of the consent Agenda:

1. Accounts Payable

Councilman Alderman moved to waive the meeting rules. Seconded by Councilwoman Uhl.

Motion carried.

Councilman Alderman moved to approve the Accounts Payable items and to exclude the Signal Peak payment as submitted on Invoice 090913. The Council was not sure if

the Boys and Girls Club of the East Valley should receive this payment. Seconded by Councilwoman Uhl.

Motion carried.

4. NEW BUSINESS:

- A. Consideration of Special Event Liquor License Application for Father Virgil Genevrier #1158 Globe Knights of Columbus for the Corner of Broad Street and Sycamore Street on September 28, 2013 to celebrate the 100 year of the Holy Angels Roman Catholic Church Mission in Globe, Arizona.

Councilwoman Uhl moved to table this item. Seconded by Councilman Haley.

Motion carried unanimously.

- B. Resolution No. 1669 – A Resolution of the Mayor and Council of the City of Globe, Gila County, Arizona, Providing for Abandonment of Part of the City-owned Property to David Gudmundsen Subject to the Continuance of a Utility Easement within the City of Globe, Gila County, Arizona (Chris Collopy)

City Clerk Gina Paul read the Caption of Resolution No. 1669. The Council is satisfied with this reading.

Chris Collopy is in receipt of an abandonment request in exchange for a utility easement. He stated that the easement and the trade is fair in balance. He stated that this will help both parties.

Councilman Haley moved to waive the meeting rules. Seconded by Councilman Alderman.

Motion carried unanimously.

Councilman Mariscal moved to approve Resolution NO. 1669. Seconded by Councilman Alderman.

Motion carried unanimously.

- C. Resolution No. 1670 – A Resolution of the Mayor and Council of the City of Globe, Gila County, Arizona, Declaring and Adopting the Results of the Primary Election held on August 27, 2013 (Gina Paul)

City Clerk Gina Paul read a caption of Resolution No. 1670. The Council is satisfied with the reading. Councilman Mariscal recused himself from voting on this issue.

Councilman Alderman moved to waive the meeting rules. Seconded by Councilman Haley.

Motion carried unanimously.

Councilman Alderman moved to approve Resolution No. 1670. Seconded by Councilwoman Uhl.

Motion carried unanimously.

- D. Resolution No. 1671 – A Resolution of the Mayor and Council of the City of Globe, Gila County, Arizona, Certifying Facts and requesting Recount for District 4 in the Primary Election held on August 27, 2013 (Gina Paul)

City Clerk Gina Paul read a caption of Resolution No. 1671. The Council is satisfied with the reading. Councilman Mariscal recused himself from voting on this issue.

City Clerk Gina Paul stated that the Judge will sign the order for a recount tomorrow morning and the Election Board will conduct the recount tomorrow.

Councilman Haley moved to waive the meeting rules. Seconded by Councilwoman Uhl.

Motion carried unanimously.

Councilman Haley moved to approve Resolution No. 1671. Seconded by Councilwoman Uhl.

Motion carried unanimously.

- E. Letter of engagement for Representation by The Law Office of Carlos D. Ronstadt (Brent Billingsley)

City Manager Brent Billingsley explained that the City's SCAT Attorney Carlos Ronstadt is now in private practice and is asking for a letter of engagement for representation from the City of Globe to represent the City regarding SCAT issues. The Council directed the City Manager to sign the letter of engagement and had no objections to Mr. Ronstadt's services.

- F. San Carlos Apache Tribe Lease Agreement for CAP Water to the Town of Gilbert (Brent Billingsley)

Mr. Billingsley stated that we have received a letter from Sparks Law Firm representing the San Carlos Apache Tribe, they are notifying the City regarding the 1999 SCAT agreement that give the City first refusal on CAP water sales. Mr. Billingsley stated that We have 1st Refusal, the Town of Gilbert has deeper pockets and are interested in purchasing CAP allotment from the Tribe. The Council directed The City Manager to work with Mr. Ronstadt regarding the direction for first refusal.

5. **ACTION ITEM:**

- A. Consideration of Operations Agreement between City of Globe / Globe Active Adult Center and Catholic Community Services of Southern Arizona, Inc., dba Gila Aging Services (Brent Billingsley)

Councilwoman Uhl moved to direct the Mayor to sign the Operations Agreement with Catholic Community services. Seconded by Councilman Haley.

Motion carried unanimously.

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 will be limited to **three minutes per person** and shall be addressed to the City Council as a whole, and not to any individual member. **Please complete a “Request to Speak Card”, located with the Agendas at the rear of the Council Chambers and turn it in to the City Clerk prior to the beginning of the meeting.** 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. Aaron Hockaday, Miami High School Senior and Wounded Warrior Program Director addressed the Council asking for use of the fields during the Veteran’s Day weekend to hold the Annual Wounded Warrior Softball Tournament. He asked for lights for the 2 day event. He was directed to meet with City Staff regarding his requests.

7. EXECUTIVE SESSION:

Councilman Alderman moved to hold an Executive Session on the items listed below. Seconded by Councilwoman Uhl.

Motion carried.

The Council adjourned into Executive Session at 6:49 p.m.

- A. Confidentiality Statement.
- B. Discussion or consultation with the attorneys of the public body for legal advice and in order to consider its position and instruct its attorneys regarding the public body’s position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation. Pursuant to A.R.S. Section 38-431.03 (a) (3) & (4)
 1. Arizona Department of Environmental Quality Water/Wastewater
 2. Arizona Water
 3. Water Effluent Agreement with Inspiration Copper
- C. Council to receive legal advice pursuant to A.R.S. §38-431.03.A.3 concerning the requirement under A.R.S. § 38-431.01.B to have minutes or recordings of all meetings of public bodies and under A.R.S. 38-431.01.E concerning the requirement to post on the City’s website a statement of legal actions taken by a public body or a recording thereof and the requirement to post approved minutes on the City’s website.

- D. Council also to receive legal advice concerning City staff actions regarding compliance with Arizona Open Meeting Law and Arizona Public Records Act.

8. POST EXECUTIVE SESSION

Nothing to report.

The Council adjourned from Executive Session and Regular Session at 8:04 p.m.

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

9. SCHEDULING OF MEETINGS:

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

10. ADJOURNMENT.

SCHEDULED MEETINGS / EVENTS:

WORK SESSION MEETING	September 16, 2013
REGULAR MEETING	September 23, 2013
REGULAR MEETING	October 14, 2013

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 September, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Gina A. Paul, CMC, City Clerk