

ACTION AGENDA

**ACTIONS OF THE REGULAR SESSION OF THE MAYOR AND COUNCIL OF THE CITY OF
BISBEE, COUNTY OF COCHISE, STATE OF ARIZONA, HELD ON
TUESDAY, OCTOBER 6, 2009, AT 7:00 PM IN THE BISBEE MUNICIPAL BUILDING,
118 ARIZONA STREET, BISBEE, ARIZONA.**

THE MEETING CALLED TO ORDER BY MAYOR PORTER AT 7:00 PM.

ROLL CALL

COUNCIL

**Councilmember Boyd Nicholl, Ward I
Councilmember Bennie Scott, Ward III - excused
Councilmember Luche Giacomino, Ward II, Mayor Pro Tempore
Mayor W.J. "Jack" Porter
Councilmember Anna Cline, Ward III
Councilmember Raymond Rodgers, Ward II
Councilmember Ken Budge, Ward I**

STAFF

**Stephen J. Pauken, City Manager
Sharyl K. Honstein, City Clerk
Dee L. Flanagan, Finance Director
John Charley, Community Development Director
Jim Elkins, Chief of Police
Russ McConnell, Public Works Director**

CITY ATTORNEY

Mark J. Langlitz

INVOCATION: A Moment of Silence

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

**Introduction of the new Senior Center Director, Mr. Dante Marola, by former Mayor Laverne
Williams
Proclamation – National Community Planning Month**

**THE FOLLOWING ITEMS WERE DISCUSSED, CONSIDERED AND/OR DECIDED UPON AT
THIS MEETING:**

GENERAL BUSINESS:

ACCOUNTS PAYABLE: Subject to availability of funds.

ACTION: APPROVED

1. CALL TO THE PUBLIC

There was no one signed up to speak at Call to the Public

2. Approval of the Consent Agenda

- A. Discussion and Possible Approval of the Minutes of the Work Session of Mayor and Council Held on September 15, 2009, at 6:00 p.m.
Sharyl K. Honstein, City Clerk**
- B. Discussion and Possible Approval of the Minutes of the Regular Session of Mayor and Council Held on September 15, 2009, at 7:00 p.m.
Sharyl K. Honstein, City Clerk**
- C. Discussion and Possible Approval of the Minutes of the Special Session of Mayor and Council Held on September 22, 2009, at 5:30 p.m.
Sharyl K. Honstein, City Clerk**
- D. Ratify the Letter Terminating the Contract for Professional Services with Christopher Hitchcock, P.L.C.
Stephen J. Pauken, City Manager**
- E. Discussion and Possible Approval of the Reappointment of John Harwood to the Committee on Disabilities Issues.
Melanie Greene, Committee on Disabilities Issues Liaison**
- F. Discussion and Possible Approval of the Resignation of Dora Martinez from the Transit Advisory Committee.
Melanie Greene, Planning Assistant/Grants Coordinator**
- G. Discussion and Possible Approval of a Park, Facility and Right-of-Way Use Permit for the Use of Lower Vista Park for Football Practices, Tuesday, October 6, 2009, to Saturday, October 31, 2009, from 5:30 p.m. to 7:30 p.m.
Russell McConnell, Public Works Director**
- H. Discussion and Possible Approval of a Park, Facility and Right-of-Way Use Permit for the Use of The Bisbee Skate Park and Parking Spaces in Front for a Skate Jam Competition on Saturday, October 17, 2009, from 10:00 a.m. to 3:00 p.m.
Russell McConnell, Public Works Director**
- I. Discussion and Possible Approval of a Park, Facility and Right-of-Way Use Permit for the Use of Middle Vista Park for a Birthday Party on Saturday, October 10, 2009, from 12:00 p.m. to 4:00 p.m.
Russell McConnell, Public Works Director**
- J. Discussion and Possible Approval of a Park, Facility and Right-of-Way Use Permit for the Use of Lower Vista Park for a Pumpkin-Themed Halloween Event for Kids on Saturday, October 31, 2009, from 1:00 p.m. to 8:00 p.m.
Russell McConnell, Public Works Director**

**K. Discussion and Possible Approval of a Park, Facility and Right-of-Way use Permit for the Use of Howell Avenue for a Halloween Street Dance on Saturday, October 31, 2009, from 7:30 p.m. to 1:00 a.m. to Benefit the Women’s and Men’s Shelters in Bisbee.
Russell McConnell, Public Works Director**

**L. Discussion and Possible Approval of an Application for Extension of Premises/Patio Permit Submitted by the Copper Queen Hotel for a Street Dance on Howell Avenue in Front of the Hotel on October 31, 2009, Between 7:30 p.m. and 1:00 a.m. Dan Fink, Applicant.
Sharyl K. Honstein, City Clerk**

**M. Discussion and Possible Approval of Park, Facility and Right-of-Way Use Permit for the Use of Main Street for a Halloween Street Dance on Saturday, October 31, 2009, from 5:00 p.m. to 12:00 a.m.
Russell McConnell, Public Works Director**

**N. Discussion and Possible Approval of a Special Event Liquor License Application Submitted by the Bisbee Arts Commission for a Public Halloween Street Dance Celebration on Main Street Between the Post Office and Subway Street on October 31, 2009, Between 5:00 p.m. and Midnight, Sean Hicks, Applicant.
Sharyl K. Honstein, City Clerk**

**O. Discussion and Possible Approval of a Special Event Liquor License Application Submitted by the Bisbee Radio Project, Inc. for a Dance/Fundraiser at the Club Kilimanjaro on October 31, 2009, Between 8:00 p.m. and 1:00 a.m., Stephen Foss, Applicant.
Sharyl K. Honstein, City Clerk**

**P. Discussion and Possible Approval of a Liquor License Application for the Screaming Banshee Pizza LLC, 200 Tombstone Canyon, Bisbee, Arizona, Christie Ortiz, Applicant.
Gloria P. Gonzalez, Deputy City Clerk**

ACTION:

Items 2A-2L and 2O were approved.

Items 2M, 2N and 2P were pulled off the Consent Agenda for further discussion.

Items 2M and 2N were not approved.

Item 2P was approved.

****** Mr. Andrew Laws and Ms. Nik Vauters were signed up to speak to Council concerning this item.**

OLD BUSINESS

3. Discussion and Possible Approval of the Second Reading of Ordinance O-09-19; an Ordinance of the Mayor and Council of the City of Bisbee, County of Cochise, State of Arizona, Adopting the 2009 Amendments to the Tax Code of the City of Bisbee, Establishing an Effective Date, Providing for Severability and Providing for Penalties for Violation.

Dee L. Flanagan, Finance Director

ACTION: APPROVED

NEW BUSINESS

- 4. **Public Hearing; Discussion and Possible Recommendation Regarding Amendments to the Bisbee Zoning Code, Historic Preservation District Rules, Article 3.5.2(A) and 5.3.2(A) 4 and 6.**

Robert Mesquit, Building Inspector

ACTION: Public Hearing was held. Direction was given to staff by motion to proceed with drafting an ordinance.

- 5. **Discussion and Possible Approval of the Contract with the Planning Center for \$17,000.00 to Provide an Update to the 1991 Design Guidelines for Old Bisbee.**

John Charley, Community Development Director

MOTION: APPROVED

- 6. **Discussion and Possible Approval of a Memorandum of Understanding Between the Bisbee Fire Fighters Association Local 2146, PFFA-IAFF and the City of Bisbee.**

Stephen J. Pauken, City Manager

MOTION: APPROVED

- 7. **City Manager’s Report on current events (no discussion).**

- **Update on the Main Street Sidewalk Project**
- **Structural failure of timber under Commerce St.**
- **Achievement of Ms. Sharyl K. Honstein, City Clerk in obtaining her Municipal Election Official certification.**

COUNCIL COMMENTS:

Councilmember Nicholl commented on the Main Street Sidewalk Project and said “thank-you” to Council Members for helping with the Rebuilding Together Project.

ADJOURNMENT 8:44 p.m.

ACTION: APPROVED