

**THE REGULAR MEETING
OF THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA
HELD JUNE 11, 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:

Mayor Scott recognized LeeAnn Culp for 10 years of service with the City of Benson.

Mayor Scott recognized Armando Dimas for 20 years of service with the City of Benson.

PUBLIC HEARING:

Mayor Scott opened the public hearing at 7:00 pm to receive comments from the public regarding the proposed City of Benson Fiscal Year 2007-2008 Budget and the 2007-2008 Tax Levy. No one requested to address Council. Mayor Scott closed the public hearing at 7:01 p.m.

Mayor Scott opened the public hearing at 7:01 pm to receive comments from the public regarding the Benson Lions Club's application for a bingo license location transfer from their current location at 995 W. 4th Street, Benson, AZ to 599 S. Dragoon Street, Benson, AZ. No one requested to address Council. Mayor Scott closed the public hearing at 7:03 p.m.

Call to the Public:

Dianne Tipton addressed Council regarding the agreement for legal services between Ann P. Roberts and the City of Benson. Ms. Tipton requested the item be considered by Council after the new Council was seated. Ms. Tipton stated the City Attorney's involvement in the City should be limited to legal services and that her involvement in other areas was no longer needed. Ms. Tipton stated this would enable the City to utilize Ms. Roberts's services for no more than 80 hours per month.

Steven Insalaco addressed Council regarding the Benson Municipal Airport Development Grant Agreements. Mr. Insalaco stated he is pleased to see the City moving forward with securing these grants, but has some concerns with respect to the scope of these grant awards. Mr. Insalaco then stated there has been inadequate foresight to an integrated airport design. Mr. Insalaco concluded in urging the City to see further counsel and advisement of the airport technical advisors and airport personnel on these two grants, in consideration of the scope of these items.

John Whiteside addressed the Council regarding the agreement for legal services between Ann P. Roberts and the City of Benson. Mr. Whiteside

stated the hourly rate of the contract was reasonable and should be approved. Mr. Whiteside stated the contract should be approved as presented with the exception of the severance package. He feels the involuntary severance package should be limited to 1 month for pay and employee benefits. Mr. Whiteside then addressed Council concerning the endorsement of the Benson Lions Club's application for a bingo license transfer. Mr. Whiteside feels Council should approve this item.

CONSENT AGENDA: Councilmember McGoffin moved to approve the Consent Agenda. Seconded by Councilmember King. Motion passed 7-0.

- 1a. Approval of Minutes of the May 14, 2007 Regular Meeting.
- 1b. Approval of Minutes of the May 16, 2007 Work Session
- 1c. Approval of Minutes of the May 17, 2007 Work Session
- 1d. Approval of Minutes of the May 21, 2007 Work Session
- 1e. Approval of Minutes of the May 29, 2007 Special Meeting
- 1f. Special Event Permit for the 4th of July Celebration
- 1g. Removal of Nick Ramus from Benson Art Commission
- 1h. Bills

NEW BUSINESS:

Benson Municipal Airport
Development Grant
Agreement – No. E7S81
between the Arizona
Department of Trans-
portation and the City of
Benson for Land Survey
in the amount of
\$112,500.00:

Brad Hamilton, Public Works Director addressed Council regarding this item, stating the master plan will be forthcoming. Councilmember Suagee moved to approve the Benson Municipal Airport Development Grant No. – E7S81 between the Arizona Department of Transportation and the City of Benson for Land Survey in the amount of \$112,500.00. Seconded by Vice Mayor Hamilton. Motion passed 7-0.

Benson Municipal Airport
Development Grant
Agreement – No. E7S82
between the Arizona
Department of Trans-
portation and the City
of Benson for Design
Only: Perimeter Security
Fence in the amount of
\$90,000.00:

Councilmember Suagee moved to approve the Benson Municipal Airport Development Grant Agreement – No. E7S82 between the Arizona Department of Transportation and the City of Benson for Design Only: Perimeter Security Fence in the amount of \$90,000.00. Seconded by Councilmember Fenn. Motion passed 7-0.

Maintenance and Operations

Agreement for Benson

Municipal Airport Fixed

Based Operator:

Brad Hamilton, Public Works Director addressed Council regarding this item stating the current Fixed Based Operator (FBO) had submitted a letter requesting to be paid for the months of January, 2007 through May, 2007 under the expired amendment to the original contract.

Councilmember Suagee moved to approve the Maintenance and Operations Agreement for Benson Municipal Airport Fixed Based Operator as written and submitted to Council. Seconded by Councilmember Lodzinski. During discussion, Councilmember Fenn asked Mr. Hamilton if the services performed by the FBO were continued during the time the FBO was requesting payment. Mr. Hamilton stated they were as far as he knew. Councilmember Fenn requested staff look closely at the services performed by the FBO to establish an accurate compensation rate for these services.

Councilmember Suagee then amended her motion to approve the Maintenance and Operations Agreement for Benson Municipal Airport Fixed Based Operator to include the payment for services performed from January 2007 through May 2007. Seconded by Councilmember Lodzinski. Motion passed 7-0.

Resolution 19-2007 of the
Mayor and City Council of
the City of Benson appointing
Keith Spangler as the Fire
Chief of the Benson Fire

Department:

Councilmember Fenn moved to approve Resolution 19-2007 of the Mayor and City Council of the City of Benson appointing Keith Spangler as the Fire Chief of the Benson Fire Department. Seconded by Councilmember King. Motion passed 6-1 with Councilmember McGoffin voting present.

Fireworks Display

Contract between Fireworks

Productions of Arizona, Ltd.

and the City of Benson:

Councilmember King moved to approve the Fireworks Display Contract between Fireworks Productions of Arizona, Ltd. and the City of Benson. Seconded by Councilmember McGoffin. Motion passed 7-0.

Agreement for Legal

Services between

Ann P. Roberts and the

City of Benson:

Councilmember Suagee thanked Dianne Tipton for her comments regarding this item during the call to the public, and then moved to table this item until the next regular Council meeting. Vice Mayor Hamilton stated she would like to consider this item at this time. The Mayor asked if a second was going to be made before discussion continued.

Councilmember King seconded the motion then withdrew his second. The motion died for lack of a second. Councilmember Fenn then spoke stating the Ms. Roberts has been utilized by Council for the role of acting City Manager and her knowledge of the City and its operations. Councilmember Fenn then stated that with the staff the City has in place,

Ms. Roberts could now have less of a role in the everyday operations of the City and should be utilized for legal issues and opinions. Councilmember Suagee then asked Ms. Roberts if there were city issues that needed to be addressed by her office. Ms. Roberts indicated there were issues that could be addressed if her role were limited to legal issues and opinions. Councilmember Fenn stated this would be a transition and that Council could consider approving this contract for a shorter time frame. Councilmember Fenn then moved to approve the Agreement for Legal Services between Ann P. Roberts and the City of Benson for a period of one year with a three (3) month severance package. Seconded by Vice Mayor Hamilton. Motion passed 6-1 with Councilmember Suagee voting nay.

Tentative City of Benson
Fiscal Year 2007-2008

Budget: Finance Director Jim Cox addressed Council regarding this item. Mr. Cox stated once a tentative budget is approved, changes can still be made but the bottom line of the budget can not be increased. Mr. Cox then stated the public hearings for the budget and the tax levy would be held on June 25, 2007 at 7:00 p.m. The final budget is scheduled to be approved at a special meeting on June 27, 2007 at 7:00 p.m. Councilmember King thanked Mr. Cox for his and staff's work on the budget stating it was a better communication document. Councilmember King then moved to approve the Tentative City of Benson Fiscal Year 2007-2008 Budget. Seconded by Councilmember McGoffin. Councilmember McGoffin then asked Mr. Cox to verify the correct wages in the Tourism department. Motion passed 7-0.

Endorsement of the Benson
Lions Club's Application
for a Bingo License

Location Transfer: Councilmember Fenn excused himself. Councilmember King moved to approve the Endorsement of the Benson Lions Club's Application for a Bingo License Location Transfer. Seconded by Councilmember McGoffin. Motion passed 6-0.

COUNCIL DIRECTIVES: None.

Adjournment: Councilmember King moved to adjourn at 8:20 p.m. Seconded by Councilmember Lodzinski. Motion passed 7-0.

Mark M. Fenn, Mayor

ATTEST:

Vicki L. Vivian, City Clerk