

Work Session Minutes
June 9, 2015

1. Mayor Mueller called the work session to order at 4:30 p.m. in the Council Chambers, 1011 N. Coronado Drive, Sierra Vista, Arizona.

Present:

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

Others present:

Chuck Potucek, City Manager
Mary Jacobs, Assistant City Manager
Daryl Copp, Commander, Police Department
Tom Ransford, Detective, Police Department
Barbara Fleming, Human Resources Director
Judy Hector, PIO
Pam Weir, Management Analyst
Jill Adams, City Clerk

2. Presentation and discussion:

- A. June 11, 2015 Council Meeting Agenda Items (agenda attached)

Item 3 - Resolution 2015-056, a person transfer, location transfer, limited liability corporation-type of ownership for a Series 6 liquor license for the Sorry Gulch Saloon Too, LLC

In response to Council Member Calhoun, Ms. Adams stated that the City received an application for a person transfer, location transfer, and limited-liability corporation-type of ownership for a Series 6 liquor license for the Sorry Gulch Saloon Too, LLC. The license is for the sale of beer and spirituous liquor at 526 W. Fry Boulevard, Sierra Vista, Arizona. The bar (series 6) liquor license is a "quota" license available only through the [Arizona Liquor License Lottery](#) or for purchase on the open market. Once issued, this license is transferable from person to person and/or location to location within the same county only and allows the holder both on- & off-sale retail privileges.

Item 5 – Resolution 2015-058, Reaffirming and expanding CSV-SVEDF façade improvement program

Mr. Potucek stated that between 2000 and 2006, the City of Sierra Vista loaned the Sierra Vista Economic Development Foundation (SVEDF) a total of \$100,000 from the special projects funds that were budgeted those two years to fund the SVEDF's façade improvements program. The resolution reaffirms the city's funding of the program and expands it to include other infrastructure improvement projects. This loan is to be repaid to the City if the SVEDF discontinues the program.

In response to Council Member Mount, Mr. Potucek explained that it is set up as a revolving loan and as long as the program is in effect, the EDF will maintain that program; but if the program ended, EDF would then pay back the City. The City funds are used for an expressed purpose by the EDF. The City could choose to end the program; but because it has been effective, the EDF is trying to maintain the program. It is not an escrow fund.

Mayor Mueller stated that it is a loan program managed by the EDF. Mr. Potucek added that the money is there and it is not out of the future budget and there are no plans to expand it.

Council Member Huisking asked about confirmation that the City is not giving the EDF extra money. Mr. Potucek stated that Council directs the usage through the agreement and the EDF then manages it. He also noted that he is sure that the EDF has had requests for other things other than just facades. The economic development manager talked about it; but the City cannot gift the funds. This is a vehicle to help and that is why the EDF has used it.

In response to Council Member Calhoun, Mr. Potucek explained that \$50,000 was given out to the EDF then another \$50,000 for a total of \$100,000. Article 2 of the agreement needs to be modified to reflect the \$100,000.

In response to Council Member Calhoun, Mr. Potucek stated that the trophy shop, La Casita and a number of other businesses have been able to obtain the loans and they have adhered to the City's design standards.

B. Briefing on Juvenile Drug Court by Tom Ransford

Mr. Ransford briefed the Council on the County's Juvenile Drug Court program and explained that it is not a punishment, the largest portion is treatment. The topics discussed were:

- Mission of the Cochise County Juvenile Drug Court (CCJDC) to curtail substance abuse, reduce delinquent activity, further educational goals and improve family relationships through a strength-based therapeutic program that enables non-violent offenders to become productive and responsible members of their communities.
- The perfect Drug Court Participant: age range, level of substance use, education, functioning level, family, any additional characteristics and eliminating factors.
- Eligibility criteria: Juveniles 14-17 years of age who meet one or more of the following are deemed eligible for a more comprehensive screening to determine eligibility:
 - i. Substance use is negatively impacting the juvenile's life
 - ii. Juveniles & parents are able to meet the requirements
 - iii. Drug related violations of the conditions of probation.
- Juveniles that are not eligible: over 17 years and one month of age, psychotic, actively suicidal, violent, sex offenders, pose a danger to the community and have a history of drug sales because they pose a risk.
- Eligibility Review Process Regarding Sales and/or Violence

Detective Ransford stated that the Drug Court staffing team will review cases on an individual basis considering the following:

- If the juvenile engaged in sales in an entrepreneurial spirit and the length of time since participating in such activity;
- If considered a negative influence, or poses a risk, to other program participants; and
- The team may address the juvenile and parent to discuss concerns prior to the final determination.

The drug court is strength-based on screenings of what the juvenile and parents do well. The team looks at all behavior and progress, encourages positive efforts, progress and uses existing strengths to problem solve or to assist in other areas. There is a rewards positive effort, a no adversarial approach. They work together as a team and focus on participant's recovery, education and law abiding behavior.

In response to Council Member Ash, Detective Ransford stated that the juvenile's strengths are utilized.

Council Member Huisking asked how the participants are they rewarded. Mr. Ransford stated that the participant may have an extended curfew or a gift card which are donated through various agencies in the community. The rewards are very minor and some are even community service. Participants develop therapeutic and measure compliance by talking a lot, any law enforcement contact, and the daily journals reveal that.

Detective Ransford stated that drug court knows that a coordinated strategy governs drug court responses to participant's compliance because addiction is a chronic, relapsing condition. Drug court also knows that:

- The Pattern of decreasing frequency of use before sustained abstinence;
- Each relapse may teach something about the recovery process;
- Phase II focuses on learning experiences;
- Therapeutic strategies aimed at prevention return to AOD use implemented in early stages of treatment & emphasized throughout;
- Help participants learn to manage their ambivalence;
- Identify situations that stimulate cravings;
- Develop coping skills with high-risk situations;
- Abstinence & public safety are the ultimate goals; and
- Participants may exhibit positive urine tests within the first several months.

Drug Court does provide a coordinated strategy that governs drug court responses to participant's compliance and it imposes appropriate responses for continuing use.

Responses increase in severity for continued failure to abstain and progress is measured by compliance with the treatment regimen by recognizing incremental progress:

- Showing up at all required hearings;
- Regularly arriving at treatment;
- Attending & fully participating in treatment;
- Submitting to regular drug testing; and
- Basic requirements.

Measuring compliance & noncompliance is a coordinated strategy

- Swiftiness of application;
- Team communication –frequent, regular, timely reporting; and
- Responses are explained verbally & provided in writing before their orientation.

In response to Council Member Calhoun, Detective Ransford indicated that the program is for a period of 24 months.

In response to Council Member Huisking, Detective Ransford stated that the participants have to be in Juvenile Court.

Detective Ransford stated that responses for compliance vary in Intensity:

- Encouragement & praise from the bench;
- Ceremonies & tokens of progress including advancement to the next phase;
- Reduced supervision;
- Decreased frequency of court appearances;
- Dismissal or reduction in the term of probation;
- Reduced or suspended incarceration; and
- Graduation.

Detective Ransford stated that Judge Conologue sits on the court and explained the fish bowl program where the participants may get certificates for the number days that they are clean. Reducing supervision is a big part of the program and giving them more freedom and more time in the community to demonstrate that they have overcome their addiction. The Ultimate goal is to be drug free.

Responses for noncompliance or sanctions might include:

- Admonishment from the bench in court;
- Removal of Phase privileges;
- Placed on conditions of earlier program phase;
- Increased frequency of drug testing to three to five times per week or court appearances;
- Increased monitoring and/or treatment intensity;
- Fines as most of them have jobs and when they pay fines they have to make donations to the community. Some of them have to repay fines from criminal acts or supply restitution;
- Required CRS or work programs;
- GPS Monitoring and most participants ask for it because it helps assist them to be where they need to be;
- Escalating periods of detention; and
- Termination from program and return to court for new disposition.

Council Member Calhoun asked if the participant's family pay the fines. Detective Ransford stated that the participants that have a job pay the fines and it is monitored. A lot of them have to pay restitution.

Judge Conologue has ordered detention and it is part of the program and it does not count as a new offense but it is a sanction. Every child does an exit when they leave and they have all said that the biggest discouragement was going into detention.

The Drug Court Team is comprised of the judge, treatment providers, JPO, Program coordinator, law enforcement representative. The team is a very diverse group of individuals that discipline. There have been very diverse issues that have come up and they meet regularly every week. The judge runs it like a court room.

All program phases require:

- Intensive outpatient, individual, parent or multi-family group, group counseling, case managements, and others as determined by treatment provider;
- Basic Requirements;
- Comply with the Terms and Conditions of Probation and the Drug Court Program Requirements;
- Follow rules, dress codes, and instructions; and
- Comply with parental instructions and home rules.

Detective Ransford stated that the participants are taught how to make a schedule, present it to their parents and they sign off. They have to account for 30 hours a week. Check-ins is

conducted and they have to complete any sanctions. He also stated the basics are clear and explained the nine areas that are referred to as the basics.

Council Member Huisking asked if the program includes alcohol. Detective Ransford stated that the program includes alcohol because alcohol is a drug.

Detective Ransford went over the three phases:

- Phase I, introduction and information, the stabilization phase;
- Phase II, personal responsibility and accountability, the intensive treatment phase; and
- Phase III, life skills and relapse prevention, the transition phase.

Detective Ransford stated that most participant do well until their 6th week and options are given to assist them. Most are 12 months; but he has seen some for longer and he wants to give them those tools. It is confidential and a lot of the kids come with a lot of issues other than drug addiction and those issues are attempted to be addressed.

Mayor Mueller asked how many of kids that have successfully graduated from the program reoffend. Detective Ransford stated that he has not seen them come back in as juveniles. He has seen them reuse. It is a success if one kid does not reuse.

Council Member Calhoun asked how many kids he works within a year. Detective Ransford stated that nine are in the program and he will lose two to three due to reoffending. Two to three graduate and some age out. The average is about nine a year that complete the program one way or another.

Council Member Huisking asked if he could add to the program, what it would be. Detective Ransford explained that the team struggles with rewards for the kids. He has found that through the process, bus passes are a huge benefit along with food cards. The team can't go out and solicit them; but if organizations donate them, it makes a big difference. Also needed are opportunities with mentorship for community service.

In response to Council Member Ash, Detective Ransford stated that there are numerous programs through the County.

Council Member Ash asked if the challenges are the same as other communities due to being in a rural community. Detective Ransford stated that there are alternatives to detention and the program does not have what Pima and Maricopa have; but it does have unique things because the community is closer and the case load is smaller. There are a lot of counseling services. However, facilities to treat and identify issues are limited and those issues are huge to treat a kid with a drug addiction.

C. Discussion of City Manager Staff Meeting Minutes

Council Member asked about the City-County Communications and Marketing Association Award and Vista 2030's audience. Ms. Jacobs explained that it is the City-County Communications National Group and it is for exceptional communications at the municipal level. The entry is for the Vista 2030 process from Dream Your City and all of the things that were done, i.e., the collateral materials.

In response to Council Member Mount, Ms. Jacobs stated that she not sure about the details; but there is a specific list of criteria and it is a balance of who submits in that particular year.

Council Member Mount asked about the economic development's course regarding the publications. Ms. Jacobs stated that the original audience was for the retail group, the shopping conference and the City did not order that many copies. The plan is to the post on the website and the goal is not to over print.

In response to Council Member Mount, Ms. Jacobs stated that Ms. McFarland has been approached by commissions for an economic development presentation; but staff does not have a firm plan, a communication loop. Feedback would probably be through the commission liaisons to Council.

Council Member Huisking inquired about the reason for the decrease in volunteers. Ms. Jacobs stated that she is not sure and staff is trying to explore ways to meet assignments as the City does not have a coordinator for recruiting volunteers; but it is on the list of things for Human Resources to do. Maybe people are in the work force.

Mr. Potucek explained that part of having a volunteer coordinator is important because they will go out and market, recruit and provide meaningful experiences. The Human Resources Department is down to two staff members and not able to assign anyone to that task.

D. Report on Recent Trips, Meetings and Future Meetings

Council Member Mount stated that he has been approached by a new company to come and talk to Council at a work session so that it can be handled internally and asked what the process is for anyone to come forth.

Mayor Mueller stated that each company is dealt with based on their uniqueness. Mr. Potucek stated that now that the City has an Economic Development Manager, basically she would work with them and the company would come and visit the City, i.e., the mall. The company tells us if they want it to be confidential and staff will then work on a development agreement and look at legal implications, trying to identify needs and then they all meet with Council. Each case is different.

In response to Council Member Mount, Ms. Jacobs stated the process has been to respond to requests as opposed to being reactive and explained the development review process and permitting process.

Council Member Mount indicated that he is looking for a process from which the company shows up or the City finds them to be at least standardized.

Mayor Mueller stated that he has had conversations with Ms. McFarland and she would like to find out what Council's needs are and then develop an action team to address a plan. The City will not be able to have a plan that will address all. That is the value of her visiting certain places and creating relationships.

Council Member Ash asked if Ms. McFarland's job description indicates whether she is an ombudsman able to work with community development, inspectors and go through the process. Ms. Jacobs stated that yes; but she does not want to step on others. She might refer them. She is also working on a lot of attraction and she will be an ombudsman as often as she can to make sure that it is critical mass.

Council Member Mount stated that he knows that she has been with the City for four months; but his argument is that the City should have an internal process because he does not want to

miss an opportunity. Council needs to make sure that the City gets its return on investment and to have a process in place.

Council Member Mount stated that he has been approached by a veterans group that teaches veterans to play instruments with their own funding that are interested in finding out what the City can do to market them.

Mayor Mueller suggested that they go to the Greater Sierra Vista United Veterans' Council. They can do a pitch and see everyone in the community.

Council Member Calhoun stated that it is smart marketing and recommend that the group go to the Small Business Development Center.

Ms. Jacobs stated that he can refer that person to her and she will go over with them what to do. He can also refer them to the Sierra Vista Herald where they can place their events.

Mr. Potucek stated that the City for its economic development process for years had a contract with the EDF to provide those services. They would market, get leads and then they would come and work with the City when they had a lead and then the team would be put together. Now the City has its economic development process internally and staff can work with them; but there is always an opportunity to improve.

Council Member Calhoun reported that she attended the work shop with the Urban Land Institute which helped her to understand open space and part of what urban land does.

In response to Council Member Huisking, Council Member Calhoun indicated that it is same organization that is working with the City of Bisbee.

E. Board and Commission Liaison Update

Council Member Calhoun reported on the West End Commission's interest in beautification and cleaning up of the west end part of the City.

Council Member Mount reported on the Eagle Scout Ceremony, NAACP outreach and the Tip a Cop event.

Council Member Huisking asked if commissioners receive a certificate once they term out. Mayor Mueller stated that they will receive a letter and certificate in the mail that they would normally get at the council meeting if they are not present. The process has been going on for years.

Council Member Calhoun announced that Tim Weiler who has been on the West End Commission for a number of years is leaving the area.

F. Future Discussion Items and Council Requests

Council Member Calhoun asked about a letter of support for a young man who has been working on a concert at the park. The young man is looking for sponsorships. Ms. Jacobs stated that the issue did not get on the agenda.

Mayor Mueller asked if it is commercial or just a young man starting out in life. Ms. Jacobs stated that it is not a nonprofit organization.

Ms. Adams noted that the issue is not a part of the agenda discussion. Mayor Mueller asked that the item be put on a future work session.

Council Member Huisking asked about the letter of support for the Chiricahua National Park. Ms. Jacobs stated that staff is working on it and it has to be done via resolution and approved by Council.

3. Adjourn

Mayor Mueller adjourned the work session at 5:40 p.m.

Mayor Frederick W. Mueller

Minutes prepared by:

Attest:

Maria G. Marsh, Deputy City Clerk

Jill Adams, City Clerk