

# CITY OF GLOBE

## REGULAR MEETING MINUTES

MUNICIPAL BUILDING 150 NORTH PINE STREET GLOBE, ARIZONA

September 27, 2016 6:00 P.M.

The meeting was called to order by Mayor Wheeler at: 6:00 pm  
The Invocation was given by: Councilman Lerry Alderman  
The Pledge of Allegiance was led by: Bill Wheeler; Mayor Wheeler's Brother.

### ROLL CALL

**Present:** Mayor Terence O. Wheeler (Not voting), Councilman James Haley, Councilman Mike Humphrey, Councilman Mike Stapleton, Vice Mayor Eric Mariscal, Councilman Lerry Alderman.

**Absent/Excused:** Councilwoman Roberta Johnson.

#### 1. SUMMARY OF CURRENT EVENTS:

##### A. Council Members

Councilman Alderman enjoyed a great night at the Gila County Fair and this morning had a wonderful opportunity to meet future architects with the Talieson Project and was very pleased to discuss the community and economic development.

Councilman Haley echoed Councilman Alderman's appreciation for the fair as he had opportunity to attend twice; once with his class on a field trip and one with his family. Councilman Haley expressed appreciation for all the volunteers and participants.

Vice Mayor Mariscal- no report.

Councilman Humphrey- no report.

Councilman Stapleton reminded everyone that Oktoberfest will be held downtown this Saturday from 3-7 pm. Councilman Stapleton also announced that he will be stepping down as the Globe Miami Clean and Beautiful Chairman however will still be the focal point between the committee and the Council. Councilman Stapleton informed the public in anyone was interested in serving please get in touch with him.

##### B. Mayor

Mayor Wheeler thanked Councilman Stapleton for the work and accomplishments while serving on the Clean and Beautiful Committee.

Mayor Wheeler; eulogizes Former Governor and First Lady of Arizona Rose Mofford. Governor Mofford was the first lady to serve as Governor and was a native to the Globe Community. Mayor Wheeler recalls Governor Mofford growing up in Globe as an achieved business woman and athlete and calls for a moment of silence.

Mayor Wheeler also attended the Gila County Fair and said it was well attended and the exhibits were very good as the livestock events went well. Mr. Mayor stated that people need to be thanked for their time and effort. Mayor Wheeler also attended the Talieson Breakfast hosted at the Copper Hen and they are excited to be in the community.

C. City Manager

City Manager Paul Jepson calls Public Works Jerry Barnes to update the Council and Public on the waterline break this afternoon.

Mr. Barnes informed the meeting that a water break in the Apache Peaks area including the Fair Ground erupted on Friday morning; crews nursed it all weekend to keep the County Fair going. The line was repaired Monday and broke again that evening. Crews chased parts and repaired the line on Tuesday only to have the line break again this evening for the third time. Ken Sellick and crew are out right now working to repair the line. Mr. Barnes informs Council that this is a high pressure old pipe and hardworking crews are replacing it 5 feet at a time. Mr. Barnes apologizes to the customers that have been without water.

Mr. Jepson reports to Council that on the September 19<sup>th</sup>; CVS Pharmacy opened their doors. Ongoing changes and upgrades are still in the works however they did not want to be closed for more than 2 days.

Mr. Jepson reported that the Meet and Greet for the Code Enforcement Specialist was held earlier this evening and it went very well. Mr. Jepson stated that once selection has been made that person will be working closely with the Clean and Beautiful and that volunteer base will be enhanced.

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

A. Presentation of new employees:  
Wastewater Treatment Plant Operator: Jacob Boehm  
Museum Clerk: Mary Lyons  
Administration Clerk: Mavi Castaneda  
Public Works Maintenance: Jacob Valinski  
Police Officers: Brandon Gomez, Colleen Marie Scionti and Dakota McCall (Academy).

B. Presentation of FY2015 Central Arizona Governments (CAG) Application update. (Jerry Barnes presenting; Community Development Manager; Alan Urban)

Jerry Barnes and Chief Gary Robinson present in Mr. Urbans absence and updates Council on the process. Mr. Barnes informs Council that the application has been turned and several Fire Trucks have been looked at and one demo was here in Globe and driven. Chief Robinson all the trucks that have been looked at meet the specifications.

Councilman Alderman thanked Chief Robinson, Jerry Barnes and Staff for all their hard work and efforts.

Chief Robinson announced that there will be a pizza party at the Fire Station for all the volunteers and staff that helped out, to be announced.

Councilman Haley was very appreciative that he was allowed to ride along on a very successful EMT ride. Councilman Haley was proud to report that the crew was very professional, caring and deliberate. Chief Robinson extended that invitation to Council as well as members of the public as there is a program in place to allow ride alongs.

C. Presentation of Structural Evaluation Report for City Bridges.  
(Rick Powers; Jacobs Engineering)

Jerry Barnes introduces Jacobs Engineering; Rick Powers presenting the final report of Structural Evaluation of City Bridges. Mr. Powers begin with the Bridge Management Process for each bridge and states that the oldest bridge in Globe was built in 1916. Moving forward Mr. Powers explains specifications to repair and replace bridges. Seven bridges are structurally deficient and evaluated. According to the Bridge Inspection Analysis ratings improved and recommendations were reported. Strategies for improving structural bridges are discussed. Bridge Rating analysis show that 50% of bridges in Arizona are 40 years old, 19% functionally obsolete and 4% structurally deficient. Individual bridge reports were prepared and are available in a 270 page report. Mr. Powers review individual bridge reports and state that the Pinal Creek Bridge at Jesse is the top priority for replacement at \$1,411,000. Bridge #4; the Copper Gulch Bridge is a high priority for replacement at \$2,295,000. Bridge #6; the Pinal Creek Bridge at Haskins is a medium priority for replacement at \$1,060,000. The repair scope of work would include minor maintenance and repair procedures completed by Public Works Crews. Future assignments pending availability of funds would include the Copper Gulch Bridge Rehabilitation Design and the Connie's Bride Replacement/Roadway Design.

D. Presentation of approval process for agreements and purchases under \$25,000 per City Code Section 3-5-7C. (Finance Director; Joseph Jarvis)

Finance Director; Joseph Jarvis updates Council that according to City Code 3-5-7 purchases or contracts below \$25,000, the purchasing director or designee is authorized to complete the purchase or sign the contract. Mr. Jarvis informs Council that he and Mr. Jepson wanted to create a process that would inform Council of these purchases. The Procurement Office will include these items for informational purposes on each applicable agenda.

Councilman Haley applauds the efforts of Mr. Jarvis for this process.

Mr. Jepson concludes the presentation by stating that this will better the relationship with staff and Council providing transparency and maintaining staffs authority.

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: \$342,177.22.

2. Consideration of Approval of Council Minutes:

Regular Meeting Minutes 9-13-2016

B. Consideration of agreements and purchases less than \$25,000 for the period of 8/29/2016 through 9/16/2016. (Joseph Jarvis)

Councilman Haley request Item B be removed for Council discussion.

**Motion:** Approve the Consent Calendar with the exception of item B; removed from the Consent Calendar for discussion. , **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman Mike Stapleton.  
Motion passed unanimously.

Councilman Alderman request that the UniFirst item on the purchases less than \$25,000 report be pulled being there is no listed cost associated with it, for discussion and review with staff.

**Motion:** Waive the prior discussion rules and approve Item B of the Consent Calendar with the exception of the UniFirst item. , **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman James Haley.  
Motion passed unanimously.

4. **NEW BUSINESS:**

A. Presentation of Auditing Services by Snyder & Butler.

Finance Director; Joseph Jarvis updates Council regarding the annual auditing services that are required by the City of Globe. Mr. John Naylor has completed the annual audit for the City of Globe for a number of years, unfortunately Mr. Naylor recently passed away. Snyder and Butler are in the process of acquiring Mr. Naylor's practice. The City of Globe received a request from Snyder and Butler to consider them under the same scope and price as the approved letter of engagement between the City of Globe and Mr. Naylor.

Mr. Jarvis presents Auditors Snyder and Butler who will present their qualifications to complete our FY2015-2016 Annual Audit.

Robert Snyder and Rhett Butler are partners in their firm that was established in 2012. Mr. Snyder was a partner with a large CPA firm in Arizona and Mr. Butler was a partner with a large CPA Firm from California, both offering 20 year of experience. The firm currently has 5 Managers with up to 20 years of service; no staff member has less than 8 years of experience. The Snyder & Butler Firm generates approximately \$1M in revenue annual; 85% of revenue is derived from audit and consulting services to governments. Recent experience includes the City of Winslow, La Paz County and various Government audits as a known subcontracted auditor for the Arizona Office of the Auditor General. Snyder & Butler has presented seminars to organizations and audited over \$21M under Uniform Guidance requirements. The Engagement letter provided tonight proposes the same fees as the prior auditor in the amount of \$37,500 for Financial Statement Audit and Single Audit.

Council thanks Mr. Snyder and Mr. Butler for their presentation.

- B. Discussion and consideration of #GS-2016-53; Professional Service Contact with Snyder & Butler for Auditing Services for FY2015-2016 in the amount of \$31,100.00. (Finance Director; Joseph Jarvis)

**Motion:** Waive the prior discussion rules and approved the contract with Snyder & Butler based upon a concupiscence presentation. **Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Councilman Lerry Alderman.  
Motion passed unanimously.

- C. Discussion and consideration of Ordinance No. 837 regarding Prohibition of Unsupervised Outdoor Feeding of Feral and Stray Domestic Animals Including Wild Animals. (Chris Collopy)

**ORDINANCE NO. 837 – AN ORDINANCE OF THE CITY OF GLOBE, COUNTY OF GILA, STATE OF ARIZONA, AMENDING THE GLOBE CITY CODE BY AMENDING CHAPTER 7 AND ADDING SECTION 7-1-14 PROHIBITION OF UNSUPERVISED OUTDOOR FEEDING OF FERAL AND STRAY DOMESTIC ANIMALS ALSO INCLUDING, WILD ANIMALS; REPEALING ANY AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREWITH.**

City Clerk; Shelly Salazar reads Ordinance No. 837 into the meeting by title only for the first reading; Council is satisfied with the reading.

Development Services Director; Chris Collopy explains to Council that the reason the ordinance has been brought to Council; is that the City has received several complaints that residents have leaving food out for primarily stray cats. Neighborhoods at times become inundated with a number of stray cats and with this come the problems of skunks and javelina in neighborhoods. What this Ordinance doesn't do is prohibit the feeding of wild birds.

Councilman Haley request that a provision to allow animal control to bait a trap.

Mr. Jepson assures that this provision could be added. Mr. Collopy informs Council that this is a tool that could be used if this issue became out of hand.

Council discussion regarding the enforcement of this Ordinance directed Staff to amend the Ordinance to include nuisance language or possible complaint issued language and present to Council with these amendments.

- D. Discussion and consideration of #GS-2016-39; Apache Gold Casino Resort 12D Grant Application in the amount of \$22,997.26.  
(Museum Director; Leana Asberry)

Leana Asberry informs Council that she submitted this application to the Tohona O Dam Nation, but unfortunately it was not awarded, therefore Ms. Asberry would like to submit the same application to the San Carols Tribe for their 12D grant cycle. This application is requesting the full funding request and it is the intent of staff to replace all the artifact cases that are currently at Besh. Ms. Asberry also informs Council that the State Museum in Tucson has a basement full of artifacts from Besh Ba Gowah and with the replacement and addition of more cases some of those items could be brought back to Globe. Ms. Asberry concludes that the grant is due October 7<sup>th</sup> and request Council to move forward.

Mayor Wheeler asks what the chances of success with this grant application are. Ms. Asberry explains to Mayor Wheeler that this is the first application with San Carlos and it is uncertain not knowing how many applications they received, however Police and Fire applied last year with San Carlos and they were successful. The State Museum in Tucson has almost an entire basement filled with artifacts and with the replacement and addition of more cases some of those items could be brought back to Globe.

Councilman Haley stated that possible a historical and cultural link between the San Carlos Apache Nation and the Salato People that once inhabited this area or there are at least some folk that think maybe and emphasizing that you know that this is for preservation and veneration of perhaps of native American cultural artifacts could benefit the process.

Ms. Asberry replied that she actually tried that approach with the Tohono O Dam because not only is it a Salato site, it's a Hohokam site and they do believe that the Hohokam were the Tohono O Dam ancestors and actually tried that approach with them because we do have Hohokam artifacts unfortunately it didn't work, who knows the reasons.

Councilman Alderman adds "do we just need a head nod, is there some urgency?" Councilman Humphrey replies "yes there is the application is due on October 7, 2016."

**Motion:** Waive the prior discussion rules and approve the Apache Gold Casino Resort 12D Grant Application as submitted by Besh Ba Gowah., **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman Mike Stapleton. Motion passed unanimously.

- E. Discussion and consideration to reschedule and/or cancel Council Meetings that are currently schedule to take place in November and December, 2016.

(Paul Jepson)

Mr. Jepson presents conflicts with meeting dates in November and December, 2016. November 8, 2016 is the first meeting in November and it happens to fall on the General Election and November 22, 2016 is the second meeting in November and it is scheduled during Thanksgiving week which is a short week. Additionally Mr. Jepson informed Council that clarification from Mr. Sims requires the New Council Elect to be seated within 20 days of the General Election per Arizona Revised Statute. The initial interpretation was with 20 days of the canvass of the General Election. Mr. Jepson discusses the December meetings and the conflict with the December 27<sup>th</sup> meeting two days after Christmas.

Mayor Wheeler recommended holding one meeting on November 15, 2016 which would allow us to seat the new Council as required.

Council deferred the rescheduling of December meetings to the new Council as the impact would affect them.

**Motion:** Waive the Prior Discussion Rules and cancel the November 8th and reschedule the November 22, 2016 meeting to November 15, 2016. , **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman Mike Stapleton.

Motion passed unanimously.

#### 5. **ACTION ITEMS:**

- A. Consideration of #GS-2016-49; Governor's Office of Highway Safety Grant in the amount of \$18,820.00 for DUI Enforcement and purchase of a Radar Trailer for the Police Department. (Chief Mark Nipp)

Chief Mark Nipp informs Council that the Globe Police Dept. has been awarded \$18,820.00 in grants from the Governor's Office of Highway Safety for Fiscal Year 2017. The money will be used for DUI Enforcement, Traffic Enforcement and \$5,320 for the purchase of a Radar Trailer.

**Motion:** Approve the grant award of \$18,820.00 from the Governor's Office of Highway Safety for FY2017. , **Action:** Approve, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilman James Haley.

Motion passed unanimously.

- B. Consideration of #GS-2015-06 Resolution No. 1721A; amending original Resolution No. 1721 for funding process of the FY2015 Central Arizona Governments (CAG) Funding of a new Fire Truck. (Jerry Barnes and Chief Gary Robinson)

**RESOLUTION NO. 1721A – A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GLOBE, COUNTY OF GILA, STATE OF ARIZONA AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FY 2015 STATE COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, IDENTIFIED HOUSING AND COMMUNITY DEVELOPMENT NEEDS AND THE NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES OUTLINED IN SAID APPLICATION.**

City Clerk; Shelly Salazar reads Resolution No. 1721A; amending the original Resolution No. 1721, for the submission of the FY2015 State Community Development Block Grant, into the meeting. The Council is pleased with the reading.

Public Works Director; Jerry Barnes explains to Council that Housing and Urban Development (HUD) recommended a change to the resolution to only include 1 choice for funding, in the past communities listed their top 3 choices in case one did not work out. This amendment will tie of the process and moving forward; purchase a fire truck.

**Motion:** Approve Resolution No. 1721A amending the original Resolution No. 1721., **Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Vice Mayor Eric Mariscal.

Motion passed 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.

Regular meeting adjourns

**Motion:** Adjourn to Executive Session at 7:51 pm. Councilman Humphrey recuses himself from Item 6 of the Executive Session., **Action:** Adjourn, **Moved by** Councilman Mike Humphrey, **Seconded by** Councilman James Haley.

Motion passed unanimously.

## 7. EXECUTIVE SESSION:

- 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) & (a) (7)

1. Legal advice and direction regarding Water Effluent Agreement with Inspiration Copper.
2. Legal advice and direction regarding the property lease with the Downtown Association for the property located at 149 E Oak Street.
3. Legal advice and direction on regarding possible Memorandum of Agreement and Understanding with the Old Dominion Historical Mine Park Committee.
4. Legal advice and direction regarding IGA with Gila County regarding funding for the Old Dominion Park.
5. Legal advice and direction on the disposition of lien for parcel #208-02499A.
6. Legal advice and direction on a possible IGA with Canyon Water District regarding payments for reimbursement for potential services.

#### **8. SCHEDULING OF MEETINGS:**

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

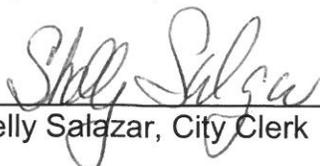
#### **10. ADJOURNMENT.**

Regular Meeting reconvened at 8:39 pm.

**Motion:** Regular Meeting adjourned at 8:40 pm., **Action:** Adjourn, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman Mike Stapleton.  
Motion passed unanimously.

#### **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 27th day of September, 2016. I further certify that the meeting was duly called and held and that a quorum was present.

  
\_\_\_\_\_  
Shelly Salazar, City Clerk