CITY OF BENSON
CITY COUNCIL
JULY 22, 2013 – 7:00 P.M.
REGULAR MEETING

A REGULAR MEETING OF THE MAYOR AND CITY COUNCIL OF BENSON, ARIZONA
WILL BE HELD ON JULY 22, 2013 AT 7:00 P.M.,
AT BENSON CITY HALL,
120 W. 6TH STREET, BENSON, ARIZONA

_____
Danna M. Judd, CMC, Deputy Clerk

ACTION MINUTES
AMENDED

A G E N D A

The Council may discuss, consider and take possible action pertaining to the following:

CALL TO ORDER: The Call to Order will consist of the Mayor calling the Council to order. The Mayor or his designee shall then lead those present in the pledge of allegiance before introducing the invocation speaker, who will offer the invocation.

ROLL CALL: The City Clerk shall call the roll of the members, and the names of those present shall be entered in the minutes.

EMPLOYEE RECOGNITION: The Mayor shall use this time to present employment awards to those City employees or to present recognition awards for specific acts regarding public service, if any.

PROCLAMATION: None

PUBLIC HEARING: None

CALL TO THE PUBLIC: Communications and comments from the citizens regarding the City of Benson or other matters properly addressed to the City Council shall be heard by the Council. Such remarks shall be addressed to the Council as a whole and shall be limited to five (5) minutes unless additional time is granted by the Council. **

CITY MANAGER REPORT: The City Manager will update and inform the public of specific items of interest regarding City matters.

NEW BUSINESS:

1. Consent Agenda: ***
   - 1a. Minutes of the July 1, 2013 Special Meeting * APPROVED
   - 1b. Appointment of Bob Baden to the Planning & Zoning Commission * APPROVED
   - 1c. Appointment of Debra Braatz to the Planning & Zoning Commission * APPROVED
   - 1d. Appointment of Alwine Frega to the Benson Historic Preservation Commission * APPROVED
   - 1e. Appointment of Peter Wangsness to the Benson Historic Preservation Commission * APPROVED
   - 1f. Appointment of Ron Brooks to the City of Benson Economic Development Subcommittee * FAILED
   - 1g. Removal of Lori McGoffin from the City of Benson Economic Development Subcommittee * DIED FOR LACK OF A SECOND
   - 1h. Removal of David Lambert from the City Manager Recommendation Committee DIED FOR LACK OF MOTION

1i. Removal of Lori McGoffin from the City Manager Recommendation Committee DIED FOR LACK OF MOTION
1j. Removal of Nick Maldonado from the City Manager Recommendation Committee DIED FOR LACK OF MOTION
1k. Rename the City Manager Recommendation Committee to the City Manager Selection Committee NO ACTION
1l. Invoices processed for the period from June 28, 2013 through July 12, 2013 * APPROVED

2. Appointments to the Benson Board of Adjustment to fill the two terms that expire July 31, 2013 (Possible appointments are renewals of Ron Brooks and Robert Barnaby and new applicants Jean Baden and Jane Scholer) – **Jim Cox, Interim City Manager** * TABLED

3. Discussion and possible authorization of funds from the Community Enrichment Fund and direction to Staff to promote a Tree Lighting Ceremony and Light Parade in conjunction with the San Pedro Valley Arts & Historical Society – **Jim Cox, Interim City Manager** * APPROVED IN THE AMOUNT OF $4,475

4. Fireworks display contract between Fireworks Productions of Arizona, Ltd. and the City of Benson – **Jim Cox, Interim City Manager** * APPROVED

5. Donation to the Benson Shop with a Cop Program – **Jim Cox, Interim City Manager** APPROVED IN THE AMOUNT OF $500

6. Discussion and possible action regarding the early termination of the City Attorney contract – **Jim Cox, Interim City Manager** CONTRACT WILL CONTINUE UNTIL SEPTEMBER 6TH

7. Discussion and possible action regarding the appointment of Christopher Wencker as the Interim City Attorney – **Jim Cox, Interim City Manager** * NO ACTION

8. Discussion and possible action to direct Staff regarding issuing a Request for Proposals (RFP) for Municipal Legal (City Attorney) Services – **Jim Cox, Interim City Manager** * DIRECTION TO MOVE FORWARD WITH RFP AFTER CHANGING LANGUAGE ON PAGE 3, 2B.

DEPARTMENT REPORTS: Written Department Reports will be provided to Councilmembers as part of the Council packet monthly.

ADJOURNMENT

POSTED this 19th day of July, 2013

Material related to the City Council meeting is available for public review the day before and the day of the meeting, during office hours, at the City Clerk's Office located at 120 W. 6th Street, Benson, Arizona, 520-586-2245 x 2011.

All facilities are handicapped accessible. If you have a special accessibility need, please contact Vicki L. Vivian, City Clerk, at (520) 586-2245 or TDD: (520) 586-3624, no later than eight (8) hours before the scheduled meeting time.

Any invocation that may be offered before the start of regular Council business shall be the voluntary offering of a private citizen, for the benefit of the Council and the citizens present. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council, and the Council does not endorse the religious beliefs or views of this, or any other speaker.

Executive Session – Upon a vote of the majority of the City Council, the Council may enter into Executive Session pursuant to Arizona Revised Statutes §38-431.03 (A)(3) (legal advice) to obtain legal advice on matters listed on the Agenda.

* Denotes an Exhibit in addition to the Council Communication

** Call to the Public

Arizona Revised Statutes §38-431.01(H) provides that "A public body may make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions to allow individuals to address the public body on any issue within the jurisdiction of the public body. At the conclusion of an open call to the public, individual members of the public body may respond to criticism made by those who have addressed the public body, may ask staff to review a matter or may ask that a matter be put on a future agenda. However, members of the public body shall not discuss or take legal action on matters raised during an open call to the public unless the matters are properly noticed for discussion and legal action." As such, Call to the Public agenda items are provided as a courtesy to allow citizens an opportunity to voice any concerns or opinions they may have regarding the City of Benson or other matters properly addressed to the City

Council. However, in accordance with Arizona law, citizens need to understand that the City Council is not permitted to enter into a direct discussion with the citizens speaking on any issues of concern during the Call to the Public and no legal action can be taken, unless the matter is properly noticed on the agenda.

In order to speak during the Call to the Public, please complete the Call to the Public form requesting to do so.

*** Consent Agenda

The Consent Agenda will be the first item under New Business and shall list separately distinct items requiring action by the City Council that are generally routine items not requiring Council discussion. A single motion will approve all items on the Consent Agenda, including any resolutions or ordinances, or claims/invoices that are of a routine nature. A Councilmember may remove any issue from the Consent Agenda, and that issue will be discussed and voted upon separately, immediately following the Consent Agenda under its proper regular category of New Business.