

# CITY OF GLOBE

## REGULAR MEETING MINUTES

MUNICIPAL BUILDING 150 NORTH PINE STREET GLOBE, ARIZONA

September 23, 2014 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: Ernie Lopez

### ROLL CALL

#### **Present: Roll Call.**

**Present:** Mayor Terry Wheeler (Not voting), Councilman James Haley, Councilman C.M. Mike Humphrey, Councilwoman Roberta Lee Johnson, Councilman Mike Stapleton, Vice Mayor Eric Mariscal, Councilman Lerry Alderman.

#### **1. SUMMARY OF CURRENT EVENTS:**

##### **A. Council Members**

Councilman Lerry Alderman reports that he was able to attend the Emergency Preparedness Meeting that was held for City Staff this past week. He said he was very impressed with the staff and their energy and for being prepared for the possibility of flooding issues.

Councilman James Haley thanked the community for their loyalty to traditions during the Globe High School Continental Celebration. Councilman Haley reported that over 5000 tickets were sold to the Globe Miami Game. Appreciation was mentioned for Retired Marine Corps Capt. Jimmy Lopez and others from our small town that has served our Country.

Councilman Humphrey thanks City Staff for the repair of the sidewalk on South Broad Street, east of the American Legion.

Councilman Stapleton also mentioned the Globe High School Centennial Celebration. He said he attended the Globe-Miami Game with his granddaughter and he had a good time. Other activities mentioned were the Gila County Fair and October Fest. Councilman Stapleton reminded everyone that this weekend was the last weekend for the Farmers Market.

B. Mayor

Mayor Wheeler commends City Staff in particular John Angulo, Joseph Jarvis and Ruben Avalos for their work in preparation to the safety inspection by Southwest Risk Services. The City of Globe received an outstanding rating. Mr. Mayor also mentioned that he attended the Globe High School Celebration Opening Ceremonies including the Pep Assembly. Vice Mayor Eric Mariscal did an outstanding job reading the City's Proclamation and presenting it to the Globe High School Principal.

Councilman Haley mentioned to Council and the Public that Police Officer; Kim Zamora retired today and the Council thanked Kim Zamora.

C. City Manager

City Manager Billingsley announced to Council that recognition of Kim Zamora's retirement will be on the next agenda.

Mr. Billingsley reports on two other items. The first is to announce the City Department Yard Sale that will be held on September 26, 2014 from 9 am to 1 pm. The second item is a report from Chief Al Gameros on the Dylan Earven Foundation 5K/1K Walk Run Fundraiser that was held September 6, 2014.

Chief Al Gameros reports that \$17,000 has been given out to nine families with children fighting illnesses. The Dylan Earven Foundation has been in existence for a little over two years. They recently received their 501 3C filing designating the Foundation as a Public Charity Foundation Organization. Currently the Foundation is helping 2 children in San Carlos and 1 child in Superior that have been diagnosed with leukemia. Eighty three (83) runners registered for the event and \$12,500 was raised at the last fundraiser. They did net \$9800 and this money will be put back in the foundation and to the community.

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

A. Presentation of the "Take the Lead, Read" Library Program. (Marion Steele)

Librarian Marion Steele presents Take the Lead Read Tutoring program to the Mayor and Council. This program was possible through a grant that the Library received and is geared to help 3rd grade readers. Children are tutored reading on-line eBooks from an IPAD. Tutoring sessions are 60 minutes long and held 2 times per week. There are thirteen children and nine tutors enrolled in the Learning A-Z program.

B. Presentation of the Boys and Girls Club Members of the Month for August; David

Mayor Wheeler announces the August members of the Month. David Tinoco was present and received a certificate and bike presented by the City Manager Brent Billingsley. Jewel Macaulay has moved from the community and was not present. Pictures were taken for the local paper.

C. Presentation by the Gila Wellness Coalition. (Adrian Marks)

Bethany Cheney Chairperson of the coalition presented to the Mayor and Council beginning with the vision statement for the Gila Wellness Coalition; Bringing Unity back to the Community. Three core programs are introduced to the Council; Revitalization, Gila B-Fit and Eat Well. Community Gardens and their benefits are presented along with current projects; Nob Hill and the Lighthouse Community Garden. Ms. Cheney said that volunteers are needed to complete the next steps to these gardens. The GWC has over 50 collaborators currently involved with their effort. Benefits of community gardens are presented as well as cost efficiency of community gardening.

The Council thanked the Gila Wellness Coalition for their presentation.

B. Presentation by Better Vision for Children. (Tim Martinez)

Mr. Tim Martinez is the presenter for the better Vision for Children. Mr. Martinez provided information to the Council regarding the screening process. He explains that this program originated in California and has been around for 27 years to help identify childhood vision limitations for children from the ages of 6 months to 5 years of age.

Councilman Alderman asks for the medical qualifications for these screenings and if this program has considered partnering with the Lion Club.

Mr. Martinez explains the screening process is one that is used by NASA. He did explain to Council that he has reached out to the Lions Club and is waiting for a return call. He did announce that their first vision testing will be at the Elks Club on October 25<sup>th</sup>. Mr. Martinez told the Mayor that he used the City of Globe Logo on his advertisement and hoped the Council didn't mind.

Councilwoman Johnson inquired about the screenings and asked if the children are screened in a clinic.

Mr. Martinez replies to Councilwoman with information on sponsorship of the Better Vision for Children.

Councilman Haley states some concerns about the misuse of the City Logo. He explained to Mr. Martinez that the City should not endorse one group over another group and suggests that he reframe from use of the logo.

Mr. Martinez thanked the Council for their time and agrees to withdraw the City Logo from all advertisement. Mr. Martinez again states that this screening is free to all children.

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 - \$260,389.02

B. Consideration of Approval of Council Minutes:

1. Special Meeting of August 4, 2014.
2. Special Meeting of August 5, 2014.
3. Regular Meeting of September 9, 2014

C. Consideration of response letter to a citizen request regarding Canyon Water District. (Joseph Jarvis)

D. Consideration to correct the Globe City Council Revised Meeting Calendar 2014; changing the incorrect meeting date of Tuesday; October 21, 2014 to Tuesday; October 28, 2014. (Shelly Salazar)

**Motion:** To approve the Consent Calendar with the amended accounts payable amount of \$260,389.02, **Action:** Approve,  
**Moved by** Councilman James Haley, **Seconded by Councilman** Mike Stapleton.  
Motion passed unanimously.

Mayor Wheeler excuses himself for a moment and asks that Vice Mayor Eric Mariscal conduct the New Business.

**4. NEW BUSINESS:**

A. Discussion and consideration of Resolution No. 1717 and Ordinance No. 827 to amend and adopt Revisions to "Article 12-6 Flood Damage Prevention", "Article 12-7 Floodplain Administration", "Article 12-8 Provisions for Flood Hazard Reduction" and "Article 12-9 Drilling and Geophysical Surveys" and to accept the City of Globe Administrative Procedures for Floodplain Management and Regulation.

**RESOLUTION NO. 1717** – A RESOLUTION OF THE MAYOR AND COMMON COUNCIL OF THE CITY OF GLOBE, GILA COUNTY, ARIZONA AMENDING ARTICLE 12-6 FLOOD DAMAGE PREVENTION, ARTICLE 12-7 FLOODPLAIN ADMINISTRATION, ARTICLE 12-8 PROVISIONS FOR FLOOD HAZARD REDUCTION AND ARTICLE 12-9 DRILLING AND GEOPHYSICAL SURVEYS OF THE CITY CODE AND ADOPTING THE CITY OF GLOBE ADMINISTRATIVE PROCEDURES FOR FLOODPLAIN MANAGEMENT AND REGULATION.

**ORDINANCE NO.827** – AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF GLOBE, ARIZONA, DECLARING AS A PUBLIC RECORD THOSE CERTAIN DOCUMENTS FILED WITH THE CITY CLERK AND ENTITLED ARTICLE 12-6 FLOOD DAMAGE PREVENTION, ARTICLE 12-7

FLOODPLAIN ADMINISTRATION, ARTICLE 12-8 PROVISIONS FOR FLOOD HAZARD REDUCTION AND ARTICLE 12-9 DRILLING AND GEOPHYSICAL SURVEYS.

City Manager reads Resolution No. 1717 and Ordinance No. 827 by title only into the meeting. The Mayor and Council are satisfied with the reading.

Public Works Director Jerry Barnes provides an explanation to the Mayor and Council for the return of this item. This Resolution and Ordinance replaces the prior approval in January of this year due to Legislature changes that have taken place correcting some deficiencies and FEMA Language.

City Manager Billingsley explains the changes have been reviewed by the City Attorney. The City of Globe belongs to the National Flood Insurance Program and is its own administrator. The City of Globe has to meet minimum requirements with the NFIP one being through Ordinance. Deficiencies were recognized in our Ordinance in a 2011 field visit. The required modifications have been done to our Ordinance.

Councilman Haley clarifies that the legislative changes caused these deficiencies.

Mr. Billingsley agrees and explains the changes in legislature that required these amendments.

Council agrees to bring back at the next meeting for approval.

B. Discussion and consideration of Memorandum of Understanding with the Arizona Longshots Baseball Team for use of City Facilities. (Chris Collopy)

Development Services Director Chris Collopy brings another MOU to the Council in the spirit of utilization of our ball fields. This MOU will help the Arizona Longshots Baseball Team to better use the City Facilities. This MOU has been reviewed by the City Attorney.

Councilwoman Johnson asks about the scheduling of the fields in regards to the priority of field use.

Mr. Collopy explains that the Copper Cities Youth Sports (CCYS) does the scheduling for the youth activities as they manage the majority of youth activities. Field scheduling will be coordinated with the Arizona Longshots.

Councilman Mike Humphrey inquires what the age groups are with the Arizona Longshots.

Mr. Collopy informs the Councilman that this is a youth program.

Mayor Wheeler calls on Elton Dalmolin to answer some questions about the Baseball Team. Mr. Elton explains from the audience that the age group is 11 to 12 years old.

Council agrees to bring back at the next meeting for approval.

- C. Discussion and consideration of the Eleventh Amended Interim Emergency Fire Intergovernmental Agreement between the City of Globe and the Town of Miami. (Chief Al Gamos)

**RESOLUTION NO. 1718** – A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF GLOBE, COUNTY OF GILA, STATE OF ARIZONA, APPROVING THE ELEVENTH AMENDED INTERIM EMERGENCY FIRE INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF MIAMI PURSUANT TO A.R.S. 11-951 ET. SEQ.

City Manager reads Resolution No. 1718 by title only into the meeting. The Mayor and Council are satisfied by the reading.

Chief Al Gamos presents this request to the Mayor and Council. Changes to the Exhibit A, itemized charges were discussed with Council. Chief Gamos informs the Council that meetings with the Town of Miami have been held to discuss the future of the Miami Fire Dept. There are 21 applications filed with Miami to review towards a building process of this department. Chief Gamos also reported that there has been discussion between the Town of Miami and Tri City Fire Department to resolve any differences that have been in the past.

The council moves to bring this item back at the next meeting.

- E Discussion and consideration to hire Jacobs Engineering to provide technical assistance for civil plan review for the Cobre Valley Regional Medical Center Expansion project. (Joseph Jarvis)

City Manager Brent Billingsley addresses the Council with the announcement that Cobre Valley Hospital has presented its plans for expansion of their facility to the City of Globe. He says the size of the plans and the critical components of the plans require outside entities to ensure an efficient and technical plan review.

Mr. Billingsley request Council to waive the rules and approve to expedite the plan review.

Councilman Haley asks who will pay for the plan review. The City Manager reports that the Cobre Valley Hospital will absorb the cost for the additional services to review the plans.

Council discussion talks about the value that this expansion will add to Globe as Economic Development.

**Motion:** Waive the rules, **Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Councilman Lerry Alderman.  
Motion passed unanimously.

**Motion:** To approve Jacobs Engineering Contract, **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman James Haley.  
Motion passed unanimously.

- F. Discussion and consideration of proposal from Nu-Trend Architectural Services, L.L.C. to assistance with architectural plan review for the Cobre Valley Regional Medical Center Expansion project. (Joseph Jarvis)

City Manager Billingsley also asks Council to waive rules and approve as timing is crucial.

Mr. Billingsley explains to Council that this is the architectural review, different from the technical assistance that Jacobs Engineering will provide, and Nu-Trend is an outside service that can do the review.

The bid process was completed and 4 quotes were received. Nu-Trend was the lowest most qualified bidder. The Cobre Valley Hospital will be paying for the review. Multiple reviews are in the scope of work that is included in the price that was presented.

Councilman Stapleton asks if our Fire Professionals will work in collaboration with these reviews. The City Manager explains that Fire Marshall Joe Bracamonte as well as Jerry Barnes and Chris Collopy all have plans to review. He explained that Joe Bracamonte will be doing the knox box, sprinkler and alarm review, and our Public Works Director Jerry Barnes is comfortable doing the civil review.

**Motion:** Waive the rules and approve Nu-Trend Architectural Services., **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Councilman Mike Stapleton. Motion passed unanimously.

## 5. ACTION ITEMS:

- A. Discussion and consideration of Intergovernmental Agreement between the City of Globe and Gila County, for the purpose of contracting for animal control services. (Chief Tim Truett)

Brent Billingsley presents on behalf of Chief Truett who is ill. Mr. Billingsley reviews this IGA for the Council.

**Motion:** To approve agreement, **Action:** Approve, **Moved by** Councilwoman Roberta Lee Johnson, **Seconded by** Councilman James Haley. Motion passed unanimously.

- B. Discussion and consideration for approval selecting EPS Group as Project Design Consultant for the US Highway 60 Waterline Project (2014 WIFA funding). (Joseph Jarvis)

Finance Director Joseph Jarvis brings this item for the second time to Council. The US HWY 60 Waterline Project will be paid for by WIFA funds. Negotiation with the EPS Group will not exceed \$286,615.00.

The City Manager explains to Council that the fee and scope of work will include the National Environmental Policy Act (NEPA) Document along with the right of way portion.

**Motion:** To approve EPS Group as project design consultant, **Action:** Approve, **Moved by** Councilman James Haley, **Seconded by** Councilwoman Roberta Lee Johnson.  
Motion passed unanimously.

- C. Discussion and consideration to approve a purchase order in the amount of \$278,000 to purchase 2,000 water meters from National Meter and Automation. (WIFA funding). (Joseph Jarvis)

Finance Director Joseph Jarvis updates the Council on the order of seven hundred water meters. Staff is working diligently to install the water meters. Since the secure of the 2014 WIFA funding, staff has been determining how to rapidly and cost effectively install the remaining water meters that are needed.

Discussion is held between Council and the City Manager regarding total number of installed meters to be about thirty five hundred (3500). Mr. Billingsley explained with seven hundred (700) water meters on site it would be more cost effective to negotiate installation of these meters with more meters to install, this is the reason we are purchasing two thousand (2000) more meters at this time. Some of the meters currently in the ground are Badger Meters and need only to be retrofit. The City Manager explains the installation process and the procurement order in which the meters are purchased.

**Motion:** Waive the rules to expedite the purchase of water meters. **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Vice Mayor Eric Mariscal.  
Motion passed unanimously.

**Motion:** To approve the purchase amount and purchase water meters, **Action:** Approve, **Moved by** Councilman Lerry Alderman, **Seconded by** Vice Mayor Eric Mariscal.  
Motion passed unanimously.

- D. Discussion and consideration for budgetary transfer from Council contingency to pay Motorola invoice in the amount of \$150,917.22 for Police radios. (Joseph Jarvis)

Finance Director Joseph Jarvis reports to Council that he recently discovered an outstanding invoice for Motorola Radios. The Police Department has confirmed that they did receive the radios. Unaware of this outstanding expense this item has not been budgeted and the radios have not been paid for. Police budget will not cover this purchase. After thorough research Mr. Jarvis reports that he has come to the conclusion that payment of these radios have not been made. There was no evidence of a grant found or direction of payment. Mr. Jarvis explains that the first place he would look to pay for these radios would be the Police Budget, however the Police Budget would not be able to pay for this large amount. The Finance Director requests the use of Council Contingency to pay for this item.

Mayor Wheeler asks about the balance in the Council Contingency Undesignated Account in reference to this item. The Finance Director explains the balance of this fund and assures that the balance would accommodate this amount.

Councilwoman Johnson expresses concern of other expenses that have not been paid and the City's obligation to pay for these purchases.

Finance Director Joseph Jarvis reports that according to prior Council Minutes in October of 2012 an agreement was approved and a payment plan was discussed but never acted on.

Councilman Haley recalls this item and suggests that we talk to former Police Chief Lee Kinnard as his memory serves to remember there was grant money for this purchase. Councilman Haley also remembers that 2012 was the year federal regulations required upgrades from analog to digital.

City Manager Billingsley concurs with Councilman Haley in that 2012 was the year that upgrades were required and says that staff will talk to Lee Kinnard.

Discussion between the Finance Director and Council regarding the lateness of this invoice and delivery dates of the radios are discussed. Mr. Jarvis answers Council in that he has spoken to former Chief Lee Kinnard and reviewed the paper work that he provided and discovered that there was not a specific grant for the purchase of these radios and they were intended to be paid for with general fund money per council meeting minute notes. The confusion from the grant could be the Governors of Highway Safety Grant that was approved in October of 2013 in the amount of approximately \$150,000 for radio equipment. This grant was a joint effort with the Fire Department and after the fact.

Councilman Haley commends Mr. Jarvis on his diligent work in the research of this item.

The City Manager replies to Council that the likely grant does refer to the Governors of Highway Safety Grant that was passed in October of 2013. Mr. Billingsley tells Council that he will contact the Governors of Highway Safety Office and confirm there was not a grant for this outstanding radio invoice. Chief Gameros agrees to contact Homeland Security Office in regards to possible grant for this item.

Mr. Billingsley request Council to table this item until next meeting.

**Motion:** To table this item until this research has been done, **Action:** Table, **Moved by** Councilman James Haley, **Seconded by** Councilman Mike Stapleton. 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.

**Motion:** Adjourn to executive session., **Action:** Adjourn, **Moved by** Councilman Mike Stapleton, **Seconded by** Councilman James Haley.  
Motion passed unanimously.

Meeting adjourned at 7:27 pm

Adjournment was postponed to allow a request to speak card from Elton Dalmolin with the AZ Longshots.

Mr. Dalmolin addresses the Council with an introduction of the Arizona Longshots ball club. Mr. Dalmolin also addresses Council with his concerns about the use of the City Ball Fields and the decision of priority use of the fields in relationship to CCYS. Mr. Dalmolin mentioned MOU between the City of Globe and CCYS in regards the use of the fields.

Council starts to address the questions and concerns of Mr. Dalmolin but are reminded by City Manager Billingsley that this is Call to the Public and Council cannot discuss or act on items presented at this time. Council continued the discussion with the challenge that this item was on the agenda. The City Manager reminded Council that the speaker card was asked for prior to the meeting to be called upon at that particular item and was not presented until after the meeting had adjourned.

Mayor Wheeler directed Chris Collopy to meet with Mr. Dalmolin.  
Councilman Haley through Mayor Wheeler directs the City Manager to meet with Mr. Dalmolin.

**Motion:** Adjourn to executive session, **Action:** Adjourn,  
**Moved by** Councilman Mike Stapleton, **Seconded by** Councilman James Haley.  
Motion passed unanimously.

Meeting is adjourned at 7:32 pm.

## 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)

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. Water Effluent Agreement with Inspiration Copper
3. Legal advice on City Property leased for use as dog pound, Gila County APN # 207-26-002.

- 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

Regular Meeting reconvened at 8:39 pm.

**Motion:** Adjourn regular meeting, **Action:** Adjourn,  
**Moved by** Councilman Mike Stapleton, **Seconded by** Councilman C.M. Mike Humphrey.  
Motion passed unanimously.

Regular meeting adjourned 8:40 pm.

#### 8. POST EXECUTIVE SESSION

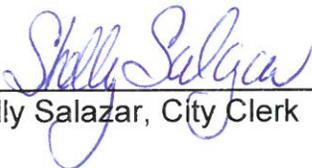
Consideration of any item on the Executive Session portion of this agenda, which the Council may wish to take action upon in Open Session.

#### 9. SCHEDULING OF MEETINGS:

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

#### 10. ADJOURNMENT.

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 23rd day of September, 2014. 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