



CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minute summary of the regular meeting of the City Council of Sierra Vista held on the 26th day of March 2015. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 9th day of April 2015

SEAL

A handwritten signature in black ink, appearing to read "Maria G. Marsh", written over a horizontal line.

Maria G. Marsh
Deputy City Clerk

A handwritten signature in black ink, appearing to read "Jill Adams", written over a horizontal line.

Jill Adams
City Clerk

Sierra Vista City Council
Meeting Minutes
March 26, 2015

Mayor Mueller called the March 26, 2015 City Council Meeting to order at 5:00 p.m., City Hall Council Chambers, 1011 N. Coronado Drive, Sierra Vista, AZ

Roll Call

Mayor Rick Mueller – present
Mayor Pro Tem Bob Blanchard – present
Council Member Alesia Ash – present
Council Member Gwen Calhoun – present
Council Member Rachel Gray – present
Council Member Hank Huisking – present
Council Member Craig Mount – present

Others Present:

Chuck Potucek, City Manager
Mary Jacobs, Assistant City Manager
Tom Alinen, Police Chief
Paul Cimino, Fire Marshall
Pam Weir, Management Analyst
Scott Dooley, Public Works Director
Don Brush, Community Development Director
Jeff Pregler, Sr. Planner
Victoria Yarbrough, Leisure and Library Services Director
Nathan J. Williams, City Attorney
Jill Adams, City Clerk

Invocation – Pastor Mark Pitts, Village Meadows Baptist Church, conducted the invocation.

Pledge of Allegiance - Brownie Troop 419, Jr. Troop 104, and Cadette/Sr. Troop 1224 led the Pledge.

Item 1 Acceptance of the Agenda

Council Member Huisking moved that the agenda for the Regular City Council Meeting of March 26, 2015, be approved. Council Member Ash seconded the motion. The motion carried unanimously, 7/0.

City Manager's Report - Mr. Potucek made the following announcements:

- Council Work Session on April 6, 2015 at 4:00 p.m. in City Hall Council Chambers regarding the annual commissions updates for the Airport, Cultural Diversity and Park and Recreation Commissions;
- Council Work Session on April 7, 2015 at 4:00 p.m. in City Hall Council Chambers regarding City Manager update;
- Veterans' Memorial Park Overlay Phase Two Project is currently out for bids and the bid opening will be held March 31st;
- City received nine Ford Explorers in February in the amount of \$423,000 and it is going through the regular rotation for vehicles;
- City will start community engagement process for the Citizens' Advisory Commission;
 - o April 2, 2015, 6:00 to 8:00 p.m. at Fire Station Three; and

- April 4, 2015, 10:00 to noon at the Library;
- Acknowledged Procurement Manager Michael Clawson who served with the City faithfully for the last 23 years and congratulated him and his family.

In response to Council Member Calhoun, Mr. Potucek stated that staff held a celebration for Mr. Clawson; but he will check with him to see if he wants to come back for Council to wish him well.

Item 2 Consent Agenda

Item 2.1 Approval of the Regular City Council Meeting Minutes of March 12, 2015

Item 2.2 Resolution 2015-023, Fair/Festival License Application for Mark Anders Jorve on behalf of Zarpara Vineyard to sell wine at the Farmers' Market on April 23, May 21, and June 18, 2015

Item 2.3 Resolution 2015-024, Special Event Liquor License for Derek L. McKinley on behalf of the Directorate of Family, Moral, Welfare, and Recreation (DFMWR)

Council Member Calhoun moved that the Consent Agenda consisting of the Regular City Council Meeting Minutes of March 12, 2015, Resolution 2015-023, a Fair/Festival License Application for Mark Anders Jorve on behalf of Zarpara Vineyard to sell wine at the Farmers' Market on April 23, May 21, and June 18, 2015, and Resolution 2015-024, a Special Event Liquor License for Derek L. McKinley on behalf of the Directorate of Family, Moral, Welfare, and Recreation (DFMWR), be approved. Council Member Huisking seconded the motion. The motion carried unanimously, 7/0.

Public Hearing

Item 3 Resolution 2015-025, Request for Abandonment of an 8-foot Public Utility Easement and 1-foot Vehicular Non-Access Easement, Parcel No. 107-16-037D; Fed-Ex Ground

Council Member Mount moved that Resolution 2015-025, Request for Abandonment of an 8-foot Public Utility Easement and 1-foot Vehicular Non-Access Easement, Parcel No. 107-16-037D; Fed-Ex Ground, be approved. Mayor Pro Tem Blanchard seconded the motion.

Mr. Pregler stated that FedEx Ground is proposing to construct a FedEx Distribution Center located at the intersection of Technology Drive and Industry Drive. In order to construct the facility, the applicant needs to abandon two easements on the property:

- Eight foot wide utility easement; and
- One foot wide vehicular on-access easement.

The utility companies have indicated that there are no utility lines or conflicts with the abandonment of these easements.

The applicant had originally requested two additional areas to be abandoned:

- Twenty-five foot public utility easement that ran along the north property line;
- A portion of Technology Drive.

The utility companies did indicate conflicts with the utility line and structures in these areas. Resolving the conflicts by the applicant would take additional time and so it was decided that the applicant would withdraw these two abandonment requests at this time. However, staff is recommending that the abandonment of Technology Drive be pursued at a later time. The reason for this is because there is a lot of vehicular traffic that either parks or uses it as a driveway. By abandoning this area, the City would be able to take out the asphalt and clean it up so that there is no confusion. This is one condition of approval.

Council Member Calhoun asked about the term abandonment. Mr. Pregler explained that when abandoning something, the City is abandoning its interest into the particular piece of property. In this case, whether it is a right-of-way dedication or an easement dedication, and you look at the subdivision plats, they actually dedicate this easement to the public. Staff is stating in this case, this is no longer necessarily needed for public benefit and so therefore, the City is abandoning its interest and the utility companies are abandoning their interest. By state law it goes back to the adjacent property owner and in this case FedEx.

Council Member Calhoun asked what the City is losing by abandoning the small piece of roadway. Mr. Pregler explained that the City is not losing anything. The reason why this roadway is here is because Technology Drive was originally supposed to be connected down to Industry Drive and it was left over from the original plat. Since it is not going through and Technology Drive is in its current configuration, it will stay that way and so the City is not losing much.

In response to Council Member Calhoun, Mr. Pregler explained that in this particular case, there were some utility issues regarding these properties, twenty-five foot public utility easement and a portion of Technology Drive. There is a light pole, an electrical box located in the right of way and other utility lines. In order for FedEx to acquire these properties they will have to provide additional legal descriptions and public utility easements to the utility companies to allow them to continue to use them for utility purposes. The difference here is that it will be private property versus public property; but there still has to be accommodation for the utility companies.

Council Member Huisking asked if there were any fees associated with FedEx doing it now versus later. Mr. Pregler stated that FedEx has gone through the process previously with the request to proceed in January; therefore, additional fees will not be required in the future.

The motion carried unanimously, 7/0.

New Business

Item 4 Resolution 2015-026, Renewal of intergovernmental Agreement with Cochise County Community College District for a Joint Program to train Emergency Medical Services and Fire Science Students

Council Member Ash moved that Resolution 2015-026, renewal of an intergovernmental Agreement with Cochise County Community College District for a Joint Program to train Emergency Medical Services and Fire Science Students, be approved. Council Member Calhoun seconded the motion.

Fire Marshall Cimino stated that the intergovernmental agreement between the College and the Fire Department has been going on for some time and implemented in 2009. It is a great partnership shared with the College where the Fire Department has its instructors being paid by the College and a shared use of facilities either at the College or at the fire station. It is a great opportunity for the fire department as well and it helps the department evaluate during the trainings to look for specific people during the programs. It is not something that goes on for a week as it can go on for several years and in that time the fire department is able to evaluate and maybe recruit from that. The fire department looks at this as a great opportunity to not only share in a partnership but share in the future of the department.

Mr. Potucek added that in answer to the question regarding an automatic renewal of the agreement at the work session earlier in the week, it was found upon further review of the agreement that there is a clause that allows for a three-year extension if both parties are agreeable to that.

In response to Council Member Gray, Mr. Potucek stated that Council will not have to vote on the intergovernmental agreement for another three years.

The motion carried unanimously, 7/0.

Item 5 Resolution 2015-027, Appointment of James Short to the Airport Commission, said term to expire October 12, 2016

Council Member Gray moved that Resolution 2015-027, appointment of James Short to the Airport Commission, said term to expire October 12, 2016, be approved. Mayor Pro Tem Blanchard seconded the motion. The motion carried unanimously, 7/0.

Council Member Gray stated that Mr. Short will replace Mr. Davidson who has moved out of the community and will be greatly missed.

Council Member Gray noted that Mr. Short was in the audience. Mayor Mueller thanked him for serving on the Airport Commission.

Item 6 Resolution 2015-028, Ratifying the Sale of the City property located at 296 W. Kayetan Drive

Council Member Huisking moved that Resolution 2015-028, ratifying the sale of the City property located at 296 W. Kayetan Drive, be approved. Council Member Gray seconded the motion.

Mr. Williams stated that this is the final piece in the sale of the Cox parcels on Kayetan Drive - parcels of City land that Cox Communications and Insite Towers had been leasing for many years. Addressed through the budgeting processing for Fiscal Year 2014-2015, a public auction was held on March 4, 2015 and both Cox and Insite were the high bidders at that public auction. This is the final piece to satisfy title requirements for title insurance purposes.

The motion carried unanimously, 7/0.

Call to the Public

Celeste Atkins, Cochise College instructor and Cultural Diversity Commissioner, briefed Council on Women's Month and the many contributions by women to the world.

Andrae Newcomb, resident, thanked Ms. Jacobs for her presentation at the Citizens' Advisory Commission and voiced his concerns about carbon credits.

John Williams, resident, stated for the record, that he was never contacted by the County regarding his properties; congratulated Ms. Jacobs on her nomination as a candidate for manager for the City of Tucson; and clarified that none of the properties talked about during Mr. Saylor's presentation belong to him. He also noted that he does not own properties that are dilapidated in Fry Town site and the County has never paid anyone to clean up properties. However, he would be willing to work with the City as he is aware of a trailer in city limits that has been an issue; but he has asked the tenant to move and the trailer has been bought and will be moved.

Comments and Requests of the Council

Council Member Gray reported that Mr. Voishan gave her a tour in his Cessna and they discussed not only the Airport Commission but King's Court as well.

Council Member Ash stated that she has received a request for Council to recognize military spouses on May 8th.

Council Member Mount commented on the joint work session with the County regarding Fry Town site from which he has received mix feedback and how citizens would like to have State Representatives come out to the City as well; and in closing he thanked City and County staff.

Council Member Calhoun also commented on the joint work session with the County regarding Fry Town site and stated that any time that people can get together and hash things out is good; thanked Celeste Atkins and the Cultural Diversity Commission for the educational presentations; and thanked Mike Clawson for the work he has done with the City as his work was in the background and it can be seen in the community because she has never heard one complaint about the procurement process from the community.

Council Member Huisiking stated that she wished that she could have gone to Mike Clawson's retirement party and hopes that he knows how much he is appreciated; thanked Mr. Williams for his comments and stated that she is pleased to hear that he would be willing to be an active participant in the Fry Town site cleanup.

Mayor Pro Tem Blanchard had nothing to report except go, "Wild Cats!"

Mayor Mueller thanked Mike Clawson for his services to the City, thanked guests and staff.

Adjournment

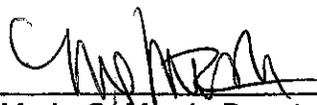
Mayor Mueller adjourned the March 26, 2015 meeting of the Sierra Vista City Council at 5:38 p.m.



Mayor Frederick W. Mueller

Minutes prepared by:

Attest:



Maria G. Marsh, Deputy Clerk



Jill Adams, City Clerk