



**“The mission of the City of Safford is to make Safford  
a great place to live, work, and visit”**

**CITY OF SAFFORD – REGULAR COUNCIL MEETING SUMMARY  
MONDAY, JUNE 11, 2012 @ 6:00 PM  
PHELPS DODGE ROOM - LIBRARY**

**PRESENT:** Wyn “Chris” Gibbs, Mayor; Council Member’s Ken Malloque, Gene Seale, James D. Howes, Richard Ortega, and Arnold A. Lopez.

**ABSENT:** Mary Bingham, Vice Mayor.

**STAFF PRESENT:** David Kincaid, City Manager; Sandra Findley, Executive Secretary; Christine Fisher, Personnel Director; John Griffin, Police Chief; Don Knight, Director Management & Budget; Ann Waite, Finance Director; Jan Elliott, Library Director; Randy Petty, City Engineer; Dustin Welker, Planner/Downtown Manager; Eric Buckley, Utilities Director; and Georgia Luster, City Clerk. Dale Clark, IT Support Specialist, assisted with the audio/video recording of the meeting.

**OTHERS PRESENT:** Marie Freestone, Jenifer Seale, Raymond Lonser, Joe Hampton, Dick Spining, Bob Holliday, Jennifer Skinner, Preston Clonts, Steve McGaughey, Kenny McKinney, James Bryce, Ed Ragland, Ida Hardy, Steven Maxwell, Danny Nelson, Dan Braatz, Steve Haralson, Vicki Foote, Ryan Watson, John Dannenbrink, Ruth Dannenbrink, Gaither Martin, Casy Voeks, Steve Junion, Diane Junion and others who did not sign in. Jon Johnson, Eastern Arizona Courier. Kelly Van Sharr video recorded the meeting.

- 1. WELCOME AND CALL TO ORDER:** Mayor Gibbs welcomed everyone present and called the meeting to order at 6:02:14 p.m.
- 2. ROLL CALL:** A quorum of the Council was present (6-1 absent).
- 3. PLEDGE OF ALLEGIANCE TO THE FLAG:** Mayor Gibbs led the Pledge of Allegiance to the Flag.
- 4. OPENING PRAYER:** Pastor Preston Clonts offered the opening prayer.

Mayor Gibbs thanked the people of the entire Valley for showing their support to the families and the Arizona Army National Guard troops who left for Afganistan. He said we are so blessed in this Valley who understand that Freedom is not free.

- 5. CITIZEN COMMENTS ON AGENDA ITEMS:** Ruth Dannenbrink – Conditional Use Permit Item.

Mayor Gibbs changed the order of the agenda by addressing Item No. 9, Safford Dance Academy and Item #17, Conditional Use Permit.

9. **SAFFORD DANCE ACADEMY:** Presentation of City of Safford Flag to Safford Dance Academy.

Mayor Gibbs presented a City of Safford Flag to the Safford Dance Academy. The group are going to perform at DisneyLand on June 22<sup>nd</sup>. A photo of the group was taken.

17. **COMMUNITY DEVELOPMENT:** Consider and approve Conditional Use Permit for the purpose of operating a bakery in an R-2 (Multi-Family Residential) Zone at the location of 1104 South Central Avenue, Safford (Parcel Number 101-07-121). The applicant is also requesting to add three signs on the property for the bakery. The Commission has recommended approval of the permit, but that the large 4' x 8' sign designated for hanging on the wall of the cottage be reduced to eight (8) square feet. Additionally, staff recommends operating hours be established and also a condition of no future expansion of the current facilities be allowed under the issuance of this Conditional Use Permit.

It was moved by Councilman Seale, seconded by Councilman Howes, and carried 4-1 to approve the Conditional Use Permit as recommended by the Planning & Zoning Commission.

**MOTION ADOPTED**

6. **CONSENT ITEMS:** The Mayor and City Council may wish to consider approving Items 1 through 11 as Consent Agenda Items.

1. May 14, 2012 Council Minutes.
2. Police Report
3. Building Inspection Report
4. Public Works Report
5. Business License Report
6. Library Report
7. Utilities Consumption Report
8. Summary of Projects Planning and Grants Administration
9. Airport Report (February/March 2012)
10. Prosecution Report
11. Expense Report Over \$5,000

It was moved by Councilman Malloque, seconded by Councilman Ortega, and carried unanimously to accept the Consent Agenda Items as presented. **MOTION ADOPTED**

7. **PURCHASING CARD REPORT:** Consideration and approval of Purchasing Card Report for 2/20/2012 through 3/20/2012. It was moved by Councilman Ortega, seconded by Councilman

Malloque, and carried unanimously to approve the Purchasing Card Report for 2/20/2012 through 3/20/2012 as published. **MOTION ADOPTED**

**8. SAFETY AWARD: American Public Power Association (APPA) 2011 Electric Safety Award.**

Eric Buckley, Utilities Director, recognized the electric crew (Dan Braatz, Electric Supervisor, Ryan Watson, Ryan Nelson, James Bryce, Shane Howard, and Chuck Hicks) for receiving a Safety Award presented by the American Public Power Association for having zero accidents for 2011. He congratulated the crew for doing a great job.

**10. METHODIST CHURCH PARSONAGE: Request to consider waiving landfill fees for Methodist Church Parsonage.**

It was moved by Councilman Seale, seconded by Councilman Ortega, and carried 5-1 to review charges of the actual tonnage disposed of at the landfill from the demolition of the Parsonage and charge a residential rate at \$10.00/ton. **MOTION ADOPTED**

**11. SAFFORD JUNIOR BASKETBALL LEAGUE: Request to consider a donation of \$3,000 to the Safford Jr. Basketball League.**

It was moved by Councilman Ortega, seconded by Councilman Lopez, and carried unanimously to provide a donation of \$3,000 in support of the Safford Jr. Basketball League and direct staff to work with Mr. Ragland to identify an accountable organization to distribute funding to. **MOTION ADOPTED**

**12. AIRPORT FUEL SERVICE PROPOSAL: The City of Safford accepted Proposals for providing fuel service for aircraft and offered equipment and vehicles for sale at the Safford Regional Airport. One Proposal was received. It is recommended that the Council consider awarding the Airport Fuel Service Contract and acquisition of equipment (100LL Truck, Jet A Truck, 100LL Tank, Jet A Tank) to Ponderosa Aviation as stated in the Proposal received from Ponderosa Aviation.**

It was moved by Councilman Malloque, seconded by Councilman Ortega, and carried unanimously to award the Airport Fuel Service Contract and acquisition of equipment (100LL Truck, Jet A Truck, 100LL Tank, Jet A Tank) to Ponderosa Aviation. **MOTION ADOPTED**

**13. PONDEROSA AVIATION, INC, HANGAR H-4: Consider approving and adopting Resolution Number 12-018, a resolution of the City of Safford authorizing the Mayor to enter Airport Hangar Lease Agreement known as "H-4" between the City of Safford and Ponderosa Aviation, Inc.**

City Manager Kincaid explained Hangars H-1 and H-4 are hangars at the Safford Regional Airport leased by Ponderosa Aviation, Inc. He pointed out that section five of the lease agreement has been revised to reflect prohibiting assignment of the lease.

It was moved by Councilman Malloque, seconded by Councilman Ortega and carried unanimously to approve and adopt Resolution Number 12-018, a resolution of the City of Safford authorizing the Mayor to enter Airport Hangar Lease Agreement known as "H-4" between the City of Safford and Ponderosa Aviation, Inc. **MOTION ADOPTED**

14. **PONDEROSA AVIATION, INC, HANGAR H-1:** Consider approving and adopting Resolution Number 12-019, a resolution of the City of Safford authorizing the Mayor to enter Airport Hangar Lease Agreement known as "H-1" between the City of Safford and Ponderosa Aviation, Inc.

It was moved by Councilman Ortega, seconded by Councilman Malloque and carried unanimously to approve and adopt Resolution Number 12-019, a resolution of the City of Safford authorizing the Mayor to enter Airport Hangar Lease Agreement known as "H-1" between the City of Safford and Ponderosa Aviation, Inc. **MOTION ADOPTED**

15. **WESTERN AREA POWER ADMINISTRATION AGREEMENT:** Consider approving Agreement Number 12-DSR-12238 between the City of Safford, Arizona and Western Area Power Administration, and ratifying the Utilities Director's previous execution of the agreement to be effective as of 23 May 2012.

Eric Buckley explained that the agreement is provided through the Federal Government. The agreement allows Safford to become a small consortium of companies that can purchase surplus power on short notice for a short term. He pointed out that the City is not committed to buy any power. The agreement allows the City the opportunity to do so if the rate is favorable. The agreement is effective for ten years with renewal options.

It was moved by Councilman Howes, seconded by Councilman Malloque, and carried unanimously to approve Agreement Number 12-DSR-12238 between the City of Safford, Arizona and Western Area Power Administration, and ratifying the Utilities Director's previous execution of the agreement to be effective as of 23 May 2012. **MOTION ADOPTED**

16. **PLANNING & ZONING COMMISSION:** Consider reappoint Diane Junion to the Planning and Zoning Commission for a 4-year term to expire June 30, 2016.

It was moved by Councilman Ortega, seconded by Councilman Malloque, and carried unanimously to reappoint Diane Junion to the Planning and Zoning Commission for a 4-year term to expire June 30, 2016.

**MOTION ADOPTED**

18. **RESOLUTION NUMBER 12-020 – SAFE DEPOSIT BOX:** Consider approving and adopting Resolution Number 12-020, a Resolution of the City of Safford authorizing a safe deposit box and designating signers.

It was moved by Councilman Ortega, seconded by Councilman Malloque and carried unanimously to approve and adopt Resolution Number Resolution Number 12-020, a Resolution of the City of Safford authorizing a safe deposit box and designating signers.

**MOTION ADOPTED**

19. **RESOLUTION NUMBER 12-021 – LGIP:** Consider approving and adopting Resolution Number 12-021, a Resolution of the City of Safford authorizing investment monies in the Local Government Investment Pool (LGIP).

It was moved by Councilman Ortega, seconded by Councilman Lopez and carried unanimously to approve and adopt Resolution Number 12-021, a Resolution of the City of Safford authorizing investment monies in the Local Government Investment Pool (LGIP).

**MOTION ADOPTED**

20. **RESOLUTION NUMBER 12-022 – MAYOR AND COUNCIL PURCHASING POLICY:** Consider approving and adopting Resolution Number 12-022, a Resolution of the City of Safford approving the purchasing policy for purchases from the Mayor and members of the Council.

It was moved by Councilman Howes, seconded by Councilman Ortega and carried unanimously to approve and adopt Resolution Number 12-022, a Resolution of the City of Safford approving the purchasing policy for purchases from the Mayor and members of the Council.

**MOTION ADOPTED**

21. **RESOLUTION NO. 12-023 – NATIONAL BANK DEPOSITORY ACCOUNT:** Consider approving and adopting Resolution Number 12-023, a Resolution of the City of Safford designating depository account and persons authorized to sign related documents at National Bank, Safford, Arizona.

It was moved by Councilman Ortega, seconded by Councilman Lopez and carried unanimously to approve and adopt Resolution Number 12-023, a Resolution of the City of Safford designating depository account and person authorized to sign related documents at National Bank, Safford, Arizona.

**MOTION ADOPTED**

22. **RESOLUTION NUMBER 12-024: Consider approving and adopting Resolution Number 12-024, a resolution of the City of Safford approving Intergovernmental Agreements with Graham County for Animal Shelter, Dispatching, and Information Technologies Services.**

It was moved by Councilman Howes, seconded by Councilman Ortega and carried unanimously to approve and adopt Resolution Number 12-024, a resolution of the City of Safford approving Intergovernmental Agreements with Graham County for Animal Shelter, Dispatching, and Information Technologies Services.

23. **AGREEMENT FOR CONTRACTED SERVICES: Consider extending Agreement for Contracted Services between the City of Safford and Graham County Chamber of Commerce.**

Steve Junion addressed the Council at this time. An annual report will be provided to Council in a future meeting.

It was moved by Councilman Howes, seconded by Councilman Lopez and carried unanimously to extend Agreement for Contracted Services between the City of Safford and Graham County Chamber of Commerce.

**MOTION ADOPTED**

24. **PROSECUTION SERVICES: Consider approving the renewal of the City Prosecutor Contract between the Law Office of Matt N. Clifford, P.C. and the City of Safford for one additional year, effective July 1, 2012 through June 30, 2013.**

It was moved by Councilman Malloque, seconded by Councilman Howes and carried unanimously to approve the renewal of the City Prosecutor Contract between the Law Office of Matt N. Clifford, P.C. and the City of Safford for one additional year, effective July 1, 2012 through June 30, 2013.

**MOTION ADOPTED**

25. **MEETINGS/ACTIVITIES HELD BY COUNCIL OR CITY STAFF:** Mayor Gibbs expressed condolences to the H.D. "Heavy" Owens family. Heavy was a big influence here in the Valley for many years. He announced funeral services for Heavy will be conducted tomorrow, Tuesday, June 12<sup>th</sup>.

26. **COUNCIL OR STAFF REQUESTS FOR AGENDA ITEMS:** NONE

27. **CITIZEN COMMENTS ON NON-AGENDA ITEMS:** NONE

**Marc Leach encouraged the council to consider negotiating an agreement that will**

City Manager Kincaid introduced Marc Leach with Jetcrafters who addressed the Council at this time regarding the contributions that Jetcrafters provides to Safford.

It was moved by Councilman Malloque, seconded by Councilman Ortega, and carried unanimously to enter executive session at 7:46 p.m. to discuss, consider, and possible direction to staff and the Interim City Attorney and/or discussion or consultation with the Interim City

Attorney for legal advice regarding contract enforcement actions in connection with the leases at the Safford Regional Airport. **MOTION ADOPTED**

**28. EXECUTIVE SESSION:**

**1. SAFFORD REGIONAL AIRPORT LEASES C-13, C-14, C-15 and C-16:** The City Council may elect to enter executive session pursuant to *Arizona Revised Statutes* §38-431.03.A.3 and A.4 to discuss, consider, and possible direction to staff and the Interim City Attorney and/or discussion or consultation with the Interim City Attorney for legal advice regarding contract enforcement actions in connection with the leases at the Safford Regional Airport. **INFORMATION/DISCUSSION/ACTION**

**29. RETURN TO REGULAR SESSION:** The City Council will return to Open Session and may take action regarding Item 28.1, Safford Regional Airport Leases C-13, C-14, C-15 and C-16.

The Council returned to regular session at 8:27:48 p.m.

Mayor Gibbs stated after the discussion in executive session, the Council directs staff to continue the negotiation of a Master Lease Agreement with Jetcrafters and to provide the Agreement to the Council at a future meeting their consideration.

**30. ADJOURN:** It was moved by Councilman Malloque, seconded by Councilman Howes, and carried unanimously to adjourn the meeting at 8:28:38 p.m. **MOTION ADOPTED**