

## AGENDA

AGENDA OF THE REGULAR SESSION OF THE MAYOR AND COUNCIL OF THE CITY OF  
BISBEE, COUNTY OF COCHISE, STATE OF ARIZONA, TO BE HELD ON TUESDAY,  
APRIL 21, 2009, AT 7:00 PM IN THE BISBEE MUNICIPAL BUILDING,  
118 ARIZONA STREET, BISBEE, ARIZONA.

THE MEETING CALLED TO ORDER BY \_\_\_\_\_ AT \_\_\_\_\_ PM.

### ROLL CALL

#### COUNCIL

Councilmember Boyd Nicholl, Ward I  
Councilmember Bennie Scott, Ward III, Mayor Pro Tempore  
Councilmember Luche Giacomino, Ward II  
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  
Jack Earnest, Fire Chief  
Jennifer L. Graeme, Personnel Director  
Russ McConnell, Public Works Director  
Peg White, Library Director

#### CITY ATTORNEY

John A. MacKinnon

INVOCATION: A Moment of Silence

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS AND ANNOUNCEMENTS:

Board and Committee Vacancies:

- Police and Fire Advisory Board – 1 (Ward 1)
- Bisbee Arts Commission – 5
- Youth Council – 3
- Design Review Board – 1
- Evergreen Cemetery Committee - 1

Immediately following tonight's session the Youth Council meeting of April 8, 2009, will be  
Broadcast on Ch 5.

Current events

THE FOLLOWING ITEMS WILL BE DISCUSSED, CONSIDERED AND/OR DECIDED UPON AT THIS MEETING:

GENERAL BUSINESS:

ACCOUNTS PAYABLE: Subject to availability of funds.

1. CALL TO THE PUBLIC

“During the proper time on the Agenda, taxpayers or residents of the City, or their authorized representatives, may address the Council on any matter concerning the City’s business or any matter over which the Council has control. (Oral presentations shall not be repetitious and shall be confined to 3 minutes maximum duration.)” Ordinance O-91-29

2. Approval of the Consent Agenda

A. Discussion and Possible Appointment of John E. Crow, Douglas Dunn, Karl S. Grubbe, Tom Mosier, Lawrence C Phillips, Ramiro Ross and Ken R. Zehentner to the Streets and Infrastructure Committee.

W.J. “Jack” Porter, Mayor

B. Discussion and Possible Approval of the Reappointment of Tate Rich to the Bisbee Arts Commission.

Melanie Greene, Planning Assistant/Grants Coordinator

C. Discussion and Possible Approval of a Park, Facility and Right-of-Way Use Permit for the Use of Garfield Park for a Birthday Party on Saturday, April 25, 2009, from 1:00 PM to 5:00 PM.

Russell McConnell, Public Works Director

D. Discussion and Possible Approval of a Park, Facility and Right-of-Way Use Permit for the Use of Lower Vista Park for a Family Reunion Picnic on Sunday, July 26, 2009, from 11:00 AM to 8:00 PM.

Russell McConnell, Public Works Director

E. Discussion and Possible Approval of a Special Event Liquor License Application Submitted by the Border Animal Rescue, Inc. for a Fundraising Costume Ball at Club Kilimanjaro, 33 Subway Street on Saturday, May 9, 2009, from 8:00 PM to 2:00 AM, Dolores Jordan, Applicant.

Gloria P. Gonzalez, Deputy City Clerk

OLD BUSINESS

3. The following agenda item will be taken from the table by motion: Discussion and Possible Approval of the First Reading of Ordinance O-09-09 Amending Article 9.6 of the City Code of the City of Bisbee Concerning Use and Operation of Evergreen Cemetery.

Russell McConnell, Public Works Director

4. Discussion and Possible Approval of the Second Reading of Ordinance O-09-07; an Ordinance of the Mayor and Council of the City of Bisbee, County of Cochise, State of Arizona, Amending Article 8.2, Business License Tax, of the City Code and Providing for Repeal and Severability.

Dee L. Flanagan, Finance Director

5. Discussion and Possible Approval of the Second Reading of Ordinance O-09-08: an Ordinance of the Mayor and Council of the City of Bisbee, County of Cochise, State of Arizona, Amending Articles 3.6.3, Payment by Check Procedures, and 3.6.4, Delegation of Authority, of the City Code and Providing for Repeal and Severability.  
Dee L. Flanagan, Finance Director

NEW BUSINESS

6. Discussion and Possible Approval of Resolution R-09-05, Authorizing the Submission of an Application for FY 2009 CDBG Funds. Funds are to be used for Street Improvements in the Targeted Redevelopment Area of Bakerville.  
John Charley, Community Development Director
7. Discussion and Possible Approval of the First Reading of Ordinance O-09-10, Amending the City of Bisbee General Plan, Land Use Element, San Jose Growth Area Goals and Policies and Appendix D, and Providing for Repeal and Severability.  
John Charley, Community Development Director
8. Discussion and Possible Approval of the First Reading of Ordinance O-09-11, Amending the Zoning Code of the City of Bisbee by the Addition of Section 5.2.6, PAD Zone (Planned Area Development), and Providing for Repeal and Severability.  
John Charley, Community Development Director
9. Discussion and Possible Approval of the First Reading of Ordinance O-09-12, Amending the Zoning Code of the City of Bisbee Article 11, Master Development Plans, and Providing for Repeal and Severability.  
John Charley, Community Development Director
10. Discussion and Possible Approval of the First Reading of Ordinance O-09-13, Amending the Subdivision Code of the City of Bisbee by the Addition of Section 4-1 E., Conformance with the General Plan, and Providing for Repeal and Severability.  
John Charley, Community Development Director
11. Discussion and Possible Approval of the First Reading of Ordinance O-09-14; Amending the City of Bisbee Personnel Rules and Regulations, Chapter IV Section 3, Paid Time Off; Chapter IV Section 4, Extended Illness Bank; Chapter IV Section 8, Family and Medical Leave; and Chapter V, Section 7, Smoke Free Workplace Policy; and Providing for Repeal and Severability.  
Jennifer L. Graeme, Personnel Director
12. Discussion and Possible Approval of the First Reading of Ordinance O-09-15, Revising the Duties and Membership of the Finance Committee and Providing for Repeal and Severability.  
Dee L. Flanagan, Finance Director
13. Request Permission to go out for Bids to Improve and/or Remodel the New Animal Shelter.  
J.M. Elkins, Chief of Police
14. City Manager's Report with Possible Discussion on the following topics:
  - General Fund Summary Report
  - Fuel Consumption Report
  - Update on the Mule Gulch Channel Collapse

15. City Manager's Report on other current events (no discussion).

COUNCIL COMMENTS:

Councilmember Scott would like to thank the Fire Department for the Easter Egg hunt in Warren – thanks goes to all the Fire Fighters and Chief Jack Earnest.

ADJOURNMENT

Anyone needing special accommodations to attend this meeting should contact Sharyl Honstein at (520) 432-6000 at least twenty-four hours before the meeting.