

City of Globe
Regular Council Meeting
August 28, 2018

Call to Order.

Present: Mayor Al Gameros, Councilman Freddy Rios; District 1, Councilman Mike Humphrey; District 2, Councilwoman Roberta Johnson; District 3, Vice Mayor Mike Stapleton; District 4, Councilwoman Charlene Giles; District 5.

Excused: Councilman Lerry Alderman; District 6.

Invocation; Dan Morton

Pledge of Allegiance; Councilwoman Roberta Johnson

1. **SUMMARY OF CURRENT EVENTS:**

A. Council Members

Councilman Rios reported that he had the opportunity to attend the League Conference and it was a fabulous event a lot of good training and social events, meeting Council and Staff from all over Arizona. There were great motivational speakers including Governor Ducey and Arizona Cardinals Owner Bill Bidwill. It was a packed 3 days learning more about State and Local Government.

Councilwoman Johnson also attend League Conference and was honored to carry the flag in the Opening Parade of Flags. Councilwoman Johnson felt that Globe was well represented all three days and received a lot of positive feedback regarding City of Globe booth at the Showcase of Cities and Towns. Councilwoman Johnson also announced that Oktoberfest will be October 6th Farley's Pub benefiting scholarships.

Councilman Humphrey-no report.

Councilwoman Giles comments that the Historic Preservation Committee has really worked hard rejuvenating the downtown in particular the Dominion Cutting Co., who was allowed to use some bright colors on their building. The Center for the Arts has had many meetings and Councilwoman Giles reports their Board has elected Tanner Hunsaker, President and Jason Marr, Vice President to the CVCA Board. Next Councilwoman Giles reports that the Downtown Assoc. are full steam ahead with the summer concert series. The last concert will be at the Gila Historical Museum. There is a large budget film that has chosen eleven locations for a new film here in Globe-Miami area. Councilwoman Giles thanked Molly Cornwell who is also working on the Ghost Tour. There will be another, Recharge our Community Workshop at the Gila County Fairgrounds tomorrow and this is a

great venue for our bed tax recipients. Old Dominion Days are September 12th - 16th. Mine tours and much more tickets are on sale now for \$60.

B. Mayor

Mayor Gameros also attended the Arizona League of Cities Conference and thanked Shelly Salazar, Linda Oddonetto and Jerry Barnes for their work and support to Council and the City of Globe. Mayor Gameros also thanked Councilman Rios for attending and Councilwoman Johnson for her many years of service and carrying the flag in her last term of office. Mayor Gameros also attended the Indoors Farm Workshop in partnership with the Arizona Department of Agriculture. It was amazing to hear initial thoughts and many methods of indoor farming. Lastly Mayor Gameros thanked Jerry Barnes, Paul Jepson and Kenny Sellick for taking him on a tour of water facilities.

Councilwoman Giles also thanked Public Works for keeping the weeds down in Globe.

C. City Manager

City Manager Paul Jepson thanked Public Works for resolving a water leak on South Broad communicating with businesses and residents. Councilman Alderman under Doctors orders to take it easy and is excused tonight, however if he were her would recognize Senator John McCain. Tonight, is election night and the Gila County website will have results. The City of Globe Election is non-partisan so if candidates receive the 51% they do not have to go to the General Election. Mr. Jepson thanks Linda Oddonetto and Chris Collopy assisting in the Denny's opening. The Walking Club, sponsored by the Library is very popular and Mr. Jepson asked Linda Oddonetto and Adrea Ricke to speak.

Globe Library Director; Adrea Ricke is excited about the Globe Library 5-K Walking Club and will sponsor the run at the end of October. Walkers meet at 7:00 pm on Monday, Wednesday and Thursdays. Mr. Ricke thanks the support of the United Fund, Friends of the Library and the City of Globe.

2. COMMUNITY 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. This is a time for the public to comment to members of the City Council explicitly not to members of staff. Comments will be limited to **three minutes per person** and shall be addressed **explicitly** to the to the City Council and addressed to the City Council as a whole public body, 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.

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

- A. Recognition and appreciation to Debbie Cox of Service First Realty for raising thousands of dollars for Globe Police Body Cams. (Mayor Al Gameros and Council)

Table, Debbie Cox could not attend.

- B. Proclamation, proclaiming September 12th - 15th, 2018 as "Old Dominion Days". (Mayor Al Gameros)

Mayor Gameros reads Proclamation into the meeting proclaiming September 12th-15th as "Old Dominion Days" and presents the proclamation to Gila County Historic Museum; Sheldon Miller.

- C. Presentation of Past, Present and Future Asphalt Projects throughout the City of Globe. (Jerry Barnes)

Jerry Barnes informs Council that the City of Globe has approximately 140 miles of roadway and if the City were to do a 2" mill/fill would cost approximately \$26 million. Mr. Barnes explains a 5-year asphalt plant was constructed on a budget that the City could afford. Globe City Streets cover 138.85 miles of which 9.61 miles are the responsibility of ADOT. The Globe Strategic Plan covers all 129.24 miles of City Streets. 2017/2018 accomplishments included hip seal projects on Broad Street, Verde Drive, High Street, City Hall Parking Lot and Cedar Street.

Mr. Barnes stated that up and coming projects include the Oak to Hill Street for pavement and ADA sidewalk ramp compliance. This project will cost \$759,440.66 of which \$716,339 is federal funding and \$43,101.66 is the City's local match. Another up and coming project is Broad Street (Mesquite to Cottonwood) for pavement and ADA sidewalk ramp compliance. This project is also federally funded at \$417,215.00 with a City match of \$25,218.72 for a total project cost of \$442,433.72. Up coming mill and fill projects include; Pine Street, South Street, Oak Street, Cedar Street, Third Street and Russel Road.

Mr. Barnes presents Council with Paving Globe windbreakers

- D. Presentation of Tethering Ordinance and cost projections for a possible Animal Control Officer. (Paul Jepson)

Mr. Jepson updates Council on the Ordinance that Council reviewed this past spring after learning about the Payson tethering law. Staff learned that County Animal control will not enforce a City Tethering Law. In July a dog was found dead on a 20' line. On August 14th members of the public spoke out about a possible tethering law and City Animal Control position to enforce the law. Tonight, Staff would like to present options for Council consideration.

Mr. Jepson stated that the problem is it is dangerous for dogs to be tied up or chained up outside and left unattended. It is safer for dogs to be fenced in rather than on a rope or chain, but the fencing must be sturdy. All people are different and have different opinions on how to care for their dogs. Potential solutions would be to pass an ordinance outlawing leaving your dog unattended on a rope or chain. Make it illegal to fasten, chain or tie up any dog in your yard unless the owner is immediately present. Allow unattended tethering only on a raised trolley, pulley or cable run of a least 10' long and at least 4' high, add additional requirements of food, water, shelter and exercise space.

Mr. Jepson presents enforcement options; 1) County Animal control at \$40,000 annually however they will not enforce tethering, only animal cruelty. Option 2) City Animal Control at \$62,4000 annually will enforce tethering and animal cruelty. Mr. Jepson presents an enforcement option hybrid as follows; City of Globe pass a tethering law, City of Globe maintains County Animal Control contract, City of Globe enforces non-emergency tethering violations to include; education, warning, citation and fines, Gila County enforces emergency tethering violations under animal cruelty statues and the Globe Police Department backs up Globe Code Enforcement.

Mr. Jepson informs Council that Staff is looking for Council direction; direct staff to move forward with proposed tethering law (hybrid option), direct staff to move forward with City animal control officer and tethering law, direct staff to look for additional options, additional direction, suggestions or questions.

Code Enforcement; Michelle Yerkovich addresses Council concerns regarding the number of complaints and explains that there is a big social media presence. Ms. Yerkovich explained to Council that the Gila County Animal Control will assist her with calls.

Councilwoman Giles informs the meeting that the High Desert Humane Society gets a dozen calls per month community wide. Concern with stray dogs and resident safety and that she is leaning more towards the hybrid option due to the financing and the budget.

Councilman Rios is concerned that animals need to be properly maintained for the protection of the animal and residents, however doesn't think that the number of calls merit a full time City Animal Control. Councilman Rios recognizes that this is an important issue that needs to be addressed and is leaning more toward the hybrid option, due to the information that has been presented.

Councilwoman Johnson stated that education and accountability is huge. This has to be a community effort and an education effort. In the past the City has had to eliminate the Animal Control position because it was not cost effective for the calls received and states that she is leaning towards the hybrid option.

Councilman Humphrey stated that passing the hybrid option would cause more problems than the City has time to enforce, and doesn't feel that the Council can tell people not to tie their dogs up. The issue is already addressed with the County.

Councilwoman Giles stated that she doesn't like a lot of rules and laws and there are some that she doesn't follow, however animals are dependent for care. Councilwoman Giles stated that she would like to see an ordinance to enforce the welfare of animals. Councilwoman Giles stated that she wasn't a big government fan, however in this case thinks government needs to step in for those that can't speak for themselves. Councilwoman would like to see absolutely no tethering rather fencing but sees this as unrealistic.

Vice Mayor; Stapleton stated that he would support the hybrid option however believes that the City has the County enforcement and should not create another law.

Mayor Gameros stated that the City cannot control the County, however if the City passes an ordinance, our law enforcement could take care of the issue. Education is part of the process and is in favor of the hybrid option, which would mean more work for Code Enforcement; Michelle Yerkovich however she has the personality to enforce and educate.

Councilwoman Giles stated that we need to keep in mind that Michelle has been working with people, instead of citations educates and works with people and is definitely the person to enforce the animal issue.

Speaker card from; Ed Alexander and he stated that he would like to eliminate collars; enforce basic rules; food, shelter and feces and would be happy to sit on a committee.

Councilwoman Giles also commented that she would serve on a committee.

Mr. Jepson suggest that Council and possibly a committee look at the ordinance that was provided there is a lot of detail that addresses the entire welfare of an animal.

Mayor Gameros suggest that a committee be formed before the review of the ordinance and bring information back to Council.

Mr. Jepson suggest a feasibility committee with both pro and anti-views about tethering and put it on a future agenda, possibly the September 11th meeting for the creation of the committee.

Council discussion regarding enforcement resulted in Council direction to Staff to bring back more information in four weeks in particular the presentation that Michell presented at a public meeting.

Mr. Jepson concurred and informed Council that Staff would bring more information on September 25th.

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:
- B. Consideration of agreements and purchases less than \$25,000. (Jeannie Sgroi)
- C. Consideration of the August 20, 2018 list of Building permits. (Chris Collopy)
- D. Consideration of the Fleet Report. (Brandon Gillum)
- E. Consideration to approve the FY17-18 fourth quarter distribution of bed tax funds in the amount of \$9,617.49 to Southern Gila County EDC, from Account #10-51-51910 General Fund-Community Organizations-Southern Gila County Economic Development Corporation (EDC). (Jeannie Sgroi-Finance Director)

- F. Consideration to approve additional funding for a Information Technology Specialists with Interim Public Management (IPM), for an amount not to exceed \$15,000 with budgeted funds to come from Account #10-55-51234-General Fund-Admin-Contractual Services. (Paul Jepson)
- G. Consideration of Special Event Liquor License for Farley's Pub located at 230 N. Broad Street, Globe, Arizona for Oktoberfest Street Festival hosted by Pinal Mountain Education Foundation which will be held on October 6, 2018. (Linda Oddonetto)
- H. Consideration of recommendations presented by the Historic Preservation Advisory Commission for the sign and exterior trim of the Dominion Cutting Company building located at 294 N. Broad Street, Globe, Arizona. (Michelle Yerkovich)

Motion: Approve the Consent Agenda as presented. , **Action:** Approve, **Moved by** Councilman Freddy Rios; District 1, **Seconded by** Vice Mayor Mike Stapleton; District 4.

Motion passed unanimously by; Councilman Rios, Councilman Humphrey, Councilwoman Johnson, Vice Mayor Stapleton, Councilwoman Giles, Councilman Alderman and Mayor Gameros.

5. **ACTION ITEMS:**

- 0. Consideration to approve Resolution 1786 Supporting Off-Track-Betting within the City of Globe. (Chris Collopy)

RESOLUTION NO. 1786 - A RESOLUTION OF THE CITY OF GLOBE CITY COUNCIL EXPRESSING SUPPORT FOR ECONOMIC DEVELOPMENT BY SUPPORTING OFF-TRACK BETTING WITHIN THE GLOBE CITY LIMITS.

City Clerk; Shelly Salazar reads Resolution No. 1786 into the meeting and Council is satisfied with the reading.

Chris Collopy this Resolution of Support was presented last meeting and has received on negative comment from the public. This is an effort to promote economic growth.

Councilman Rios stated that for the sports buff's out there, horse racing has been around for many years and this is an opportunity to support economic growth, especially downtown.

Motion: Motion to approve Resolution No. 1786 Support of Off-Track Betting., **Action:** Approve, **Moved by** Vice Mayor Mike Stapleton; District 4, **Seconded by** Councilwoman Charlene Giles; District 5.

Motion passed unanimously by; Councilman Rios, Councilman Humphrey, Councilwoman Johnson, Vice Mayor Stapleton, Councilwoman Giles, Council Alderman and Mayor Gameros.

- A. Consideration and approval of Amendment No. 1 to Contract No. GS-2017-0032A with Hazen and Sawyer to extend the contract term for a one-year period from August 08, 2018 to August 07, 2019; and to carry forward the remaining unused balance of \$16,992 from the original contract amount, to be used for Water Infrastructure Funding Authority (WIFA) Water projects, to be funded from Account #53-80-52100 - 2017 WIFA Water projects. (Jeannie Sgroi)

Finance Director; Jeannie Sgroi presents an amendment to extend the term of the Contract with Hazen and Sawyer. On August 11, 2017 Council approved entering into Contract No. GS-2017-0032a for professional engineering services for water main improvements in an amount not to exceed \$65,824.00. Approval of this extension does not authorize any additional funding and will extend the contract for one (1) additional year from August 8, 2018 to August 7, 2019.

Motion: Approve Amendment No. 1 to Contract No. GS-2017-0032A with Hazen and Sawyer to extend the contract term for a one-year period from August 8, 2018 to August 7, 2019 and to carry forward the remaining unused balance of \$16,992 from the original contract amount to be used for WIFA Water project. , **Action:** Approve, **Moved by** Councilwoman Charlene Giles; District 5, **Seconded by** Vice Mayor Mike Stapleton; District 4.

Motion passed unanimously by; Councilman Rios, Councilman Humphrey, Councilwoman Johnson, Vice Mayor Stapleton, Councilwoman Giles, Councilman Alderman and Mayor Gameros.

- B. Consideration to approve Change Order #1, in the amount of \$42,875, for Contract No. GS-2017-0032A for the Bonita Booster Pump Station Design with Hazen & Sawyer. The funding source will be account #53-80-52100 (WIFA). (Jerry Barnes)

Jerry Barnes explains to Council that this Change Order is for additional design for the pump station at Bonita Flats. The new booster station will enable the City of Globe to provide sufficient pressure to lift water from the lower downtown zone to serve the intermediate zone. The Change Order is in the amount of \$42,875 for Contract No. GS-2017-0032A and this is just for the design the construction will be approximately \$200K. The booster station is located on City property located on Bonita near the Guerrero residence which has been used as a basketball court for many years, however this is the best option for the booster station.

Motion: Motion to approve Changer Order #1 in the amount of \$42,875 for Contract No. GS-2017-0032A for design services for the Bonita Booster Pump Station design. , **Action:** Approve, **Moved by** Councilman Freddy Rios; District 1, **Seconded by** Councilman Mike Humphrey; District 2.

Motion passed unanimously by; Councilman Rios, Councilman Humphrey, Councilwoman Johnson, Vice Mayor Stapleton, Councilwoman Giles, Councilman Alderman and Mayor Gameros.

- C. Consideration and approval of Amendment No. 1 to Contract No. GS-2017-0032 with WestLand Resources to extend the contract term for a one-year period from June 28, 2018 to June 27, 2019; and to carry forward the remaining unused balance of \$30,688 from the original contract amount, to be used for WIFA Water projects, to be funded from Account #53-80-52100 - 2017 WIFA Water projects. (Jeannie Sgroi)

Jeannie Sgroi is before Council with an Amendment to the Westland Resources Contract to extend the contract term for a one-year periods from June 28, 2018 to June 27, 2019 and to carry forward the remaining unused balance of \$30,688 from the original contract amount for WIFA projects.

Jerry Barnes addresses the fact that there are two engineering firms providing services for the same project, reason being is that the Westland design will be for pipeline and the Hazen and Sawyer was for the booster station and that this was awarded to the lowest responsible bidder.

Motion: Motion to approve Amendment No. 1 to Contract GS-2017-0032 with Westland Resources to extend the contract term for a one-year period from June 28, 2018 to June 27, 2019 and to carry forward the remaining unused balance of \$30,688 from the original contract amount to be used for WIFA projects. , **Action:** Approve, **Moved by** Councilman Mike Humphrey; District 2, **Seconded by** Vice Mayor Mike Stapleton; District 4.

Motion passed unanimously by; Councilman Rios, Councilman Humphrey, Councilwoman Johnson, Vice Mayor Stapleton, Councilwoman Giles, Councilman Alderman and Mayor Gameros.

- D. Consideration to approve Westland Resources Change Order #4 in the amount of \$15,900 to Contract GS-2017-0032 for additional professional engineering services for the Bonita Flats booster station design, funded

through Account #53-80-52100 - 2017 WIFA Grant Expenditures. (Jerry Barnes)

Jerry Barnes explains that Changer Order #4 with Westland Resources in the amount of \$15,900 is for additional professional engineering services for the Bonita Flats in-line booster station. This work will utilize the remaining \$8,900 left in the contingency and require an additional \$7,000 to be added to the contract.

Motion: Motion to approve Change Order #4 with Westland Resources in the amount of \$15,900; \$8,900 remaining in contingency and an additional \$7,000 to be added to the contract for engineering services for the Bonita Flats in-line booster station design. , **Action:** Approve, **Moved by** Councilwoman Charlene Giles; District 5, **Seconded by** Councilwoman Roberta Johnson; District 3.

Motion passed unanimously by; Councilman Rios, Councilman Humphrey, Councilwoman Johnson, Vice Mayor Stapleton, Councilwoman Giles, Councilman Alderman and Mayor Gameros.

6. CALL TO THE PUBLIC:

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7. SCHEDULING OF MEETINGS:

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

Mr. Jepson stated that there is not a need to go into Executive Session unless Council had concerns. Council directed that the meeting adjourn and that Executive Session was not needed.

8. EXECUTIVE SESSION:

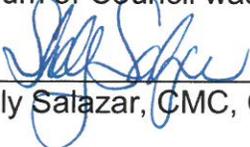
- A. Confidentiality Statement.
- B. Discussion or consultation with the attorneys of the public body for legal advice and in order to consider its position and instruct its attorneys regarding the public body's position regarding contracts that are the subject of negotiations, in pending or contemplated 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. Legal advice and direction regarding potential claims.

9. **ADJOURNMENT.**

Motion: Motion to adjourn at 8:09 pm. , **Action:** Adjourn, **Moved by** Councilman Mike Humphrey; District 2, **Seconded by** Councilman Freddy Rios; District 1.

Motion passed unanimously by; Councilman Rios, Councilman Humphrey, Councilwoman Johnson, Vice Mayor Stapleton, Councilwoman Giles, Councilman Alderman and Mayor Gameros.

I hereby certify that the foregoing are a true and correct copy of the Regular City of Globe Council Meeting of August 28, 2018 and the meeting was duly called and a quorum of Council was present.



Shelly Salazar, CMC, City Clerk