

**THE REGULAR MEETING
OF THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA
HELD MAY 14, 2007 AT 7:00 P.M.
AT CITY HALL, 120 W. 6TH STREET, BENSON, ARIZONA**

**MAYOR SCOTT
OPENED THE MEETING AT 7:00 P.M WITH
THE PLEDGE OF ALLEGIANCE.**

**PRESENT WERE: MAYOR SCOTT, VICE MAYOR HAMILTON
COUNCILMEMBERS FENN, KING, LODZINSKI, McGOFFIN and SUAGEE**

EMPLOYEE RECOGNITION: None.

PUBLIC HEARING: Mayor Scott opened the public hearing to receive comments from the public regarding the Proposed Water Rate Modification at 7:01 p.m.

Dianne Tipton addressed Council stating that she would like to see lower water rates; however, she feels that the decision would be premature since all the data for a period of one year is not available. Ms. Tipton stated that water rates need to be examined on an annual basis.

Mayor Scott closed the public hearing at 7:03 p.m.

Call to the Public: Roger Benzie addressed Council stating he was representing the Arizona Association of Manufactured Homeowners in the San Pedro Resort Community. Mr. Benzie stated he would like to meet with someone at the City to resolve some billing issues, citing the billing for wastewater when the community is master metered.

John Whiteside addressed Council regarding Resolution 16-2007, approving Big Boy's Arena Bar as an Additional Wagering Facility for Off Track Pari-Mutuel Wagering for the Yavapai County Fair Association DBA Yavapai Downs requesting Council vote "no". Mr. Whiteside then spoke regarding the Intergovernmental Agreement between the City of Benson and the Arizona Department of Transportation to Update Kartchner Caverns Corridor Development Plan asking Council to ensure a "traffic" engineering firm is used. Mr. Whiteside then spoke regarding the Jennella Drive Pre-Annexation Water Extension Agreement between the City of Benson and Phyllis Tharp asking Council to block water from being used to fill swimming pools and that he feels asking the owner to cooperate in annexation processes is blackmail.

Stephen Insalaco addressed Council regarding the Benson Municipal Airport and the Fixed Base Operator (FBO) for additional Airport operations and maintenance and the Extension of Existing Fixed Base Operator (FBO) Contract for the Benson Municipal Airport. Mr. Insalaco stated there are two significant reasons to want airport personnel in residency on the airport property: to make a 24-7 presence felt on the airport property for security reasons and to provide an efficient 24-7 refueling turn-around time for emergency response aircraft.

CONSENT AGENDA: Councilmember McGoffin moved to approve the Consent Agenda. Seconded by Councilmember King. Motion passed 6-1 with Vice Mayor Hamilton voting present.

- 1a. Approval of minutes for the April 23, 2007 Worksession.
- 1b. Approval of minutes for the April 23, 2007 Regular Meeting
- 1c. Bills

NEW BUSINESS:

Presentation of "Visions"

Video by Benson Unified

High School:

Councilmember King introduced Dr. David Woodall who presented the "Visions" Video that was created by the Visions Team of long term residents. Dr. Woodall also thanked the participants for their dedication.

Community Pool

Update:

Mike Lockett, Building Official informed Council that a \$5,000 donation was received from Homes Under the Sun. He also informed Council a groundbreaking for the pool facility would be held on May 25, 2007.

Resolution 16-2007 of the
Mayor and City Council

of Benson, Arizona

approving Big Boy's

Arena Bar as an

Additional Wagering

Facility for Off Track

Pari-Mutuel Wagering for

the Yavapai County Fair

Association DBA Yavapai

Downs:

Council asked Police Chief Glenn Nichols how many incidents have been reported to the Police Department in reference to off track wagering. Chief Nichols stated there had been none. Vice Mayor Hamilton moved to approve Resolution 16-2007 of the Mayor and City Council of Benson, Arizona approving Big Boy's Arena Bar as an additional Wagering Facility for Off Track Pari-Mutuel Wagering for the Yavapai County Fair Association DBA Yavapai Downs with the clarification to reflect the temporary status of the Resolution with the ending date of November 27, 2007. Seconded by Councilmember McGoffin. Motion passed 4-3, with Councilmember Fenn, King and Suagee voting nay.

Intergovernmental Agreement
between the City of Benson and

the Arizona Department of

Transportation to Update

Kartchner Caverns Corridor

Development Plan:

Brad Hamilton, Public Works Director addressed Council regarding this item. Mr. Hamilton stated this agreement will reimburse the City up to \$10,000.00 for this update. Councilmember King moved to approve the

Intergovernmental Agreement between the City of Benson and the Arizona Department of Transportation to Update Kartchner Canyons Corridor Development Plan. Seconded by Councilmember Suagee. Motion passed 7-0.

Full Release of Subdivision

Assurances for The Canyons at Whetstone Ranch, Lots 1-190, inclusive:

Councilmember King moved to approve the Full Release of Subdivision Assurances for The Canyons at Whetstone Ranch, Lots 1-190, inclusive. Seconded by Councilmember Fenn. Motion passed 7-0.

Full Release of Subdivision

Assurances for Kartchner Vistas, Lots 1-91, inclusive:

Councilmember Fenn moved to approve the Full Release of Subdivision Assurances for Kartchner Vistas, Lots 1-91, inclusive. Seconded by Councilmember King. Motion passed 6-1 with Mayor Scott abstaining.

An Ordinance of the Mayor and City Council of Benson,

Arizona, amending the City Code, Chapter 6, Entitled “Animals”, Article 6-2,

Entitled “Vaccination, Licensing and Control of Dogs”, Section 6-2-2,

Entitled “Licensing and Fees; Dog Tags”, Subsection (A) Increasing

the Licensing Fees:

Police Chief Glenn Nichols addressed Council stating the increase in fees will be used to offset the cost of the shelter and the increasing costs of medical care. Councilmember King moved to approve the Ordinance of the Mayor and City Council of Benson, Arizona amending the City Code, Chapter 6, Entitled “Animals”, Article 6-2, Entitled “Vaccination, Licensing and Control of Dogs”, Section 6-2-2, Entitled “Licensing and Fees; Dog Tags”, Subsection (A) Increasing the Licensing Fees. Seconded by Councilmember Suagee. Motion passed 7-0.

Discussion and possible direction to City staff regarding payment to the Fixed Base Operator (FBO) for additional Airport operations and maintenance:

Council directed staff to prepare a contract for the additional Airport operations and maintenance with a payment of \$1,000.00 per month and bring the contract forward to Council for action.

Extension of Existing Fixed Base Operator (FBO) Contract for the Benson Municipal Airport:

Public Works Director Brad Hamilton addressed Council requesting the Extension be approved to allow staff to prepare a Fixed Base Operator

Contract after researching other Municipal Airport contracts.
Councilmember Lodzinski moved to approve the Extension of the Existing Fixed Base Operator (FBO) Contract for the Benson Municipal Airport. Seconded by Councilmember McGoffin. Motion passed 7-0.

Discussion and possible direction
to City staff regarding the Police
Department's Resources, Enforcement
and Performance Measures:

Chief Nichols addressed Council regarding the Police Department. Chief Nichols stated with the Budget changes in personnel, the police department has two vacancies for officers instead of the seven vacancies they had. Benson is now becoming known more than as a "training center" for officers. Outside resources are still limited with the only program currently being the School Resource Officer. Neighborhood Watch Meetings have been started in the City.

Jennella Drive Pre-Annexation
Water Extension Agreement
between the City of Benson and
Phyllis Tharp:

Vice Mayor Hamilton moved to approve the Jennella Drive Pre-Annexation Water Extension Agreement between the City of Benson and Phyllis Tharp with the addition of language have the property owner "abide by the water use policy" once the policy is in place. Seconded by Councilmember King. Motion passed 7-0.

Rescheduling or Canceling
the May 28, 2007 Regular Council
Meeting:

Councilmember Lodzinski moved to reschedule the May 28, 2007 Regular Council Meeting to May 29, 2007 at 7:00 p.m. Seconded by Councilmember Suagee. Motion passed 7-0.

EXECUTIVE SESSION:

As per A.R.S. §38-431.03 (A)1, Discussion or consideration of employment regarding the selection process for the Fire Chief.

Councilmember King moved to go into Executive Session at 8:34 p.m. Seconded by Councilmember Lodzinski.

Council reconvened at 8:47 p.m.

Discussion and possible
direction to City staff regarding
the selection process for the
Fire Chief:

Councilmember Fenn moved to accept the recommendations of the interview panel for the selection of the Fire Chief. Seconded by Councilmember Lodzinski. Motion passed 6-1 with Councilmember McGoffin voting present.

COUNCIL DIRECTIVES: None.

Adjournment: Councilmember King moved to adjourn at 8:48 p.m. Seconded by Councilmember Lodzinski. Motion passed 7-0.

George Scott, Mayor

ATTEST:

Vicki L. Vivian City Clerk