



**CITY OF TOMBSTONE
P.O. BOX 339 TOMBSTONE, AZ 85638
(520) 457-2202**

**REGULAR COUNCIL MEETING
TUESDAY, JUNE 14, 2011
7:00 P.M.
SCHIEFFELIN HALL
(CORNER OF FREMONT AND FOURTH STREET)**

Pursuant to A.R.S. 38-431.02, notice is hereby given to the Mayor and Common Council and the general public that a **Regular Council Meeting** will be held on **Tuesday, June 14, 2011**.

The **Regular Council Meeting** is open to the public and will be held at Schieffelin Hall on the corner of Fremont and Fourth Street at **7:00 P. M.**

The Council may vote to hold an Executive Session for the purpose of obtaining legal advice from the Council's attorney on any matter listed on the agenda pursuant to A.R.S. 38-431.03(A)(3).

AGENDA

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. ROLL CALL

IV. APPROVAL OF MINUTES

- Regular Council Meeting 5/10/2011
- Special Council Meeting 5/17/2011

V. PUBLIC COMMENTS

A.R.S. 38-431.01 authorizes (but does not mandate) the City Council to make an open call to the public during a public meeting, subject to reasonable time, place and manner restrictions, and to allow individuals to address the public body on any issue within the jurisdiction of the public body. The time will be limited to three (3) minutes per speaker. Those wishing to address the public body shall limit his or her remarks to issues within the jurisdiction of the public body. However, this forum shall not be used for making personal attacks or discussing personal issues directed to any individual member of the City Council or any other City employee.

VI. PRESENTATION: Audit report on Chamber of Commerce – Heinfield, Meech & Co.

VII. PRESENTATION: Chamber of Commerce – Video presentation and update on Chamber of Commerce progress.

VIII. OLD BUSINESS

- A. **DISCUSSION AND/OR ACTION: Resolution # 03-2011:** A Resolution of the Mayor and Council of the City of Tombstone Arizona, Designating the election date and purpose of election, designating the deadline for voter registration for voter approval of franchise agreements with APS and Southwest Gas Corporations.

VIX. NEW BUSINESS

- A. **DISCUSSION AND/OR ACTION:** Approval of Accounts Payable in the amount of \$109,372.04 (May 4, 2011 through May 31, 2011).
- B. **DISCUSSION AND/OR ACTION: ORDINANCE # 2011-01**
An Ordinance granting Southwest Gas Corporation the franchise to provide natural gas within the city limits of the city of Tombstone for a period of twenty five (25) years and incorporating this contract by reference into the City Code.
- C. **DISCUSSION AND/OR ACTION: ORDINANCE # 2011-02**
An Ordinance granting Arizona Public Service Company the franchise to provide electricity within the city limits of the city of Tombstone for a period of twenty five (25) years and incorporating this contract by reference into the City Code.
- D. **DISCUSSION AND/OR ACTION: ORDINANCE # 2011-03** – An Ordinance of the City of Tombstone, Arizona relating to the privilege license tax amending the City Tax Code by imposing a tax on transient lodging; providing penalties for the violation thereof; providing for severability and designating an effective date; increasing the transient lodging tax and designating same as general fund revenue.
- E. **DISCUSSION AND/OR ACTION: RESOLUTION # 06-2011** – A Resolution of the Mayor and Common Council of the City of Tombstone, Cochise County, Arizona, amending water rates over a five year period.
- F. **DISCUSSION AND/OR ACTION: PROFESSIONAL SERVICES CONTRACT** between the City of Tombstone and the Tombstone Chamber of Commerce for the operation of the Boothill Gift Shop from July 1, 2011 through June 30, 2013.
- G. **DISCUSSION AND/OR ACTION: FACILITY LEASE** between the City of Tombstone and the Tombstone Chamber of Commerce for the lease of the premises known as the Community Room, the adjacent small office and access to the vault room and the restroom at 105 South 4th Street for a period of two years from the date of execution.
- H. **DISCUSSION AND/OR ACTION: PROFESSIONAL SERVICES CONTRACT** between the City of Tombstone and the Tombstone Chamber

of Commerce to provide professional services to advertise the City of Tombstone to be funded by a portion of transient lodging tax proceeds for a period beginning July 1, 2011 and ending June 30, 2013.

- I. DISCUSSION AND/OR ACTION:** MEMORANDUM OF UNDERSTANDING between the City of Tombstone and The Arizona Public Service Company regarding interim use of rights of way from October 31, 2011 through approval of a new franchise agreement and approval for the Mayor to sign on behalf of the City.
- J. DISCUSSION AND/OR ACTION:** Appointment to the Cochise County Tourism Council
- K. DISCUSSION AND/OR ACTION:** Appointment of William Pakinkis to the Cochise County Film Council
- L. DISCUSSION AND/OR ACTION:** Request by the Apache Spirit Ranch for approval to place a 7.5 ft. by 16 ft. billboard on private property at the corner of Sumner and Fremont Streets, and approval of application to AZ Department of Transportation for an Outdoor Advertising Permit Application.
- M. DISCUSSION AND/OR ACTION:** Renewal of Basic Services Contract between the City of Tombstone and the South Eastern Arizona Governments Association (SEAGO) for the period July 1, 2011 through June 30, 2012 at an annual cost of \$427.00
- N. DISCUSSION AND/OR ACTION:** Request by the Salt River Regulators to perform impromptu gunfight skits on Allen Street between 5th and 6th Streets, Monday through Saturday at 11:00 AM, 1:15 PM, 3:00 PM and 5:30 PM. Skits will include the firing of blank ammunition.
- O. DISCUSSION AND/OR ACTION:** Appointment of Kenn Barrett as Chairman of the Historic Districts Commission.
- P. DISCUSSION AND/OR ACTION:** Appointment of Karl Elledge as special counsel in the Talvy dismissal matter.
- Q. DISCUSSION AND/OR ACTION:** Request by the Knights of Columbus for use of Medigovich Field and the concession stand for the annual Tombstone Family Fun 4th of July event to be held on July 1st, 2nd, 3rd and 4th, 2011.
- R. DISCUSSION AND/OR ACTION:** Request by the Tombstone Vigilantes, Inc. for the use of East Allen Street, for the Annual 2011 Vigilante Days Celebration the weekend of August 12th, 13th, and 14th, 2011, between 4th and South 5th Street from 5:00 a.m. to 5:00 p.m. for entertainment to include singing and dancing, merchandising booth, and hanging scaffold. Requesting the use of Allen Street between South 3rd Street and South 4th Street for the Chili Cook Off, and possible dunk tank . The use of the City Park and City Gazebo, from 4:30 a.m. and the use of East Allen Street from

South 10th Street to South Sumner Street, on Sunday, August 14, 2011 starting at 6:30 a.m. for the Annual 10K Run . Re enactors will provide gunfight skits, using guns with blank .45 Caliber ammunition.

- S. DISCUSSION AND/OR ACTION:** Request by Hollis Cook, Manager, Tombstone Courthouse State Historic Park, estimate from A.A. GRAY for reconstruction of Tombstone Courthouse Gallows.

VX. MOTION TO ADJOURN

Jack Henderson, Mayor

Posted: 6/13/2011

Persons with disabilities may request a reasonable accommodation by contacting City Hall at (520) 457-2202. Requests should be made as early as possible to allow time to arrange the accommodation.