



# TOWN OF HUACHUCA CITY

*The Sunset City*

500 NORTH GONZALES BOULEVARD • HUACHUCA CITY, ARIZONA 85616

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## HUACHUCA CITY TOWN COUNCIL MINUTES REGULAR MEETING AT 7:00<sup>PM</sup> THURSDAY, OCTOBER 22, 2015

- A. **The Meeting was Called to Order at 7:00 p.m. and the Pledge of Allegiance was said.**
- B. **Roll Call**

**Present:**

**Mayor:** Ken Taylor

**Mayor Pro-Tem:** David A. Perry

**Council Members:** Donna Johnson  
Christy Hirshberg  
Walter Welsch

**Town Clerk:** Tammy J. Mitchell, MMC

**Town Attorney:** Thomas Benavidez

**Absent:** Laura Wallace  
Anna Gonzales

- C. **Approval of Minutes from the Regular Meeting held October 8, 2015.**  
**Motion** made by *Mayor Taylor* to open for discussion and/or action to approve the Minutes from the October 8 regular Council Meeting, **seconded** by *Mayor Pro Tem Perry*.

**Motion** made by *Mayor Taylor* to approve the minutes, **seconded** by *Mayor Pro Tem Perry*.

**5-0 Motion Approved**

- D. **Call to the Public [3 minute limit] Agenda Items Only. (See below)**  
**None**

**E. Reports by Council Members and Officers:**

- 1. ***Councilmember Welsch - Library/Senior Center-***. Councilmember Welsch reported that we are currently looking into getting a wheelchair for the Library

for those who can't get around. We are hoping to have it donated from a local charity and the Friends of the Library. The Library is also working on getting in place (Read with a Cop). Officer Thies will read to all children who attend. Councilmember Welsch said this year's Polar Express will be held on Friday, December 11<sup>th</sup> at 6:30 p.m. everyone is welcome to attend.

2. **Councilmember Gonzales– Planning and Zoning-** . Councilmember Gonzales was absent and Dr. Johnson gave the P&Z report. Dr. Johnson said P&Z is steadily working on a few different projects.
3. **Councilmember Wallace – Parks and Recreation-**. Councilmember Wallace was absent.
4. **Councilmember Johnson – Public Safety-** Councilmember Johnson read the Police and Fire reports. Assistant Chief Police Thies also gave a report on getting a shed donated by Mr. Shed for the animal shelter. This shed will be a meet and greet room in hopes to adopt out more animals.
5. **Mayor Pro Tem Perry - Public Works-** Mayor Pro Tem Perry reported that there was a citizen complaint and ADEQ came, inspected the Landfill, we are fine and passed the inspection. ADEQ is quite pleased with us at this time.
6. **Councilmember Hirshberg– Finance-**. Councilmember Hirshberg reported that the Auditors are here for a couple of weeks. The payment approval report looks fine with nothing standing out of the ordinary.
7. **Mayor Taylor-** Mayor Taylor said
8. **Tammy Mitchell – Town Clerk’s Report-** Clerk Mitchell reported she and staff are working diligently with the auditors.

F. **Unfinished Business: None**

G. **New Business**

1. **Discussion and/or Action [Mayor Taylor]: To Set Holiday Schedule for November and December Council Meetings.**

**Motion** made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Perry*.

**Motion** made by *Councilmember Welsch* to suspend the one day rule for the December meeting, **seconded** by *Mayor Taylor*.

**5-0 Motion Approved**

**Motion** made by *Mayor Taylor* to set the 2<sup>nd</sup> meetings of November and December to November 25 and December 23, **seconded** by *Mayor Pro Tem Perry*.

**5-0 Motion Approved**

2. **Discussion and/or Action [Mayor Taylor]: Town Clerk Tammy Mitchell read by Title Only, First Reading of Ordinance 2015-08, AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, AMENDING THE TOWN CODE CHAPTER 18.105 “OFF-STREET PARKING AND LOADING REGULATIONS” SECTION 18.105.070 “PARKING LOT PLACEMENT REGULATIONS” CONCERNING PARKING LOT SURFACING AND OTHER PARKING LOT REQUIREMENTS.**

**Motion** made by *Mayor Taylor* to open discussion and/or action, **seconded** by *Mayor Pro Tem Perry*.

3. **Discussion and/or Action [Mayor Taylor]: Town Clerk Tammy Mitchell read by Title Only, Second Reading of Ordinance 2015-06, AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, AMENDING THE TOWN CODE CHAPTER 1.05 “GENERAL PROVISIONS” SECTION 1.05.100 “TOWN FLAG” TO ADOPT A NEW OFFICIAL EMBLEM FOR THE TOWN.**

**Motion** made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Perry*.

**Motion** made by *Mayor Taylor* to adopt Ordinance 2015-06, **seconded** by *Mayor Pro Tem Perry*.

**5-0 Motion Approved**

4. **Discussion and/or Action [Town Attorney]: Town Clerk Tammy Mitchell read by Title Only, Second Reading of Ordinance 2015-07, AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF HUACHUCA CITY, COCHISE COUNTY, ARIZONA, AMENDING THE TOWN CODE CHAPTER 2.40 “MAGISTRATE” SECTION 2.40.070 “RATE OF PAY – COURT APPOINTED ATTORNEYS” TO SET A MAXIMUM AMOUNT OF FEES FOR COURT APPOINTED ATTORNEYS AND ADDING NEW SECTION 2.40.080 ESTABLISHING A HOME DETENTION PROGRAM FOR THE TOWN.**

**Motion** made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Perry*.

**Motion** made by *Mayor Taylor* to adopt Ordinance 2015-07, **seconded** by *Mayor Pro Tem Perry*.

**5-0 Motion Approved**

5. **Discussion and/or Action [Mayor Taylor]: For Discussion on Property Taxes and CDBG Funds for Next Round.**

**Motion** made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Perry*. Mayor Taylor said many years back the taxes were lowered. Now it’s time that we have to increase taxes. There is a limit that we can raise them.

**No Action**

6. **Discussion and/or Action [Councilmember Welsch]: The mayor and staff has for more than a year ignored taking action on an agenda item, passed on June 12, 2014, referring to the repayment of expenses incurred by a council member or members attending the League of Towns & Cities in 2014 as per motion.**

**Motion** made by *Councilmember Welsch* to open for discussion and/or action, **seconded** by *Councilmember Johnson*. Mayor Pro Tem Perry said he would like to see this forgiven; it is not a personal vendetta. Mayor Taylor said he knew about this not being paid and we were not sure what to do about it. It was not his item, it was Councilmember Welsch’s item. Mayor Taylor said that he doesn’t believe there is a provision that the mayor would collect bills. Bottom line is that there is no state law for the mayor to do anything about this. Councilmember Johnson said that everyone had the payment approval report and it was passed. She also stated that she was going to bring it up that she

really wanted to go last year because she was getting her 10 year plaque. Councilmember Welsch said that he does not see anything else that needs to be done, except for this motion should be taken care of. Councilmember Welsch said that he thinks under a mayor-council form of government that the mayor should oversee every motion. Attorney Benavidez said that the motion was made and at this point he does not think you can forgive it. Councilmember Welsch said that Clerk Mitchell did not feel comfortable telling an elected official to pay this bill. Councilmember Welsch said he would like to see a procedure put in place for if the Clerk does not want to do something that we request she should come to us.

**No Action**

**7. Discussion and/or Action [Councilmember Welsch]: The need for more /better lighting at the Library now that it is getting darker earlier as requested of staff in the fall of 2014.**

**Motion** made by *Councilmember Welsch* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Perry*. Mayor Pro Tem Perry said that Clerk Mitchell has called the electric company to add more lighting for the library.

**No Action**

**H. Payment Approval Report in the amount of \$82,862.72**

**Motion** made by *Mayor Taylor* to open for discussion and/or action, **seconded** by *Mayor Pro Tem Perry*.

**Motion** made by *Mayor Taylor* to approve the payment report, **seconded** by *Mayor Pro Tem Perry*.

**5-0 Motion Approved**

**I. Call to the Public: [3 min. limit] ARS38-431-01 Public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action.**

1. Jim Goad; 2141 N Buchanan: Street Cleanup on SR 90.
2. Christopher Vedvick; 1916 Mohave Pass: Purple Heart Town/City would like Huachuca City be a Purple Heart Town.

**J. Discussion and/or Action [Town Clerk]: Items to be placed on the next agenda**

**None**

**K. Adjournment (8:00 PM)**

**Motion** made by *Mayor Taylor* to adjourn, seconded by *Mayor Pro Tem Perry*

**5-0 Motion Approved**

Approved by Mayor Taylor on November 12, 2015

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Mayor Ken Taylor

Attest: \_\_\_\_\_  
Town Clerk Tammy J. Mitchell, MMC

Seal:

Certification

I hereby certify that the foregoing is a true and correct copy of the Minutes of the Meeting for the Town of Huachuca City held on October 8, 2015. I further certify that the meeting was duly called, and a quorum was present.

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Tammy J. Mitchell, MMC, Town Clerk/Administrator