

**THE REGULAR MEETING
OF THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA
HELD FEBRUARY 9, 2015 AT 7:00 P.M.
AT CITY HALL, 120 W. 6TH STREET, BENSON, ARIZONA**

CALL TO ORDER:

Mayor King called the meeting to order at 7:02 p.m. with the Pledge of Allegiance.

ROLL CALL:

Present were: Mayor Toney D. King, Sr., Councilmembers Pat Boyle, Jeff Cook, Joe Konrad, David Lambert and Peter Wangness (via phone). Absent was: Vice Mayor Lori McGoffin.

Mayor King then introduced Adam Gilbert of the Baha'i Faith who offered the invocation.

EMPLOYEE RECOGNITION: None

PROCLAMATION: None

PUBLIC HEARING: None

CALL TO THE PUBLIC:

Donald Buchanan addressed Council regarding the 4th of July Committee stating he will be the first one to admit he doesn't know if the committee organization or if an internal committee would be better and more efficient. Mr. Buchanan then stated he was told by many people that the last 4th of July was the best celebration the City has had in years, adding he will watch and see what happens this year and he will be back to address the Council after the 4th of July. Mr. Buchanan then stated what is interesting and what really gets his engine revved up is the opening statement in the memo to Council from the Recreation Coordinator that the real reason to eliminate the official committee and have a private committee is so they don't have to comply with open meeting laws, which makes things difficult. Mr. Buchanan then stated as a citizen, he likes to know what the City is doing, so he likes the open meeting laws. Mr. Buchanan then stated in last week's paper, there was an editorial about the Republicans in the State legislature closing their meetings and as a precinct committee for Legislative District 14, when they meet in March, he is going to tell them the same thing; that it's wrong. Mr. Buchanan then stated in the memo, there is some information about how overworked the Recreation Coordinator is and he feels getting rid of the committee will only make Ms. Parkin's list of duties longer, not shorter. Mr. Buchanan then stated if the City is going to take a stand and say it doesn't like open meetings, which is what the Council will do if they act on these recommendations, then he hopes that attitude is well-known by the citizens of Benson. Mr. Buchanan then spoke about the laser show that was scheduled for the 4th of July celebration two years ago, stating the public was told the laser show was cancelled due to the weather, which was a lie, adding the show was cancelled because the laser show people couldn't put on the laser show. Mr. Buchanan then stated this last year, the program for the celebration was too long and the committee didn't get to give away all the raffle tickets (prizes) and he wanted to write a letter to the paper, saying it was his fault the program was too long, but he was told the committee never admits to a mistake. Mr. Buchanan then stated he didn't know what he was told to do with the raffle tickets, adding there wasn't a committee anymore. Mr. Buchanan then stated he had heard previous committee member used the raffle prizes that were given out, then showed the Council the raffle donations he still had from Magaley's, G&F Pizza and Wild Hair. Mr. Buchanan then tore them up, stating now they won't be used by committee members and he hopes the paper will mention those 3 businesses. Mr. Buchanan then stated he could see the Mayor was disturbed, adding he is open to debate these facts anytime publicly with whoever has the courage to do so.

Paul Lotsof, Manager of CAVE FM, stated just over a week ago, he had dinner at one of Benson's fine restaurants and introduced himself to the owner of the restaurant asking if she would consider using radio to advertise. Mr. Lotsof stated she then asked for the rates and said she felt that his advertising package was too expensive. Mr. Lotsof then stated he explained he could offer advertising to traffic on the Interstate, Highway 80 and Highway 90 and could give her more exposure than just once a week. Mr. Lotsof then stated she told him she was advertising in the local newspaper and in the Cochise Trading Post, adding the Trading Post is a weekly advertising publication that has no news or information and is charging her \$70.00 per month. Mr. Lotsof then stated it is clear this business owner was never going to even try radio advertising, adding this is extremely typical of the way Benson business owners view advertising and illustrates why 95% of all Benson businesses decline his service. Mr. Lotsof then stated for many years, his assignment was to try and convince the mom and pop operations to give radio advertising a try only to get turned down again and again, adding he would emphasize that a handful of businesses have been willing to try radio ads and they keep coming back for more, but the no's outnumber the yes's by a huge margin. Mr. Lotsof then stated over the past few years, the retail situation in Benson has changed a lot, adding in the past, anyone driving down 4th Street would see tiny businesses, but today, there are many franchises and company stores. Mr. Lotsof then stated franchise agreements are often very restrictive in what the owner is allowed to do for local advertising, noting sometimes they can't do any local advertising or use any radio advertising. Mr. Lotsof then stated the company-owned stores are even worse, noting someone in Kansas City has to be convinced that they need to advertise in Benson. Mr. Lotsof then stated for 4 years, an advertising agency in Cleveland bought radio ads for O'Reilly Auto Parts, which was one of his best accounts, but in 2015, they suddenly decided not to use radio ads in Cochise County anymore, which was quite a hit to his business. Mr. Lotsof then stated since the inception of his company, all he has done business-wise is lose money, adding his father used to joke that the radio station was a bottomless pit he threw money into and never got any return on and the radio station was a tax write-off. Mr. Lotsof then stated when his father passed away in 2011, he inherited his father's stock and one of the first things he did was to take himself off the payroll, adding there was no point in taking money out of his own account to pay himself. Mr. Lotsof then stated for the past 3 1/2 years, he has been working for free because the radio station doesn't make enough revenue to pay him. Mr. Lotsof then stated 15 years ago, his family invested heavily, and as a result, his radio station has a strong signal in Sierra Vista and a lot of listeners there, adding Sierra Vista is 10 times the size of Benson and is much more affluent; however, when he tries to sell advertising there, the big objection is CAVE FM is a Benson radio station. Mr. Lotsof then stated his station airs Benson public service announcements, Benson news and Benson commercials, but he has often wondered if he might make more money if he was located closer to Sierra Vista. Mr. Lotsof then stated the reason he continues to operate this money-losing business enterprise is because he and his employees enjoy radio and think that someday he might be able to turn a profit. Mr. Lotsof then stated his point is that CAVE FM is no big asset for its owner and is far more an asset to the people of Benson. Mr. Lotsof then stated replacing the old dilapidated building is a cost that must be paid, but paying tens of thousands of dollars extra to comply with City codes is not an option for him, adding if some people want him to have a parking lot and a permanent concrete foundation; let those people pay for them. Mr. Lotsof then stated he realizes the federal and state regulations are out of the Council's control and he will pay what he has to in order to comply with them, but the parking lot and the concrete foundations are costs that are under the Council's control and they are unnecessary and must go. Mr. Lotsof then stated he hopes the Council appreciates that he and his family have lost enough money and he would appreciate the Council reconsidering the amendment they passed 2 weeks ago as it solves no problems and benefits no one.

Anita Gilmore stated she has been on the 4th of July committee for several years; 1 year as ad hoc and 3 years on the committee serving as the assistant parade chairman, the parade chairman and last year as the committee chairperson. Ms. Gilmore then stated every other year, the committee has managed to give away all the raffle prizes, but last year due to a big scheduling problem, they were unable to do so. Ms. Gilmore then spoke about open meeting laws stating the committee has never had anyone attend one of their meetings. Ms. Gilmore stated the only thing having a formal committee does is create problems when it comes to the committee members being able to communicate with each other, adding they can't just email each other and get something handled; it has to be on an agenda and if it's too late to add it to the posted agenda, it has to wait until the next agenda, creating timing constraints. Ms. Gilmore then stated she is sure it wouldn't be a problem to keep notes on what is decided. Ms. Gilmore then stated the 4th of July

committee is putting on an event, unlike other committees the City has and having a formal committee restricts the flow of work, adding she would appreciate the Council voting to dissolve the committee.

Sam Miller stated he serves on the current Benson Airport Advisory Committee and he would like to address the dissolving the committee, adding he first wanted to thank the Council for appointing him to the committee. Mr. Miller then stated as a supervisor in a large State agency that he has been with for the last 17 years, he has seen his share of committees, adding it's important to know when a committee needs to be formed and will be useful, but it is equally important to know when a committee is serving no purpose and should be dissolved. Mr. Miller then stated when the committee was started, the current master plan was in effect, so the committee couldn't effect a change to it. Mr. Miller then stated he met with City Manager William Stephens, the Public Works Director/Airport Manager Brad Hamilton and the airport consulting firm and he likes the direction the airport is going, adding he is not speaking for the whole committee, but on his own behalf. Mr. Miller then stated he and others at the airport are still going to try and keep people coming to the airport and do what they can; however, since the master plan is already in place and there are no excess funds to move forward with big ticket projects, he feels there is no need to have a committee, which is why he voted to dissolve it. Mr. Miller then stated he would recommend another committee be put in place when the airport is extremely in the black and Council would like recommendations on how best to use the money for the airport or prior to formulating another master plan. Mr. Miller then stated other speakers mentioned open meeting laws, but he did not vote to dissolve the committee due to open meeting laws, adding if the Council agrees with the committee's recommendation to have an airport liaison, any member of the public could speak to the liaison and then anything the liaison discusses with Mr. Stephens, Mr. Hamilton or the Council could be on an agenda and discussed at a Council meeting. Mr. Miller then stated he and his friends all fly and love aviation, adding he loves Benson and he looks forward to continuing to try and do what is best for the City and the airport, just not in an official capacity as part of the committee.

CITY MANAGER REPORT:

City Manager William Stephens addressed Council, giving the dates of upcoming meetings and events.

- Tuesday, February 10, 2015 – Library Advisory Board, 4:00 p.m., City Library
- Monday, February 23, 2015 – City Council Meeting 7:00 p.m., City Hall
City Council Public Hearing regarding the update of the General Development Plan, 7:00 p.m., City Hall
- Tuesday, February 24, 2015 – Community Watershed Alliance, 6:30 p.m., City Hall
- Monday, February 16, 2015 – Presidents' Day – City Offices Closed

Mr. Stephens then stated for more events in Benson, the public could visit the City's website: www.cityofbenson.com under "What to do Today."

NEW BUSINESS:

1. Discussion and possible action on the Consent Agenda

- 1a. Minutes of the January 12, 2015 Regular Meeting
- 1b. Resignation of Ron Brooks from the Benson Economic Development Committee
- 1c. Appointment of Debra Crafts to the Benson Economic Development Committee
- 1d. Invoices processed for the period from January 16, 2015 through January 31, 2015

Councilmember Lambert stated he would like to remove Items 1b and 1c from the Consent Agenda. Councilmember Lambert then moved to approve the remaining Consent agenda. Seconded by Councilmember Cook. Councilmember Boyle asked why Councilmember Lambert wanted to remove these items with Councilmember Lambert stating he would talk about it after addressing the remaining Consent Agenda. Motion passed 5-1 with Councilmember Boyle voting nay.

Consent Agenda – Items Removed:

- 1b. Resignation of Ron Brooks from the Benson Economic Development Committee
- 1c. Appointment of Debra Crafts to the Benson Economic Development Committee

Councilmember Lambert stated another resignation from the Benson Economic Development Committee was submitted to Council on February 3, after the Council agenda was posted and Council packets were distributed. Councilmember Lambert then stated should the Council approve these items, the committee would have its required odd-numbered membership; however, accepting the third resignation would result in the committee consisting of an even-numbered membership, which is not allowed. Councilmember Lambert then stated he would like to table these items until the February 23 Council meeting, making them action items for the Council. Seconded by Councilmember Konrad. Motion passed 6-0.

2. **Discussion and possible action regarding the proposed memorandum engagement letter with Stifel, Nicolaus & Company, Inc.**

City Manager William Stephens stated during a worksession the Council held on January 31, Mr. Mark Reader of Stifel, Nicolaus & Company gave a presentation regarding the possibility of forming a Community Facilities District (CFD) regarding the proposed development of Vingeto, formerly known as Whetstone Ranch. Mr. Stephens then stated for compliance issues, Mr. Reader needed an engagement letter, which was vetted by legal counsel and needed to be ratified by Council, adding his signature met the compliance issue, but the engagement letter needed Council approval.

Councilmember Cook stated the engagement letter indicates that Mr. Reader is not a municipal financial advisor and would have no fiduciary responsibility or duty to the issuer, which is the City and unless the City has an RFP out for an underwriter, Mr. Reader will be the underwriter. Councilmember Cook then asked about the roles of a financial advisor and what Mr. Reader's function would be with Finance Director Megan Moreno stating there are two separate roles that come into play; a municipal financial advisor and an underwriter. Ms. Moreno then stated in this case, Stifel would be acting as the City's underwriter, adding in the past, the roles of a financial advisor and an underwriter could be the same person, but new law in place doesn't allow that anymore. Ms. Moreno then stated as the City's underwriter, Mr. Reader would help structure transactions and when the City is at the point of forming a CFD and having bonds ready to be issued, his responsibility would be to help structure those transactions and sell the bonds. Ms. Moreno then stated the financial advisor, if the City chooses to procure one, is optional and would be another party from a separate firm, adding there have been some discussions about putting out an RFP for a financial advisor, which would be a completely separate discussion and would come back to Council for consideration.

Councilmember Cook stated he had the impression from the worksession and the letter that Mr. Reader would be representing the developer, but he believed that was not the case with Ms. Moreno confirming Mr. Reader would be representing the City and the District, but not the developer. Councilmember Cook asked how Mr. Reader would be paid with Ms. Moreno stating Mr. Reader would receive no compensation until bonds are sold, adding it could be a year or two down the road and noted the fee would be structured into the bond transaction. Councilmember Cook then stated special assessment bonds are paid for by the CFD, but he understood general obligation bonds are paid for by every taxpayer in Benson with Ms. Moreno stating that was not the case, adding all the bonds would be paid for by the District. Councilmember Cook then pointed out the word "underwriter" in the engagement letter from Stifel, Nicolaus & Company was spelled incorrectly and asked if the Council should correct it with City Attorney Paul Loucks stating the Council could.

Councilmember Lambert moved to approve the proposed memorandum engagement letter with Stifel, Nicolaus & Company, Inc. with correction of the typo Councilmember Cook referred to. Seconded by Councilmember Boyle. Motion passed 6-0.

3. **Discussion and possible action on Resolution 6-2015 of the Mayor and Council of the City of Benson, Arizona, approving a Special Event Liquor License for Helping Hands @ Cochise Terrace for March 14, 2015 at Cochise Terrace, 1030 S. Barrel Cactus Ridge, Benson, Arizona**

City Clerk Vicki Vivian stated Helping Hands @ Cochise Terrace has applied for a Special Event Liquor License which “allows a charitable, civic, fraternal, political or religious organization to sell and serve spirituous liquor for consumption only on the premises where the spirituous liquor is sold, and only for the period authorized on the license.” Ms. Vivian then stated per A.R.S. §4-203.02, the application is sent to the Arizona Department of Liquor Licenses & Control, where the director may “subject to the approval of...the governing body of a city or town...” issue the license on a temporary basis. Ms. Vivian then stated it is further stipulated that “qualifying organizations will be granted a special event license for no more than ten (10) days in a calendar year. A special event may be held for more than one (1) day, but it must be held on consecutive days and at the same location, or additional licenses will be required.” Ms. Vivian then stated if the resolution is approved, this will be the first special event held in 2015 by this organization, adding Helping Hands @ Cochise Terrace is requesting the permit for a fundraiser to be held at Cochise Terrace on Saturday, March 14, 2015 from 6:00 p.m. to 10:00 p.m. Ms. Vivian then stated Pat Bale from Helping Hands @ Cochise Terrace is present should Council have any questions.

Ms. Bale addressed Council stating the money they raise will be for senior meals, adding they usually have a big auction, but their president, who recently president passed away, had always wanted to hold a casino night so that is what they are doing this year. Councilmember Konrad asked if there was any assurance no minors would be attending with Ms. Bale stating the participants will be senior citizens, adding they will have someone at the door to make sure no minors attend. Ms. Bale then stated the company putting the casino night on will also be monitoring the attendance and even have a strict rule to close the event down at 10 p.m.

Mayor King stated this organization has held events in the past and Councilmember Wangsness stated he has lived at Cochise Terrace since 2002, adding he could attest to 2 things; this is a good cause and the people there like their wine and whiskey so it’s fair to say they will make money on this.

Councilmember Lambert moved to approve Resolution 6-2015. Seconded by Councilmember Wangsness. Motion passed 5-1 with Boyle voting nay.

4. **Discussion and possible action on Resolution 7-2015 of the Mayor and Council of the City of Benson, Arizona, to dissolve the City of Benson Fourth of July Committee and, in accordance, all Resolutions related thereto (10-92, 07-2002, 31-2006, 51-2009)**

Recreation Coordinator Laura Parkin stated prior to making the recommendation to dissolve the committee, she checked with other cities to see if they have an official committee to host their 4th of July celebration as well as other events and of the 6 cities contacted, the City of Benson is the only one that has a committee. Ms. Parkin then stated when an event is being hosted, everything is at the mercy of the timeline and having agendas, minutes and other things can be a hinder. Ms. Parkin then stated she would still rely heavily on volunteers to host the event, adding she couldn’t even do the event without them, but they want to volunteer for the event and don’t want to come to meetings. Ms. Parkin then stated she wanted to clarify the issue of the raffle prizes, stating the July 30 committee meeting minutes show the committee suggested that Mr. Buchanan contact the businesses of the unused raffle donations and ask them if they would like to take them back or if they would like to donate them to the tree lighting ceremony to help with the Food Drive.

Councilmember Boyle stated he agrees that open meeting laws can make it difficult to move forward quickly, adding he could see how dissolving the committee would expedite things, but asked if there was a way to satisfy those who want to know what is happening by keeping notes or minutes. Ms. Parkin stated emails and documents in general are all a matter of public record anyway, adding email is an efficient way to communicate and those emails would be available. Councilmember Boyle then stated he was at the 4th

of July celebration 2 years ago with his whole family, when the laser show was cancelled because the wind was so strong, it was about to blow the backdrop panels down, adding there were quite of few of them who saw it that night.

Councilmember Konrad stated he personally knows a former committee member who is no longer on the committee because of the committee restrictions, adding the volunteers should be able to freely communicate. Councilmember Konrad then stated the committee doesn't have the luxury of time and advance notices of meetings and agendas can interfere with the process, adding the people who served on the committee enjoyed doing it, but felt very restricted and ineffective.

Councilmember Lambert stated it's a lot easier to have volunteers, who will come in and do the work, adding that is all they want to do, but if the Council appoints committee members, they have to have a quorum to decide anything, adding he thinks volunteers will be more efficient and better in the long run.

Councilmember Cook agreed, stating he thinks it's better to have 1 person in charge with volunteers instead of having a committee. Councilmember Cook then asked City Clerk Vicki Vivian how many people have come and asked for the minutes from the committee. Ms. Vivian stated the minutes are available online, adding although boards and commissions are a little different and can post minutes within 10 days of the meeting, the City's committees are to follow the same rules the Council does and adhere to a stricter policy, with action minutes being posted within 24 hours of the meeting and approved minutes being posted within 72 hours of approval. Ms. Vivian then stated sometimes, Staff doesn't receive the action minutes right away and she has had Mr. Buchanan question why those aren't available, adding at that point, she contacts the committee secretary to get them, noting Mr. Buchanan is the only one who has asked for any minutes from the 4th of July committee.

Mayor King stated he has watched Ms. Parkin at City events, parades and celebrations, adding she is very busy and they take a lot of time. Mayor King then stated he thinks having volunteers would be the best thing to help lighten her load, adding she should be able to communicate what she needs to, when she needs to and he feels dissolving the committee is the right thing to do.

Councilmember Lambert moved to approve Resolution 7-2015. Second by Councilmember Konrad. Motion passed 6-0.

5. **Discussion and possible direction to Staff regarding the recommendation of the Benson Airport Advisory Committee to dissolve the committee and replace such with some alternative like appointment - an appointed liaison from the airport community**

Public Works Director/Airport Manager Brad Hamilton stated an advisory committee is required when the City updates the airport master plan. Mr. Hamilton then stated the City works with the airport consultant and the master plan, which is funded by the FAA, adding all airport projects come out of the master plan. Mr. Hamilton then stated right now, the City is just trying to get projects done that are in the current master plan. Mr. Hamilton then stated members of the Benson Airport Advisory Committee (BAAC) were present should the Council have any questions.

City Manager William Stephens stated in the past a committee was specifically appointed for the master plan, adding once it was completed, the committee was dissolved, but the Council created a new airport advisory committee. Mr. Stephens then stated having an airport liaison would give anyone in the community the opportunity to approach the liaison, who can then meet with the Mr. Hamilton on any airport issue, and if needed, the issue can be formulated and brought to Council.

Councilmember Cook stated he would like to hear from the committee chairperson. Barbara Nunn, chairperson of the BAAC, stated she was coming to the Council with an agreed upon majority recommendation to dissolve the BAAC, adding the committee believes it's in the best interest to dissolve the committee and establish an airport liaison to work with the Airport Manager. Ms. Nunn then stated as such, the committee would be relieved of the necessary meeting protocol that takes up time and the current

committee members and those airport users who aren't on the committee can still bring concerns and ideas to airport liaison or directly to the Airport Manager, which would streamline the process for airport development and projects. Ms. Nunn then stated committee members believe the dissolution of the committee will allow for a better, streamlined process through a liaison and will result in a less restrictive environment in which ideas can move forward more efficiently and effectively, therefore, they recommend dissolution of the BAAC and the establishment of an airport liaison to report to the Airport Manager. Ms. Nunn then thanked the Council.

Councilmember Boyle stated he thought the Council originally thought the committee would be a good idea in case there was something they wanted to do at the airport, such as host events. Councilmember Boyle then stated he understood the time constraints and asked if it were possible for the committee to just meet on an as-needed basis instead of monthly with Ms. Nunn stating the same people who are on the committee are at the airport every weekend. Ms. Nunn then stated many of the people have said they would be happy to volunteer but they don't want to be on a committee. Ms. Nunn then stated they all want a liaison and the person they would like to serve in that position has a great relationship with the City and knows the rules and things that can be done. Ms. Nunn then stated she had never served as a chairman of a City committee before, and while she was honored to do so, she saw what it did to the people serving on the committee. Ms. Nunn stated if a quorum of the committee is present, they can't even talk about airport matters, adding even attending an event, such as the pancake breakfasts were difficult. Ms. Nunn then stated the airport volunteers still want to accomplish things and can make them happen, such as breakfast events and fly-ins, adding they bring in 30-40 planes once a month with pilots who want to come to Benson, but they don't want to be on a committee.

Councilmember Konrad stated he wasn't familiar with the airport master plan and asked how the airport committee related to it with Mr. Hamilton stating an airport technical advisory committee had been formed to create a master plan, adding the committee was later disbanded. Mr. Hamilton then stated he believes the master plan is scheduled for an update in 2018 or 2019, adding the process is all laid out by federal law and will mandate a committee be formed of stakeholders and other required people. Mr. Hamilton then stated once the plan is updated, which will include an updated airport layout and desired projects for the airport, the Council and the FAA would need to approve it.

Councilmember Lambert asked Ms. Nunn how many members were on the current committee with Ms. Nunn stating there were 9 members, adding Mr. Sacco was appointed to the committee when it was created, but he has never attended a meeting. Councilmember Lambert then asked what the vote was on the recommendation with Ms. Nunn stating the vote was 8-1 in favor of dissolving the committee.

Councilmember Wangsness stated he didn't see any reason volunteers needed to be tied up with government-imposed open meeting laws, adding there are still things they can do as volunteers that will benefit the airport. Ms. Nunn agreed, stating there are a lot of volunteers with a lot of sensibility and brains who want to continue to help the airport. Councilmember Wangsness then stated they don't really need the committee to do those things, adding they have more flexibility on their own and can then bring items to the City as needed with Ms. Nunn agreeing.

Mayor King then stated it looks like the committee wants to dissolve, but that a group of people want to continue to work to better the airport and make things happen there, which is a great thing, adding it will benefit the community and the citizens of Benson.

Councilmember Cook asked if the volunteers could still accomplish what they wanted to by using an airport liaison with Ms. Nunn stating the committee members felt they could accomplish more since they wouldn't be restricted. Ms. Nunn then stated the person they would like to be the liaison is extremely knowledgeable and will work well with the Airport Manager. Councilmember Cook stated he could see this coming, adding one of his primary objections to forming the committee was the open meeting law and the inability for volunteers to meet together or even go to breakfast together, as Ms. Nunn mentioned. Councilmember Cook then stated in addition to that, the minutes the committees generate is an additional burden on the City Clerk, adding the past Council didn't care how much of a burden they put on any City

department or any City employee. Councilmember Cook then stated this committee being formed, along with other committees being formed, was nothing more than window dressing and to create the appearance of progress, when in reality, it was really everyone just running in place.

Councilmember Lambert stated should 5 members of the committee attend any event, such as a pancake breakfast, a quorum would be present and they would be violating the open meeting law unless there was a quorum notice, adding the law basically handcuffs the volunteers. Councilmember Lambert then stated dissolving the committee would be in the best interest of Benson and the committee. Councilmember Boyle stated the same was true, even if the committee members met at the Ace Hardware store by accident, adding he fully appreciates what Ms. Nunn is saying.

Councilmember Konrad then moved to direct Staff to prepare the necessary documentation to dissolve the committee and put it on the next agenda for Council action. Councilmember Cook asked if the committee could be dissolved at this meeting with City Clerk Vicki Vivian stating an ordinance to amend the City Code would be required for Council's consideration. The motion was seconded by Councilmember Boyle. Motion passed 6-0.

DEPARTMENT REPORTS: None

ADJOURNMENT:

Councilmember Boyle moved to adjourn at 7:59 p.m. Seconded by Councilmember Konrad. Motion passed 6-0.

ATTEST:

Toney D. King, Sr., Mayor

Vicki L. Vivian, CMC, City Clerk