

CITY OF GLOBE

REGULAR MEETING MINUTES

MUNICIPAL BUILDING 150 NORTH PINE STREET GLOBE, ARIZONA

October 27, 2015 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: Mario Villages; VFW Commander

ROLL CALL

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

1. SUMMARY OF CURRENT EVENTS:

A. Council Members

Councilman Alderman mentions the groundbreaking ceremony this weekend for Habitat for Humanity and encourages volunteers to contact President; Jerry Barnes to get involved. Councilman Alderman thanks Mr. Barnes for his efforts.

Councilman Haley thanked John Angulo and the City Manager for addressing a question concerning the ballfield lights at the Community Center. Councilman Haley also stated that the National News Department of Defense announced that it is implementing a combat policy for American Troops in Iraq and Syria and asked all praying people to keep our young men and women in our prayers.

Councilwoman Johnson mentioned the Dylan Earvan pumpkin rolling event that will be at the fall fest and invited everyone to stop by and roll a pumpkin.

Vice Mayor Mariscal also mentioned the Habitat for Humanity ground breaking ceremony and thanked all the volunteers that were out helping.

Councilman Stapleton stated that his Grandchildren would be attending the Fall Fest and also mentioned that he received some calls concerned about the clean up after Apache Jii. Councilman Stapleton thanked John Angulo and crew for cleaning everything up no questions asked. One more thank you went out to Brent, Jerry and Richard Thomas for moving a donated piano donation to the Cobre Valley Center for the Arts.

B. Mayor

Mayor Wheeler thanked City Staff for all the things they do to keep this town going sometime working seven days a week. Mayor Wheeler said he really appreciated all Departments.

C. City Manager

City Manager Brent Billingsley announced that the City had a second piano donated by the Stratton family to the Active Adult Center.

Mr. Billingsley mentioned a thank you note that was received for great job of cleaning the street thank you for saving my tree from Donna Taylor.

Next Mr. Billingsley stated that Council voted to apply for 12D funding with Apache Gold Casino and Resort, and the City was awarded \$6,000 cooperatively to Police, Fire and Public Works for emergency lighting.

The City Manager's last item; City Staff and support structure has encouraged Sellers & Sons to do some paving and move traffic control away from the Broad Street intersection, with the intent to improve access to the Globe downtown area.

Mayor Wheeler asks the City Manager to explain some of the unexpected circumstances that surround the HWY 60 Project. Mr. Billingsley stated that problem areas were sought. The City worked with utility companies to identify underground utilities and even potholed locations along that corridor to identify any problem areas, but every single day we are hitting things like abandoned water and sewer lines, railroad tracks and parts of locomotive engines. Change orders will be brought before Council on the consent agenda for information only for changes that have occurred. A major sewer line collapse in front of De Marco's and a new sewer line had to be put in which has delayed the first phase in the project.

2. PUBLIC HEARING REGARDING LIQUOR LICENSE

A. Open Public Hearing.

Mayor Wheeler opened the public hearing at 6:13 pm.

B. Consideration of Class #7 Beer and Wine Bar Liquor License for LMO Enterprises, LLC dba Copper Bistro.

C. Open discussion and public comment regarding the liquor license for LMO Enterprises, LLC.

D. Close Public Hearing.

Motion: Close public hearing, **Action:** Close, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilwoman Robert Johnson
Motion passed unanimously.

Motion: Approve the liquor license for LMO Enterprises LLC, **Action:** Approve, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilwoman Roberta Johnson.
Motion passed unanimously.

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

- A. Presentation of Proclamation declaring November 6 & 7, 2015 as VFW Buddy Poppy days. (Mayor Wheeler)

Mayor Wheeler reads VFW Buddy Poppy Proclamation and presents to Mario Villages; Commander VFW and Mrs. Marjorie Snyede.

- B. Presentation of update on WIFA Loan Funded Projects. (Paul Hendricks)

Paul Hendricks is excited to report that City Staff has been working hard implementing WIFA approved projects. The City has been committed in spending the \$3 million in forgivable funding by the required December 31, 2015. Part of that effort is the Highway 60 Water Line Project and the City is on track with projects that have been awarded valued at \$4,332,040.

Summary of WIFA approved projects are presented and include the water storage improvements at the Crestline Tank, meter replacement and installation, water system improvements; including PRV's and the water line construction totaling \$5.5 million. Mr. Hendricks said that the list has been modified and that WIFA has is willing to add Well#2 to the list of projects.

Current projects to be completed by December 31, 2015 will include the meter replacement and installation; 100 residential meters out of 3500 still need to be installed. The Hydrant replacement is well under way as well as the Pressure Reducing Valves. The Engineering and Program Management and US 60 Water Line are on track as well.

Councilwoman Johnson thanked Brent Billingsley and the current administration for obtain the \$5.5 million dollar loan with \$3 million forgivable debt. Most of the Cities infrastructure is ancient and cost a lot of money. Councilwoman Johnson also thanks Public Works for getting the work done so that the \$3 million stays unforgivable. A tremendous amount of work has been done.

Councilman Haley also mentions the \$3 million that is unforgivable, this help cover the interest cost of the remaining \$2.5 million, a big cost savings to the City of Globe in a time of diminishing resources for communities.

City Manager Billingsley thanks the consultants that have gotten us to this point a total team effort and thanks to Council for making the decisions and taking risk for the future of the City.

Councilman Haley thanks former Councilman Baker and Humphrey for keeping this on track.

Mr. Hendricks reports to Council that the WIFA site visit was a successful and everything was in order and the City was given a good inspection report.

Mayor Wheeler thanks Mr. Hendricks and associates for a job well done. Everybody working together has gotten this done and it has truly been a journey.

4. **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 in the amount of \$458,500.47.
- B. Consideration of Approval of Council Minutes:
1. Special Meeting Minutes October 6, 2015
Regular Meeting Minutes October 13, 2015
- C. Consideration of the San Carlos Apache Tribe's Notice of its Offer to Lease CAP Water to the Town of Gilbert. (Brent Billingsley)
- D. Consideration of Change Order with Burden Electric for Phase One for Electrical Work at the Waste Water Treatment Plant in the amount of \$8500.00. (Joseph Jarvis)

Motion: Approve the Consent Agenda as read. **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman James Haley.
Motion passed unanimously.

Motion: Adjourn to E-Session to discuss Item 5G. Adjourn at 6:34 pm., **Action:** Adjourn, **Moved by** Councilman James Haley, **Seconded by** Councilman Mike Stapleton.
Motion passed unanimously.

Regular meeting reconvened at 7:13 pm.

5. **NEW BUSINESS:**

- A. Discussion and consideration to receive bids from qualified well servicing companies for #GS-2015-09 Repairs and Rehabilitation of Critical Infrastructure Well #4 Cutter Well Field. (Jerry Barnes and Paul Hendricks)

Public Works Director Jerry Barnes is before Council tonight to request an emergency declaration to perform drilling of an obstruction in Well #4. Because of the condition of Well #3 the City will be moving forward with repairs and rehabilitation of Well #4 and will be soliciting quotes for the removal of the blockage when a more definite scope of work is done.

City Manager Billingsley clarifies for the Public; that Well #4 went down about 3.5 months ago; Council authorized staff to spend up to \$25,000 for some exploratory work as well as some chemically treatment of that casing. There is a known blockage in the casing at 1070' as well as a lot of sand filtration. Staff is requesting

the ability to move forward with needed repairs on an emergency basis because of the time involved with the procurement process and the high demand season fast approaching. Staff will be back before Council with a request to go out to bid for the more expensive repairs.

Jerry Barnes estimates the drilling will take a couple of days if they hit concrete at 1070' if they go beyond that it could take longer.

Council agrees that this has to be done and approves the emergency declaration for the drilling and a bid process when the scope of work is done for further repairs.

- B. Discussion and consideration of the payment method for the employer retirement contributions to PSPRS. (Joseph Jarvis)
- C. Discussion and consideration of contributions to Public Safety Personnel Retirement System for Deferred Retirement Option Plan (DROP). (Joseph Jarvis)

Finance Director Jarvis addresses Council on items B and C. As previously presented; there is growing liability pertaining to Police Officer, Firefighters and Elected Official retirement. Changes in the law require the City's financial statement to reflect this unfunded liability. The unfunded amount exceeds City money at \$10 million.

Finance Director explains to the Council that each pay period the City of Globe contributes to the retirement systems of all City employees. Up to 45% of Police and Fire Department salaries in excess of \$1 million are budgeted for the employer contribution of retirement. A Task Force has been created by the Arizona League of Cities and Towns to help with some recommendations to consider. One consideration is pre-paying the full year's contribution at the beginning of each year. The benefit of this is the interest rate is higher with PSPRS than the Local Governing Interest Pool and this would pay down the principal amount subject to interest.

Councilman Haley clarifies for the Public; that this is a State mandate to report the unfunded liability and nothing that prior Councils or the City did.

Mr. Jarvis addresses the DROP contribution option. Currently, the Fire and Police Department's both have one employee in the DROP program. The City is not required to pay retirement contributions on these employees. The Task Force recommends that Cities consider paying for DROP employee's employer contribution to help pay down the unfunded liability. The amount by department is \$20,000 for Police and \$15,000 for Fire. The Council may choose to pay it during this fiscal year and Staff will be presenting this as an item for next fiscal budget as part of the Police and Fire Budget.

Clarification is made for Council that this contribution would be a small contribution towards the unfunded liability and not to the DROP employee's account.

City Manager Billingsley states this situation is statewide and the older your city is the more your unfunded liability is. This is an opportunity to show some effort towards this debt and would benefit the City with future funding such as WIFA.

Council directs that this staff to bring both items back for action.

- D. Discussion and consideration for approval of #GS-2015-16 Guaranteed Maximum Price (GMP) for Design and Construction of Pressure Reducing Valves (PRVs) with Mortenson Construction. (Jerry Barnes and Paul Hendricks)

Paul Hendricks; as Council authorized, the WIFA loan and procurement process was approved for the Pressure Reducing Valve replacement that is funded from the forgivable portion of the loan. Based on the old model expenditures were expected to be between \$400 and \$500. Based upon more recent information it has been determined that additional engineering analysis as well as field pressure recording and water system modeling updates are required to ensure that the correct PRVs are refurbished and or replaced. This is a time sensitive item; taking 4 to 6 weeks to order the specialized equipment and considering the December 31, 2015 deadline to spend the forgivable portion of the funding.

City Manager Billingsley states upon review of the staff report; Alternate Project Delivery is an interesting situation, sometime you favor financially and some time you don't. The Design Build with the tank saved the City \$150,000. This is the opposite we got into a design build with the assumption that the initial model was correct, it was not correct which required more engineering. The benefit is a better design scope is in place; however the challenge is the cost to construct this design work.

Motion: Waive the prior discussion rules and approve. **Action:** Approve, **Moved by** Councilwoman Roberta Johnson, **Seconded by** Councilman Mike Stapleton. Motion passed unanimously.

- E. Discussion and consideration to authorize the City Manager to negotiate a Market Value Lease with M.V. Enterprises; #GS-2015-17. (Brent Billingsley)

City Manager Billingsley explains to Council; that the City has had an agreement with MV enterprises since 1995 along with a fueling station. Staff is asking Council two questions this evening; 1) Negotiate a lease on the property with MV Enterprises and 2) Open a bid process for lease of the Property. The existing lease expires in December of 2015. Staff recommends re-negotiating with MV Enterprises a market value lease.

Council discussion reveals that it is a more tangible advantage to the City to negotiate with the existing MV Enterprises.

Mr. Billingsley continues with the fuel purchasing and asks Council how they would like to proceed. 1) Continue the existing relationship; 2) Procure a modern fuel management card system; 3) Pursue an alternate fuel purchasing agreement. Staff recommends procuring a modern fleet card/management system that will facilitate fuel purchases, both in Globe and outside of Gila County.

Council agrees with the staff recommendation.

F. Discussion and consideration of Incentive Program for Difficult to Recruit Positions. (Brent Billingsley)

City Manager Brent Billingsley stated to Council the purpose of the Hiring incentive Program is to provide the City Manager with additional recruitment tools to attract highly qualified, performance-oriented candidates for specific classifications that are deemed "Difficult to Recruit" in particular public safety positions; Fire Chief or Police Chief. Based on direction by Council; Mr. Billingsley states that he has drafted the City of Globe Incentive Program for Difficult to Recruit Positions and is seeking direction from Council if there is value in bring this back at a later date for approval.

Councilman Haley recommends that the "Finder's Fee" indicated in the policy not be offered to any exempt employee of the City.

Mr. Billingsley refers to the section "Restrictions" director level positions are exempt.

G. Discussion of the Downtown Association and Cobre Valley Center for the Arts funding request. (Mayor Wheeler)

Mayor Wheeler address the audience and states that the City is very interested in getting this item resolved. Mayor Wheeler reads a letter written by him to the Public addressing the funding request by the Downtown Association. Mayor Wheeler starts out reading; "there has been a lot of confusion regarding the recent \$35,000 funding request may by the Globe Main Street Program to the Globe City Council. Frankly there has also been a lot of consternation, worry and needless anger which does nothing but create division when none should exist." Mayor Wheeler closes in reading "Paul, there is no reason for people to be worried about the Main Street Program. The support is still there but dollars are scarce and we have to be creative. With a little faith, things will get better, they always do."

City Manager announces that he has received direction from Council and Legal to provide the Mayor's Letter, a fact sheet containing a factual list of items and a spreadsheet that outlines the massive investment by the City of Globe into the Downtown since 1995 to the present nearing \$3 million. Based on Council direction the City will be reaching out to the Downtown Association, Cobre Valley Center for the Arts and the Railroad to schedule some meeting to work through contractual and legal obligations.

Councilman Haley states that knowing everyone and serving with the Council his belief that there in not a member of Council that would entertain the idea of not funding the Downtown Association or the Cobre Valley Center for the Arts at the levels that are already stated in the budget. Funding was not reduced; actual projections indicate that the bed tax will slightly increase. There are funds to continue to fund a City position entirely independent from the other entities. Councilman Haley states that his constituents would not want him to dictate to non-profit organizations who to hire as their director. The previous City Curator was a beyond wonderful man who had a big heart. Mr. Culver was indeed a City Employee and separately an employee of the different entities. Mr. Haley hopes going forward to find a solution as a Council that directs Staff to negotiate with these

parties to find a solution to benefit the citizens of this town. None of the Council wants to see the arts die and want to continue to invest in downtown.

Councilman Alderman explains to the Public that the Council approved a process that nonprofit entities could request money to support their effort. There were no applications from the Downtown Association.

City manager Billingsley confirms that there was not a reduction in funding to the Downtown Association. The nonprofit funding was an actual budget funding item and the City received two applications one from the Boys and Girls Club and one from the Cobre Valley Center for the Arts, and the City was able to partially fund both of them. Councilman Haley reminds Mr. Billingsley that the time to file the applications was actually extended.

Request to speak cards;

Paul Tunis thanks the Mayor for a beautiful letter and agrees with a lot of what was said, and is performing the Directors work without any support and it not before Council to hold the funding request over his head. Mr. Tunis states that he is interest in seeing how the Mayor's support manifests itself going forward. There has been some difficulty with access to the City Manager and a hope that will change and is also curious is a cap was put on the bed tax. Mayor Wheeler reply's there always has been a cap at \$100,000.

City Manager Billingsley states a cap was put on the bed tax fund to all entities and the City has been able to hold the \$100,000 whole the last three years. Mr. Billingsley clarifies that he would have loved to meet with Mr. Tunis but was directed by Council and Legal not to talk to anyone until we got to this point.

Mr. Tunis closes in saying he has very pleasant interactions with all the Council and a wonderful conversation with Mayor Wheeler and optimistic moving forward.

Molly Cornwell- stated she works with the Historic Main Street and the Cobre Valley Center for the Arts. Ms. Cornwell stated that she looks forward to seeing the list of the money that the City of Globe has put into Downtown. Ms. Cornwell continues; the reason that Kip Culver came to the City of Globe was that he came with the Old Courthouse and Old Jail complex, it was a package deal, we can take it to the County to get documentation as well, it was a cohesive step forward. The Council was appreciating what he did; most Cities and Towns do hire an events coordinator. Most people if asked state that they love the main street events of Globe, they think the City is doing a great job; woo woo, they are by supporting us but you are not doing it yourselves. If Main Street was not doing these things you would have to provide someone who would actually be paid. Unless you could find a volunteer who was willing to work all those hours for the City, you would have to come up with the funding to go door to door to find people to hand out candy, you would have to go door to door to find people to do all the things that Main Street does for the community, so yes we appreciate the in-kind. The bed tax is a pass through, it's not a budgeted item in that you say woohoo it's a budgeted item and I'm going to hand it to you. It is an agreement and yes we are very thankful and we divide it with 5 other entities; but EDC and the Chamber and a lot of other groups that do not do to

the downtown what Historic Main Street does. We have a film crew coming, we are providing that, we are assisting that; we have Frank Lloyd Wright a lot of things coming to downtown, WE DO THAT so we are thankful for the bed tax money, but I would like to go to the mattresses essentially on what you put in to your City Assets, so if you are saying you gave us \$3 million dollars for an elevator for your building that is on you asset record WE ARE GOING TO THE MATTRESSES; thank you for your time.

Councilman Haley states he wants to responds to Ms. Cornwell without arguing, by stating #1; there is nothing in the contract with Gila County that indicating that the City was obligated to hire any specific individual or to create any job in the City. The Contract that we have with Gila County specifically states that the Center for the Arts or the Old Courthouse was to be used for the purpose of the arts for a 20 year period, but it didn't specify which entity would run the program there, it just said a non-profit, it didn't say any specific group. I'm just going to be real clear, it would be unlawful for either Gila County or this Council to enter into contract that would specify that we would have to hire an individual or create a job tailored to an individual that would be unlawful for us to do that.

Ms. Cornwell comments from the audience,

Councilman Haley responds; "Molly, I'm not going to argue with you, you've used your time. Thank You".

Molly yells from the audience "We're not done, Mr. Haley".

"I understand that" Councilman Hales replied.

Councilman Alderman asks the City Manager to clarify that the City of Globe is the designated Historic Main Street. Mr. Billingsley confirms that Globe is one of the six entities designated as a Historic Main Street. Broad Street was used in the application to get the designation in 1986 that is currently administered by the State Historic Preservation Office.

Councilman Haley discusses the requirement of nonprofit funding such as to the Boys and Girls Club and their requirement to provide a quarterly financial report to the City. Councilman Haley also explains that the prior Parks and Recreation Directors salary; a City Position was not reallocated to the Boys and Girls Club. The City Manager clarifies that a financial report is provided to the City for review of the funding provided. Mr. Billingsley states that the Cobre Valley Center for the Arts and Downtown Association through Mr. Culver was presented annually.

LeAnn Powers encourages Council to find a way to fund this request. Ms. Powers states; she has talked with Lonnie Lot of the Arizona Downtown Alliance which is now partnering with the main street programs and encourages the City to keep the Main Street Program as a separate entity; a 501 3 C nonprofit for funding possibilities. Ms. Lot also asked that the Council to consider a liaison to the Downtown Board instead of a Board Member as that Council Member could not vote on issues pertaining to the program. Ms. Power encourages the City to talk

with Mr. Lot of the Arizona Downtown Alliance as an expertise in issues with Main Streets.

Councilman Alderman addresses the speaker in that Council has directed the City Manager and the Attorney to enter into negotiations with the entities for a pleasant outcome.

Lori Smith speaks in favor of the funding request and request that Council take the man out of the position and let Globe be a leader preserving the Historic Downtown.

Autum Giles states that she is not here in the capacity of the media. Ms. Giles reads A.R.S. 38-431(7.7.10) in regards to changes to the Agenda and the Open Meeting Law; "a new agenda must be prepared and distributed in the same manner as the original agenda" and that the amended agenda was not distributed in the same manner as the original.

City Clerk; Shelly Salazar responds; after direction of the changes an amended agenda was prepared Monday morning; posted as required by A.R.S. and City Code on the website and physically in two designated locations through Resolution. As a courtesy the agenda is emailed and faxed to the media and the amended agenda was not emailed however; the Open Meeting Law was not violated.

Moon Thomas explains the benefits of the Main Street organization and the important things that have happened including the Halloween Event.

Councilwoman Johnson clarifies discussion from the audience. The entire issue has been sensitive and confused because it was a City of Globe employee and unfortunately he died serving the City of Globe in a paid position much like other positions. That money comes from the general fund not bed tax money or money allocated for nonprofits. That cause us to look at a focused looked at agreements with the Downtown Association and with the Cobre Valley Center for the Arts. The agreements, amendments and all those documents, they are convoluted. The documents have had to be sent to the City Attorney to be analyzed. The City needs to make some decisions how we are to move forward for all the citizens of the City of Globe and we cannot do that in a vacuum. All the documents we need legal advice we need to know that we are protecting the Cities liability and we need to look at possibly some new agreements. Councilwoman states that nothing can be done with General Fund money until the City has those agreements understood and in place. The Council has agonized over this as information has been gathered in bits and pieces from storage. **We** have common goals, **We** want to see a vibrant City with economic development, **We** want that because we are the City of Globe too but we have to serve our citizens as best we and make informed decisions

Elizabeth Jordan a residence of Honolulu, Hawaii states that she would not want to be Council and thanks Council for serving this beautiful community. She states that the work that the Center for the Arts and the Downtown Program is vital to this community and is hopeful that the Council will find a way to fund them.

6. **ACTION ITEMS:**

Mayor Wheeler excuses himself; the Vice Mayor moves Council to Item C since Items A & B are Mayor appointments. Mayor Wheeler returns for Items A & B.

- A. Consideration of applications for the Planning and Zoning Commission.
(Shelly Salazar)

City Clerk; Shelly Salazar request Mayor Wheeler to appoint one of two applicants presented tonight to fill the vacancy on the Planning and Zoning Commission; Janice Shumway and William Liester.

Mayor Wheeler appoints Mr. William Liester to the Planning and Zoning Commission.

Motion: Approve the Mayor's appointment of William Liester to the Planning and Zoning Commission., **Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Councilwoman Roberta Johnson.
Motion passed unanimously.

- B. Consideration of application for the Library Committee. (Shelly Salazar)

City Clerk; Shelly Salazar request Mayor Wheeler to appoint one applicant to fill a vacancy on the Library Committee; Pamela Yurkovich.

Mayor Wheeler appoints Pamela Yurkovich to the Library Committee.

Motion: Approve the Mayor's appointment of Pamela Yurkovich to the Library Committee., **Action:** Approve, **Moved by** Councilwoman Roberta Johnson, **Seconded by** Councilman Lerry Alderman.
Motion passed unanimously.

Vice Mayor Mariscal is chair for Item C.

- C. Consideration to approve contract with Breckenridge Group in the amount of \$47,680 regarding #GS-2015-01; Regional Aquatic Center for a Programming Document Contract. (Chris Collopy)

Development Services Director Chris Collopy states in the effort of the Regional Aquatic Center, Council approved to budget money to pay for a programming document. Staff went out to bid and received two bids. Staff is recommending approving a contract with Breckenridge in the amount of \$47,680. The City has budgeted \$60,000 for this project. Mr. Collopy states that the City is pursuing additional funding to assist paying for this document however; if money is received from stakeholders the City couldn't recover the City funds spent on the contract.

Motion: To approve a contract with #GS-2015-01 Breckenridge not to exceed the amount of \$47,680, **Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Councilman Mike Stapleton.
Motion passed unanimously.

- D. Consideration to additional tasks for the Controlled Energy Engineers (CEE) to develop scope and fee to replace or repair the City's Potable Water SCADA System; #GS-2015-18. (Jerry Barnes)

Jerry Barnes announces that this project is through the WIFA funding and request Council to authorize an additional task for CEE to develop scope and fee to replace or repair the City's SCADA System in the amount of \$7500.00.

Motion: To approve additional task with CEE , **Action:** Approve, **Moved by** Councilwoman Roberta Johnson, **Seconded by** Councilman Mike Stapleton.
Motion passed unanimously.

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 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.

Linda Gross Globe-Miami Times speaks in favor of the Globe Main Street Program funding request as states that this program is the best in the State; resulting from the dedicated focus of one person; Kip Culver. The history lesson in the Mayors letter was nice but cannot be compared to the last ten years that funded a person to create the economic development in downtown Globe. City funding to the Boys and Girls Club cannot be compared to the funding of the Historic Downtown Program which an economic engine to this community is a little bit of a stretch. City Manager has been directed to negotiate however; he works at the direction of the City Council, so it is you Council to say you care about this program and to leave the funding to the program. Ms. Gross closes in saying she found tonight very enlightening.

Phil Smith is before Council again to discuss the construction that closed Broad Street off. Mr. Smith states that this has caused terrible financial burned to merchants' downtown. Mr. Smith states that he has contact the City several times regarding the project, he also called the Contractor. Mr. Smith said there is non-existing communication between the City and the merchants' downtown and would like to see opportunity for mitigation.

Motion: Adjourn to esession at 9:11 pm., **Action:** Adjourn, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilman James Haley.
Motion passed unanimously.

8. 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. Arizona Water; receive legal advice from the City Attorney and outside counsel and to give the City Attorney and outside counsel direction in connection with the dispute with Arizona Water Company regarding water service provided to customers in the Globe area. Following the executive session the Council may take action in open session to give the City Attorney direction regarding such dispute.
 - 2. Legal advice and direction regarding Water Effluent Agreement with Inspiration Copper.
 - 3. Legal advice and direction regarding Resolution No. 1573, Leases and the Intergovernmental Agreement with Gila County and Lease #AZER000103.
 - 4. Legal advice and direction regarding lease contract for Parcel # 208-08-007B.
 - 5. Legal advice and direction on the Council-Manager Form of Government and the Council Code of Ethics.
- C. 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)(2),(a)(3)&(a)(4)
 - 1. City Clerk Review.

9. SCHEDULING OF MEETINGS:

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

10. ADJOURNMENT.

Motion: Adjourn Regular Meeting at 10:17 pm., **Action:** Adjourn, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilman James Haley.
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 October, 2015. I further certify that the meeting was duly called and held and that a quorum was present.



Shelly Salazar, City Clerk