

**AMENDED AGENDA**

**AMENDED** 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, OCTOBER 6, 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  
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  
Jack Earnest, Fire Chief  
Jennifer L. Graeme, Personnel Director  
Russ McConnell, Public Works Director  
Peg White, Library 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  
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 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

#### 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

#### 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

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

COUNCIL COMMENTS:

Councilmember Nicholl will comment on the Main Street Sidewalk Project and would like to say "thank-you" to Council Members for helping with the Rebuilding Together Project.

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.