



## CERTIFICATION

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 Sierra Vista held on the 13<sup>th</sup> day of August, 2015. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 27<sup>th</sup> day of August, 2015.

SEAL

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Maria G. Marsh  
Deputy City Clerk

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Jill Adams  
City Clerk

Sierra Vista City Council  
Meeting Minutes  
August 13, 2015

Mayor Mueller called the August 13, 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 Huisling – present  
Council Member Craig Mount – absent

Others Present:

Mary Jacobs, Assistant City Manager  
Adam Thrasher, Deputy Police Chief  
Ron York, Fire Chief  
Scott Dooley, Public Works Director  
Sharon Flissar, Engineer  
Matt McLachlan, Community Development Director  
Victoria Yarbrough, Leisure and Library Services Director  
Abe Rubio, IT Director  
Laura Wilson, Procurement Manager  
Pam Weir, Management Analyst  
Simone McFarland, Economic Development Manager  
Jill Adams, City Clerk  
Nathan Williams, City Attorney

Invocation – Pastor Robert Drake, First Assembly of God, conducted the invocation.

Pledge of Allegiance – Mayor Pro Tem Blanchard led the pledge.

Item 1 Acceptance of the Agenda

Council Member Ash moved that the agenda for the Regular City Council Meeting of August 13, 2015, be approved. Council Member Gray seconded the motion. The motion carried unanimously, 6/0.

Awards and Presentations

The SierraVistability Business Award was presented to Ryan Hightower with Vista Hair Cutters as an advocate for people with disabilities.

City Manager's Report:

Ms. Jacobs thanked the community and Council for attending the City's Spotlight Breakfast, stated that the response received is very positive and the community is going to be excited as they see the brand rollout over the course of a few months and way into the future.

Ms. Jacobs also reported that the City is doing one of the initial brand recognition campaigns, #SierraVistaSelfie, to demonstrate any of the City's extraordinary skies or uncommon ground and encouraged the public to participate.

The Community Assistance Response and Education (CARE) vehicle came in August 3, 2015 and staff is talking to different physicians' groups and the target date for kicking off the CARE program is September 1<sup>st</sup>.

Ms. Jacobs thanked Scott Dooley for his 29 years of service, congratulated him on his retirement and noted that Mr. Dooley's hand is in most of the City's infrastructure seen in the community in one way or another.

#### Item 2 Consent Agenda

Item 2.1 Approval of the City Council Regular Meeting Minutes of June 25, 2015;

Item 2.2 Approval of the City Council Special Meeting Minutes of July 2, 2015;

Item 2.3 Approval of the City Council Special Meeting Minutes of July 21, 2015;

Item 2.4 Resolution 2015-075, Special Event Liquor License for Cinthia Louise Beeman on behalf of the Southeast Arizona Association of Realtors, Inc for the Realtors Can Cook Event on September 12, 2015 at 125 S. 2<sup>nd</sup> Street, Sierra Vista, AZ

Item 2.5 Resolution 2015-076, Special Event Liquor License for Lawrence A. Powers on behalf of the Knights of Columbus Council No. 4584 for the Annual Oktoberfest on September 11 and 12, 2015 at Veterans' Memorial Park

Council Member Ash moved that the Consent Agenda consisting of the City Council Regular Meeting Minutes of June 25, 2015; the City Council Special Meeting Minutes of July 2, 2015; the City Council Special Meeting Minutes of July 21, 2015; Resolution 2015-075, a Special Event Liquor License for Cinthia Louise Beeman on behalf of the Southeast Arizona Association of Realtors, Inc for the Realtors Can Cook Event on September 12, 2015 at 125 S. 2<sup>nd</sup> Street, Sierra Vista, AZ; and Resolution 2015-076, a Special Event Liquor License for Lawrence A. Powers on behalf of the Knights of Columbus Council No. 4584 for the Annual Oktoberfest on September 11 and 12, 2015 at Veterans' Memorial Park, be approved. Council Member Huisking seconded the motion. The motion carried unanimously, 6/0.

#### Public Hearings

#### Item 3 Ordinance 2015-004, Fiscal Year 2015/2016 Property Tax Levy

Council Member Gray moved that Ordinance 2015-004, Fiscal Year 2015/2016 Property Tax Levy, be approved. Council Member Huisking seconded the motion.

Ms. Weir stated that the proposed property tax levy rate is the same rate since Fiscal Year 2013, .1136 dollars per 100 dollars of assessed value. During the budget discussions, Council elected to keep the same rate. The overall revenue that will be brought into the City in the upcoming year is estimated to be \$364,000, which is a slight decrease from the previous year due to decreased assessed valuations coming from the County.

The motion carried unanimously, 6/0.

Item 4 Resolution 2015–077, an interim permit, person transfer, limited liability Co.-type of ownership for a Series 6 Liquor License for Lee Arthur Miller on behalf of LM Enterprises of Arizona, LLC dba JR's Bar

Mayor Pro Tem Blanchard moved that Resolution 2015–077, an interim permit, person transfer, limited liability Corporation-type of ownership for a Series 6 Liquor License for Lee Arthur Miller on behalf of LM Enterprises of Arizona, LLC dba JR's Bar, be approved. Council Member Calhoun seconded the motion.

Ms. Adams stated that the application was submitted by Mr. Miller, new owner operator of JR's Bar, on Avenida Cochise. The notice of the hearing was posted on the premises over the required 20-days and no comments regarding the application were received from the public. The background check was performed by the Police Department and they have no objections to the license moving forward. If approved by Council, the application will be forward to the State for final action.

The motion carried unanimously, 6/0.

Item 5 Resolution 2015–078, an Application for an Agent Change and Acquisition of Control for a Series 12 Liquor License for Alma R. Portillo for Mexigring, LLC dba La Fuente Restaurant, 4177 E. Highway 90, Sierra Vista, Arizona

Council Member Calhoun moved that Resolution 2015–078, an Application for an Agent Change and Acquisition of Control for a Series 12 Liquor License for Alma R. Portillo for Mexigring, LLC dba La Fuente Restaurant, 4177 E. Highway 90, Sierra Vista, Arizona, be approved. Mayor Pro Tem Blanchard seconded the motion.

Ms. Adams stated that the application was submitted by Ms. Portillo as the agent change and acquisition of control for the restaurant at La Fuente. It was posted on the premise for over the required 20-days and no comments from the public have been received. The background was performed by the Police Department and if approved by Council, the application will be forward to the State for final action.

The motion carried unanimously, 6/0.

Item 6 Resolution 2015–079, a Series 9 Liquor License application to add sampling privileges for Clare Hollie Abel on behalf of Wal-Mart Supercenter #1240

Council Member Ash moved that Resolution 2015–079, a Series 9 Liquor License application to add sampling privileges for Clare Hollie Abel on behalf of Wal-Mart Supercenter #1240, be approved. Council Member Husking seconded the motion. The motion carried unanimously, 6/0.

Ms. Adams stated that the application was submitted by Ms. Abel on behalf of Wal-Mart to add sampling privileges to their current existing liquor license. The notice of the public hearing was posted on the premises and no comments have been received. The background check was also performed by the Police Department and they have no objections to the license moving forward. If approved by Council, the application will be forward to the State for final action.

In response to Council Member Husking, Ms. Abel stated that the sampling events are scheduled events and Wal-Mart brings in a company that assists with the sampling process. They will build an area where the liquor is housed in the store and it is prepared out of the boxes or the cases that the

liquor comes in that is being sampled. No one but people who present identification or show that they are over 21 years of age may enter the sampling area and they may not leave without leaving behind the cup that they were given for the sampling. There is no walking around the store with the samplings. It will not occur all of the time but it is something that is being driven by the local vendors and brewers.

The motion carried unanimously, 6/0.

#### New Business

#### Item 7 Approval of the City Council Special Meeting Minutes of July 28, 2015

Mayor Pro Tem Blanchard moved that the City Council Special Meeting Minutes of July 28, 2015, be approved. Council Member Gray seconded the motion. The motion carried, 5/0. Council Member Huisking abstained.

#### Item 8 Resolution 2015-080, Memorandum of Understanding establishing the Cochise Conservation and Recharge Network

Council Member Huisking moved that Resolution 2015-080, Memorandum of Understanding establishing the Cochise Conservation and Recharge Network, be approved. Council Member Calhoun seconded the motion.

Ms. Jacobs stated that the resolution approves a Memorandum of Understanding between the City, Cochise County Flood Control District, the Hereford Natural Resource Conservation District and the Nature Conservancy. The purpose of the MOU is to enable the funding partners of what the City hopes to be future recharge efforts to have more competitive opportunities to apply for grants and private sector resources in order to implement projects in the future.

The City has long been a strong partner of the USPP and the work that the USPP does is largely based on getting good science together and that will be utilized with this group; but there are currently additional efforts underway and by having the smaller group of specifically the funding partners there is a greater opportunity to see quicker progress should the consortium be successful in getting funds in the future.

Mayor Mueller stated that the term funding partners would be better to form partners because the real goal for this group is to find private funding to enhance the conservation recharge efforts in the valley.

Council Member Calhoun asked the Mayor Mueller to elaborate on who the partners are. Mayor Mueller stated that as specified in the agreement, there is Cochise County, City of Sierra Vista, Nature Conservancy and the Hereford Natural Resources Conservation District, which are all interested in making sure that both the economy and the health of the area are maintained for various reasons.

It is interesting that one of the things that were found was that as private foundations are being spoken to about funding specific projects, one of the things that they all look for is involvement of the entire community and this group is best suited to go out and find those funds and meet that requirement.

Council Member Calhoun asked if it is possible that others will become a part of that group. Mayor Mueller stated that if there are like-minded folks that want to come in and join, that is certainly an option. This is an initial group and if it grows that is great.

The motion carried unanimously, 6/0.

Item 9 Ordinance 2015-006, amending language in the Sierra Vista, Arizona Code of Ordinances as it pertains to §39.29, Cooperative Purchasing

Council Member Calhoun moved that Ordinance 2015-006, amending language in the Sierra Vista, Arizona Code of Ordinances as it pertains to §39.29, Cooperative Purchasing, be approved. Council Member Huisking seconded the motion.

Ms. Wilson stated that this is a request for a revision to the language in City Ordinance §39.29 as it pertains to cooperative purchasing. Currently the language adopts Article 10 of the Arizona Procurement Code and also has a requirement to have authorization by Council in order to enter into cooperative agreements, which are pre-bid agreements already put into place by other government entities. The City co-ops with the City of Tucson on a number of things, a lot of national co-ops and the Procurement Department would like the ability, at the procurement manager's discretion, to enter into these agreements when in the best interest of the City and to shop at a national level looking at every possible resource to bring things in saving time and money. It will also allow other government entities to cooperatively attach to the City's contracts and piggy back.

Ms. Wilson provided the example with the City of Bisbee as they would like to co-op with the City of Sierra Vista on veterinary services; but in order to do that, the procurement manager needs to enter into an agreement to allow that.

Council Member Calhoun asked if there are any financial limits. Ms. Wilson explained that as long as they are consistent with the City's code and meet the requirements then there is not a limit.

Council Member Huisking asked if this amendment will save on time. Ms. Wilson explained that it will not only save on time but on cost and it will allow her to work with the departments.

Council Member Calhoun commented on the fact that is a good move to help City government. Council Member Ash agreed.

The motion carried unanimously, 6/0.

Item 10 Resolution 2015-081, Clarifying Definitions in City Classification/ Compensation Plan approved on June 25, 2015

Council Member Gary moved that Resolution 2015-081, Clarifying Definitions in City Classification/ Compensation Plan approved on June 25, 2015, be approved. Council Member Huisking seconded the motion.

Ms. Jacobs stated that Council adopted the annual Classification and Compensation Plan, which is required every year by state statute. In this particular case, the City has implemented a new Classification and Compensation Plan and the resolution looked much different than it has in the past. Typically Council adopts the positions, ranges and then the numbers that are attached to each of those ranges. As the City has been implementing the Classification and Compensation System in accordance with direction by Council, it was determined that in retrospect the resolution that was brought before Council was unnecessarily stringent and caused some unintended consequences.

The City went back to a step system and the City has not had a step system for over 15 years. The way that the resolution was read was so narrowly defined in terms of where an employee could be placed in the range without giving credence to their previous experience and it basically told employees that they were red circled within the range, which is the way that it was defined. There were some City employees that were not going to be eligible for future increases for as long as four to six years that is not good for retention. The City has typically in the past simply had a requirement for red circling above the top of the range, no matter where an employee is, is the top of what the employee cannot get paid anymore and that will remain in effect.

The resolution delegates to the City Manager the administrative oversight of developing definitions for red circling, definitions for how to evaluate time in position, and also the ability for the City Manager to determine appropriate placement in a range for a new employee. The reason for that is that the resolution in retrospect was written unnecessarily strict and it was not going to provide the flexibility that is needed to bring in employees other than at step one of the City's ranges.

The resolution also allows the City Manager to modify job titles if they no longer meet the needs of the department.

Ms. Jacobs noted that she has had discussion with the new Community Development Director and he is exploring a more appropriate name for the neighborhood officer in the future and so this would not have to come back to Council, it would not change the ranges and it would be more consistent with what is going on in the industry and what the definition is in terms of the message that the City is trying to explain to the community.

The Classification and Compensation Plan has been very complex and this will allow for the final implementation.

The motion carried unanimously, 6/0.

Item 11 Resolution 2015-082, Reappointment of Elizabeth Horning and appointment of Karol F. Childs and Nikki Heinrich to the Arts and Humanities Commission, said terms to expire June 30, 2017

Council Member Ash moved that Resolution 2015-082, Reappointment of Elizabeth Horning and appointment of Karol F. Childs and Nikki Heinrich to the Arts and Humanities Commission, said terms to expire June 30, 2017, be approved. Council Member Gray seconded the motion. The motion carried unanimously, 6/0.

Item 12 Resolution 2015-083, Appointment of Debra A. DePew to the Library Advisory Commission, said term to expire June 30, 2016

Council Member Gray moved that Resolution 2015-083, Appointment of Debra A. DePew to the Library Advisory Commission, said term to expire June 30, 2016, be approved. Mayor Pro Tem Blanchard seconded the motion. The motion carried unanimously, 6/0.

Item 13 Resolution 2015-084, Appointment of Glen Cobb to the Tourism Commission, said term to expire June 30, 2017

Council Member Huisking moved that Resolution 2015-084, Appointment of Glen Cobb to the Tourism Commission, said term to expire June 30, 2017, be approved. Mayor Pro Tem Blanchard seconded the motion. The motion carried unanimously, 6/0.

Item 14 Resolution 2015-085, Appointment of Irma Valdez to the Sister Cities Commission, said term to expire February 8, 2016

Council Member Huisking moved that Resolution 2015-085, Appointment of Irma Valdez to the Sister Cities Commission, said term to expire February 8, 2016, be approved. Council Member Calhoun seconded the motion. The motion carried unanimously, 6/0.

#### Call to the Public

Mr. Andrae Newcomb, city resident, voiced his concerns about Sierra Vista's music and stated that he disagrees with inviting people from Cananea, Sonora to the symphony events.

#### Comments and Requests of the Council

Council Member Huisking congratulated Mr. Dooley and thanked him for his services; thanked staff for their efforts on the branding; congratulated the newly appointed commissioners; and encouraged people to sign up for the Hummingbird Triathlon.

Council Member Ash congratulated Mr. Dooley and thanked him for his services; thanked the newly appointed commissioners; thanked staff for the Spotlight Breakfast; and thanked Mr. Hightower for his services.

Council Member Calhoun congratulated Mr. Dooley and thanked him for his services; congratulated Mr. Hightower and commented on people with disabilities; encouraged the community to take their selfies and stated that the brand is extraordinarily and uncommon.

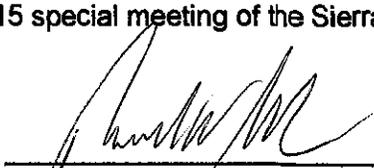
Council Member Gray congratulated Mr. Dooley and thanked him for his services; encouraged people to attend the Hummingbird Triathlon; and also commented on the brand.

Mayor Pro Tem Blanchard congratulated Mr. Dooley and thanked him for his services.

Mayor Mueller congratulated Mr. Dooley and thanked him for his services; acknowledged the Scout in the audience; stated that he will be rooting for City Council at the Hummingbird Triathlon; and thanked staff and newly appointed commissioners.

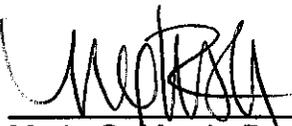
#### Adjournment

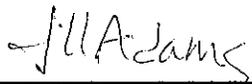
Mayor Mueller adjourned the August 13, 2015 special meeting of the Sierra Vista City Council at 5:47 p.m.

  
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Mayor Frederick W. Mueller

Attest:

Minutes prepared by:

  
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Maria G. Marsh, Deputy City Clerk

  
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Jill Adams, City Clerk