

# CITY OF GLOBE

## REGULAR MEETING MINUTES

MUNICIPAL BUILDING 150 NORTH PINE STREET GLOBE, ARIZONA

July 28, 2015 6:00 P.M.

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

The Invocation was given by: Councilman Lerry Alderman

The Pledge of Allegiance was led by: Interim Chief Rosann Moya

### ROLL CALL

**Present: Councilman James Haley, Councilman Mike Humphrey, Councilman Mike Stapleton, Vice Mayor Eric Mariscal, Councilman Lerry Alderman.**

**Absent/Excused: Mayor Terence O. Wheeler, Councilwoman Roberta Johnson.**

#### 1. SUMMARY OF CURRENT EVENTS:

##### A. Council Members

Councilman Alderman mentioned the passing of long time businessman, gentleman and personal friend; Ed Bacon.

Councilman Haley states that is was a privilege and honor to attend the celebration of life for longtime resident and City Employee; Kip Culver. Councilman Haley also thanked the Public Works Department for the ongoing efforts with street issues.

Councilman Stapleton also attended Kip Culvers service and thanked everyone that attended and participated. Councilman Stapleton also mentioned that the gardens down town need tending and up keep and that more planters are available if anyone is interested.

##### B. Mayor

Absent

##### C. City Manager

Nothing to Report

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

- A. Presentation for the Retirement of Robert Rabogliatti; 36 years of dedicated service to the City of Globe. (Brent Billingsley)

Mr. Brent Billingsley pays tribute to Mr. Robert Rabogliatti stating that Robert started working for the City in 1979 and has served for over 36 years. Then in true Robert fashion Mr. Billingsley appears in hard hat and vest and continues to honor Robert's career with his accomplishments. Robert has always worked with a smile and always hard at work. Robert faithfully served the Council and the Citizens of Globe for almost 40 years and is a wonderful man and a better employee. Mr. Billingsley presents Mr. Rabogliatti with a gold watch from the Mayor and Council, inscribed with years of service.

Mr. Rabogliatti thanks Council for the wonderful gift and is very happy with his retirement going on to a new chapter in his life. Robert tells Council and Staff that it has been his privilege to come to know everyone and to consider them friends. Lastly Mr. Rabogliatti reminds everyone that if you are sitting on the Council or working in the streets you work for the tax payers.

Mr. Billingsley closes in stating that Robert's father used to be the Mayor of Globe and recently found the original permit for the City of Globe to serve water and Mayor Rabogliatti's signature was on it.

- B. Presentation of \$1,000 donation to Globe Fire Department K9 Program by the Haven of Globe Nursing Home. (Joe Bracamonte)

City Manager reports to Council that the City has once again received a generous donation from the Haven of Globe Nursing Home. Mr. Billingsley after attending the City and Counties Managers Association conference, confirmed that Evo is the most famous dog in the state of Arizona. Multiple people came up to him and talked about Evo.

Fire Marshall Joe Bracamonte introduces Mark Muer; Director from the Haven of Globe Nursing Home.

Mr. Muer thanked the Council and stated that he was pleased to be before, and recollects the first time he met Joe Bracamonte and K-9 Evo during a rescue of a resident that had gone missing from the facility. Fire Marshall Bracamonte assisted in the successful rescue of that resident and that it was with great pleasure the Haven was able to make this donation.

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

B. Consideration of Approval of Council Minutes:

1. Regular Meeting Minutes July 14, 2015

C. Consideration of the extension of the City Managers Contract.

**Motion:** Remove item 3C; City Managers Contract and approve the remainder of the Consent Calendar., **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman Mike Stapleton.  
Motion passed unanimously.

4. **NEW BUSINESS:**

C. Consideration and discussion of the extension of the City Managers Contract.

Councilman Alderman stated that he wanted to remove and discuss the Managers Contract to resolve any misinformation of the contract. Councilman Alderman explains that the City Manager refused prior raises in compensation as other employees did not receive increases. Upon contract negotiations, Council agreed upon an \$8,000 increase. Councilman Alderman further stated that he wanted to dispel the rumor that Mr. Billingsley had received a \$30,000 increase and that he appreciates everything that our City Manager does for the City of Globe. In closing Councilman Alderman states that the amount of compensation is small in comparison to the responsibility that the City Manager has and the amount of money that he has saved the City.

Councilman Haley explains that \$8000 increase over a year period is modest and that he is happy to endorse the renewal of his contract.

**Motion:** Waive the rules and approve the renewal of the City Manger's Contract.  
**Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Councilman Mike Stapleton.  
Motion passed unanimously.

Vice Mayor Mariscal apologizes to Mr. Billingsley that this contract and increase was not done in a more timely fashion and states that he appreciates his service.

A. Discussion and consideration of the City of Globe Communications Policy.  
(Brent Billingsley)

City Manager Billingsley addresses Council with a policy constructed at the request of Council. Although policies don't require Council approval, Mr. Billingsley brings it before Council because this policy is all reaching throughout the City of Globe.

Councilman Haley points out that some City jobs are political in nature and that the Council may not want to adopt a policy that would stifle communication. Councilman Haley for public consideration wanted to state that this policy is not for the purpose to quite political conversation but to coordinate political conversation. City Manager agreed that this policy would deliver a legal uniform message.

This item will be brought back for possible adoption.

- B. Discussion and consideration of the IGA between the Gila County Library District and the City of Globe. (Joseph Jarvis)

Finance Director Joseph Jarvis explains to Council that each year the City of Globe is privileged to enter into an IGA with Gila County Library District and as part of that agreement the City of Globe would receive specific funds and a variety of support from the County Library District.

This item will be brought for Council consideration.

- C. Discussion and consideration to approve an Initial Contract between the City of Globe and Sellers & Sons, Inc. to construct a new 8" waterline and associated water system improvements within US Hwy 60. (Paul Hendricks/Jerry Barnes)

**MOVED TO ACTION BECAUSE OF PRIOR DISCUSSION**

- D. Discussion and consideration of Resolution No. 1728 approving increases to Manufactured Home Fees. (Chris Collopy)

**RESOLUTION NO. 1728** – A RESOLUTION OF THE CITY OF GLOBE, COUNTY OF GILA, STATE OF ARIZONA, ADOPTING A REVISED FEE SCHEDULE FOR FEES ESTABLISHED BY THE ARIZONA STATE DEPARTMENT OF FIRE, BUILDING AND LIFE SAFETY FOR MANUFACTURED BUILDINGS IN THE CITY OF GLOBE.

**MOVED TO ACTION BECAUSE OF PRIOR DISCUSSION**

- E. Discussion and consideration of National League of Cities Service Line Warranty Program. (Brent Billingsley)

**MOVED TO ACTION BECAUSE OF PRIOR DISCUSSION**

- F. Notification and discussion of Advertising a Request for Proposals for Reroofing the Cobre Valley Center for the Arts using funds from the US Department of Housing and Urban Development. (Chris Collopy)

Development Services Director; Chris Collopy informs the Council and the public, in 2008 the US Department of Housing and Urban Development appropriated funds to be used in the City of Globe. Currently there is a \$98,000 balance that needs to be committed by September 30, 2015 or the money will be lost. It had been planned to use the monies to reroof the Cobre Valley Center for the Arts. Mr. Collopy informs Council that the City has prepared the bid document to be advertised for the reroof project for the Center of the Arts. This is a federal project and CAG has volunteered to help the City.

City Manager Billingsley for clarification purposes states that the federal government notified the City that these funds need to be obligated by September

30, 2015. Mr. Billingsley stated that no Council action is needed tonight just a head nod to go ahead with the advertising.

Councilman James Haley requests the media to report the scope of work, hoping to get proposals from local contractors.

**Items C, D and E pulled from new business to action because of prior discussion.**

**5. ACTION ITEMS:**

- A. Consideration of Resolution No. 1727 for a sewer easement at the Fry's Food Store. (Chris Collopy)

**RESOLUTION NO. 1727** – A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GLOBE, COUNTY OF GILA, STATE OF ARIZONA, PROVIDING FOR ACCEPTANCE OF CERTAIN PROPERTY FOR UTILITY EASEMENT PURPOSES AND AUTHORIZING THE MAYOR TO EXECUTE DOCUMENTS TO COMPLETE SAID ACCEPTANCE.

City Manager Billingsley reads Resolution no. 1727 into the meeting for the second and final time; Council is pleased with the reading.

**Motion:** Approve Resolution No. 1727 as read for utility easement for the Fry's Fuel Station Expansion., **Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Councilman Mike Stapleton.  
Motion passed unanimously.

- 4C.** Discussion and consideration to approve an Initial Contract between the City of Globe and Sellers & Sons, Inc. to construct a new 8" waterline and associated water system improvements within US Hwy 60.  
(Paul Hendricks/Jerry Barnes)

Finance Director Jerry Barnes addresses Council with the request for approval of the contract with Sellers & Sons, Inc. associated with the US Hwy 60 Waterline Project. Mr. Barnes states to Council that repairing water pressure to that end of town is a huge plus for Globe. Mr. Barnes thanked WIFA, Design Consultants; EPS Group, ADOT and EUSI for pushing this project to completion. Lastly, Mr. Barnes thanked Council and Staff for the foresight to push through to completion.

Four bidders bid this project; the contract with Sellers & Sons was the lowest complete bid that was proposed. Unfortunately none of the bids were local contractors. The bid amount awarded was \$1,656,232.88 which includes a 10% owner contingency.

City Manager Billingsley explained the base bid and bid alternate as noted in the staff report. Due to the ongoing dispute between Arizona Water and the City of Globe over service area, it was determined that approximately 942' of the proposed waterline replacement, was within the disputed area. As a result the design was revised to split the project into a base and alternate bid.

Finance Director Jarvis adds as part of this project it was anticipated that ADOT would complete the inspection the City of Globe needed to complete this project. ADOT informed the City that they would not do the inspection. Mr. Jarvis stated to Council that the City will need to start the procurement process to secure a qualified company to complete the required inspections that are needed. The City of Globe is currently negotiating with current Contractors that have contracts with the City for an amendment that would include this work. Mr. Jarvis informs Council that it intended to bring an amended contract before Council on August 11th for consideration.

Public Works Director Jerry Barnes states to Council that because the bulk of the work was not road work, the City would have to obtain their own contractor.

Councilman James Haley questions whether the inspection will be covered by WIFA funding being a requirement of the project.

City Manager Billingsley explains that third party registered engineers of record need to be involved to complete the plan.

Public Works Director Barnes states that the project will start with the pre-conference and will break ground in August with an anticipated completion date of January, 2016.

**Motion:** , **Action:** Approve, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilman Lerry Alderman.  
Motion passed unanimously.

**4D.** Discussion and consideration of Resolution No. 1728 approving increases to Manufactured Home Fees. (Chris Collopy)

**RESOLUTION NO. 1728** – A RESOLUTION OF THE CITY OF GLOBE, COUNTY OF GILA, STATE OF ARIZONA, ADOPTING A REVISED FEE SCHEDULE FOR FEES ESTABLISHED BY THE ARIZONA STATE DEPARTMENT OF FIRE, BUILDING AND LIFE SAFETY FOR MANUFACTURED BUILDINGS IN THE CITY OF GLOBE.

City Manager Billingsley reads Resolution No. 1728 into the meeting for the second and final time; Council is pleased with the reading as read.

**Motion:** Approve Resolution No. 1728 to revise fees schedule for fees established by the State of Arizona., **Action:** Approve, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilman James Haley.  
Motion passed unanimously.

**4E.** Discussion and consideration of National League of Cities Service Line Warranty Program. (Brent Billingsley)

City Manager addresses prior questions of Council; Arizona Water Customers are applicable as long as they are City of Globe residents. There is not a similar program for Counties; only for towns and cities. County residents as long as they are City of Globe Water Customers are eligible for the program. This program is completely voluntary.

Councilman Haley inquired if this program would be available for Town of Miami residents. The City Manager states that Miami residents would be eligible and that again this is purely elective. Mr. Billingsley also states that the City Attorney still has one outstanding comment to be resolved and with the motion to add that the City Manager would be authorized to approve that language.

**Motion:** Approve the contract authorizing the City Manager to approve the pending comment by the City Attorney., **Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Councilman Lerry Alderman.  
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.

**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. 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 and the Intergovernmental Agreement with Gila County.
- 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)

1. City Manager Review

**8. SCHEDULING OF MEETINGS:**

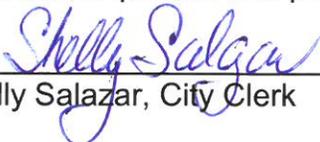
Scheduling of meetings, which may be brought up at this time.

**9. ADJOURNMENT.**

**Motion:** Adjourn regular meeting with no executive session at 7:00 pm., **Action:** Adjourn, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilman Lerry Alderman.

Motion passed unanimously.

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 July 28, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

  
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Shelly Salazar, City Clerk