

STATE OF THE CITY ADDRESS

Mayor Escapule; “Good evening ladies and gentlemen! This is somewhat out of the norm. Usually the State of the City is done during the council meeting but tonight we opted to do it prior to the Council meeting and that is actually at the point were at now.”

I would like to start the State of the City by turning the floor over to Mr. Villa our City Financial Director and let him give us a status of the City’s financial status as it stands today. Mr. Villa”

City Financial Director Villa; “Good evening Mr. Mayor, members of the Council, members of the public. We do this every year, It is a summary report; there is detail available upon request. What we do tonight is we separate a brief report, we have opening remarks, we then talk a little bit about revenues and expenditures, cash and other notes.”

“If part of this is the information we will speak about tonight is current as of January 31, 2017. As I mentioned it is a summary of current unaudited data; accounting data that is available to us. It is subject to change throughout the fiscal year. Accounting makes a variety of adjustments but as we see the information tonight it is current and again it is available as we see it now. “

“January represents the sixth month of the fiscal year of the June-July fiscal year. Fifty nine percent of the fiscal year has elapsed. The reason that percentage is important is because we use that as a guide to measure the performance of revenues and the performance of expenditures. In other words we want to see revenues higher that fifty nine percent of what we expect to see at this time of the year and we would like to see expenditures below that but I caution that using that number alone is not really a true measurement of the financial position of the City. Comparing figures from prior year and this year is also used as an illustration to see what the performance is of current revenue streams and the current expenditures streams but it is also not true way of comparing or establishing the financial position of the City but we will use that information tonight as we move forward.”

“The next section I have is the revenues and expenditures. Again as at the end of January 31, net revenues exceed expenditures by one hundred and twenty one thousand. These are all revenues in all sources; local, state shared revenue, grants, anything that has been received by the City at this point is above the expenditure line. That is where we want to be! Compared to the prior year at this same time, last year was thirty three thousand compared to a hundred and twenty one thousand this year. This represents the fourth consecutive year of reporting a positive position. A positive financial position. The total year to date revenues as of the end of January are one million six hundred and forty two thousand dollars. Ninety one thousand dollars over the prior year.”

“Item number three; the water infrastructure project is on track and is expected to be completed at the end of the fiscal year. Fiscal year eighteen. As you may all recall this was a one million dollar bond financed through property taxes. This is the only funding source within our revenue sources that is funded through taxation. The rest of the grants, the rest of the loan proceeds are funded through operational budget. In the fiscal year; beginning of this fiscal year the City received a grant for five hundred thousand

dollars the leverage against the capital project that I just mentioned. The benefit of this grant is that there is no repayment and it actually increases the investment of one million dollars that was borrowed and paid through taxation to one and a half million. In other words; one and a half million is what we received in an investment of a million dollars.”

“Item number five; the other capital improvements such as the old City Hall, buildings and upgrades around the City, street repairs continue with funding sources as we know them without additional taxation. All these opportunities has been funded through either grants or operational budgets. The only other loan that the city has been using for equipment and other necessary items was a loan that was approve several years ago, a couple of years ago for seven hundred thousand dollars as an equipment lease. Now this line has funded several police vehicles, in fact the whole police units has been upgraded, Fire Department equipment and vehicles in the Public Works Department and smaller items around the administration. This line item has required no additional taxation. I want to mention that because it is important to understand that most cities have to rely either on investments, money that is cashed and available or loan (Inaudible) and most cities apply these toward taxation. The expenses for old equipment were at such that the majority of the monthly payment can be paid by the savings and cost reduction from maintenance, fuel cost, rental equipment and a number of other items.”

“State shared revenue, sales tax, property tax, user fees continue to perform as projected. A noteworthy item is that the City did not increase user fees this year and there is no plan to increase them at the beginning of the fiscal year. With exception of a few line items all city departments are within budget. There are few line items that are usually high this time of the year and attempt to adjust at the end of the fiscal year. Cash and I do want to make a note that I failed to make last year; when I mention cash it is cash available to the city but it is not available to spend it is not identified as an appropriation or a line item in a budget. The City currently; the overall cash available total to the city is two point two million dollars. One point one million is in investments. This is an increase of three hundred thousand over last year.”

“The last item I have is the City staff has completed the first and second phase of the annual audit. We have not received a draft yet. There was no significant material, weaknesses or findings as it relates to the financial statement. There were items that were procedural that were normal and they will be reported once those are released. That is due to the Auditor General’s Office as it is every year and that is due by February 28.”

Finance Director Villa; “This is my report!”

Mayor Escapule; “Thank you Ruben!”

“We’ve accomplished a lot this past year and it is so numerous that I am going to highlight for you folks this evening.

- Public Works has issued and completed close to 100 work orders.
- Building Official issued permits for new construction totaling one million four hundred thousand dollars.
- The Marshal’s Department is fully staffed and has up to date modern equipment.

- The Fire Department, in my opinion is the best volunteer department in the state.

For the first time in years Tombstone's infrastructure is improving. We have been able to purchase the necessary equipment to rebuild and resurface roads throughout town. We accomplished this by using new and used equipment that was purchased with funds from a seven hundred-thousand-dollar loan from Chase Bank with an interest rate of 1.60%. The loan is to be paid back over a seven-year period and does not increase property taxes or sales taxes.

Some folks are confusing the low interest loan with the street bond issue that failed some years back. The failed 2-million-dollar bond issue could ONLY be used on the streets and was to be paid back by increasing the property taxes. This means we wouldn't be able to purchase vehicles and equipment and we would be paying a contractor to do the street repairs and replacements at three times the cost.

We purchased a Ditch Witch vacuum trailer that is used to expose the old water lines without the use of a backhoe. In the past when if we would have a leak in a 100-year-old water line we almost always ended doing more damage to the old line just by bumping the line with the backhoe, this unit eliminates this, saving the city thousands in unnecessary repairs.

We have chip sealed the middle parking lot on 6th Street and striped the parking spaces creating organized parking. We entered into an Intergovernmental Agreement with the school for the use of the parking lot near the tennis court, it was also striped for parking spaces. The handicap parking at 6th and Allen Street has been leveled and striped ADA Compliant.

We tested a number of different materials and came up with the one that was applied to Allen Street. It creates very little mud when it rains and little or no air born particles. We will probably apply another application sometime this summer.

The city and county have entered into an intergovernmental agreement regarding the maintenance of Charleston Road and Monument Road. The county agreed to make all necessary repairs on Charleston Road from the city limits to Allen Street which was in dire need of repair and has been chip sealed and striped. In return the city agreed to maintain Schieffelin Monument Road and we are in the process of placing AB in the rocky areas to smooth the road. Tombstone Development Co. has donated enough AB to accomplish this task.

TDC has also donated approximately four acres adjacent to the existing lower parking lot at 6th and Skyline for parking and a Public Works storage area.

We have been working on funding a water improvement project for over two years and we will be accepting bids next week. This \$750,000.00 project is being funded from two sources, first, we were awarded a five hundred-thousand-dollar grant from **Border Environment Cooperation Commission (BECC)** and the balance of two hundred fifty thousand will be paid from the water bond.

We have installed sixty new fire hydrants throughout town. We have completed the engineering for a new six inch main that will run down Safford St, from Sumner St to 11th St. this is a shovel ready project with an ADEQ permit already issued. While ADOT had

Fremont St. asphalt removed we installed two lateral connections so when we have the funding to do this project the tying into the six inch main at 6th St. and 3rd St won't be a problem.

We recently replaced the pump in Well No. 1 which will be used to blend with the springs and Well No. 2 to make our water levels within EPA and ADEQ standards.

Tonight, with the approval of the Council we will enter an intergovernmental agreement with the City of Bisbee for the use of their Grade 3 wastewater operator. We have repaired some of the major components in the wastewater treatment plant and it is running efficiently. We have recently replaced both forty plus year old pumps at lift stations No.1 and No.2.

Several of the public building were in need of repairs, we replaced the roof on the Old City Hall which had been leaking for years, the roof on the Old Bank Building, the roof on Boot Hill Gift Shop and the roof on the public restrooms by public works.

The refurbishing of the old City Hall which is to become the Marshal's Office is ongoing, we are looking at using this year's CDBG monies to help complete the renovation of the building.

The Public Works building had been neglected for over ten years and needed interior repairs, the floor has been retiled and the offices have been painted creating a nice clean working environment.

The boardwalk in front of the Senior Center has been replaced with a concrete walkway with a wood grain stamp like the front of Schieffelin Hall, also constructed a walkway with stairs and handrail leading on the East side of the building to the south end.

As soon as the weather starts warming up we will be starting the road repairs throughout town. I want everyone to know that we will try and work on as many streets as possible during the summer months. If you feel we may have missed one please don't hesitate to call Public Works and give them the address.

The City has recently set up a small building at Boothill Graveyard. There will be an attendant in the building that will be there to greet, give out tourist information, and collect donations.

The Pavilion at the Tombstone City Cemetery is nearly completed and thanks to the generosity of the citizens of Tombstone the City has received eight thousand nine hundred dollars in donations for this project and we hope to have it completed by early summer.

As of late fall the businesses in Tombstone have installed the backflow devices on the water meters and are now in compliance with an Arizona Department of Environmental Quality (ADEQ) requirement.

In early spring the City will hold an auction. The monies collected from the auction will be used toward the JP Morgan Chase North American loan balance."

**REGULAR COUNCIL MEETING
TUESDAY, FEBRUARY 14, 2017
7:00 P.M.
SCHIEFFELIN HALL
(CORNER OF FREMONT AND FOURTH STREET)**

- I. CALL TO ORDER** Mayor Dustin Escapule called the Regular Council Meeting to order on Tuesday, February 14, 2017.
- II. PLEDGE OF ALLEGIANCE** Mayor Dustin Escapule led the Common Council and the general public in a recitation Of the Pledge of Allegiance.
- III. ROLL CALL**
- | | |
|---------------------------------|---------|
| Councilmember Anna Salcido | Present |
| Councilmember Bill Barlow | Present |
| Councilmember Brian Davis | Absent |
| Councilmember James Newbauer | Present |
| Mayor Dustin Escapule | Present |
| P. Randall Bays – City Attorney | Absent |

IV. CALL TO PUBLIC

Steve Lant – Executive Officer, Tombstone Company Arizona Rangers; I would like to present a brief summary of our annual report. The Tombstone Company received its charter on January 23rd, 2016 after a five month probationary period. The Tombstone Ranger Company provides law enforcement support and assistance to the Tombstone Marshal’s Office and is prepared to support requests from Federal, state, or local law enforcement agencies throughout the State of Arizona. Tombstone Company works with and supports Tombstone City, Community and Civic organizations with security services when requested. The Arizona Rangers provide support for Tombstone Schools. Additionally, the Tombstone Company participates in activities which keep alive the history and traditions of the old west. During 2016 the Tombstone Company, comprised of 20 plus rangers, supported our community with more than 12,500 volunteer hours at no direct cost to the community. Significant activities included: 231 historic district foot patrols, 67 Marshal’s Office ride along, 30 high school event security details, 22 emergency callouts by the Marshal’s Office or Fire Department, 8 parades with traffic control, 30 mounted unit duties in the historic district, 26 security details at community events. In addition, the J.R. Hilburn Ranger Museum was open on 70 occasions and recorded 1603 visitors from 40 states and 15 foreign countries. We appreciate the city making the space for the museum available to the rangers. The Tombstone Company has an extensive training program. Each candidate must complete more than 50 hours of training before becoming a Ranger. Each ranger must meet the same weapons qualifications requirements as law enforcement officers. On average during 2016 each ranger completed over 100 hours of training. For the honor and privilege of serving the City of Tombstone each ranger can expect to spend in excess of \$1500 on uniforms and necessary equipment as well as paying monthly dues of

\$25 to cover insurance and administrative costs. As always, the Rangers of Tombstone Company stand ready to serve when called upon and to uphold the ranger motto of 'Few but Proud Then and Now.'

Lisa Lavollo- Vice President of Cox Communications; I am here on behalf of our company to thank the Council for its professionalism and support in dealing with some of our licensing issues here in this community. With that I have two letters of appreciation that I would be happy to give to the Clerk that you can read at your leisure but I just want to say thank you for helping us."

Mike Caraffa – Mayor, Council and citizens, I need to address item D that's on the agenda which has to do with Cox Cable. Most people don't know but I spent thirty years in the cable communications industry. I owned a major contracting company that worked closely with cable companies designing, installation techniques as they rolled out high speed data, which is high speed internet and telephone. I installed the area and underground plant, and when you say about plant those are the main cables that are on the poles and on the ground that supply, that go to the pedestals they tie into the supply gear house. I was there when the industry went from analogue to digital signal that stretched capacities capabilities of existing infrastructure. According to this resolution that is up for approval this evening there is a paragraph that reads in part; "whereas Cox Communications has agreed to remove from the public street on or before July 1, at its cost so much of the above ground cable system as Cox Communication used to provide service to the city as is economically feasible to remove. The biggest thing I would like to address with that is once you remove that plant you will not get another cable company here to come in. It will be cost too much to put in the plant that they are pulling out because they can't supply cable to the town and if you pull it out it will be cost prohibited for anybody to put it back. There is a couple of things you could do with the plant. You could see if another cable company would come in and put a head in at this end. Cox Cable has their head in down at the other end. Down in Sierra Vista you could put a head in here. A local company could do it. What I am saying is just table it until you find out exactly what can be done. High speed data could be carried over those lines and we could offer high speed data to the (inaudible) but once you pull all those lines down and it also says what is economically feasible for Cox. Well what is economically feasible? They start taking it down and they decide it's not feasible enough for them. I know they worked hard on this deal but I'm just saying let's take a pause. I offer my services to the city to do some of the research to find out what we could use it for. I understand there are some issues for paying for the pole usage because the poles are probably owned by A.P.S. and you have to pay for each pole you use in the cable industry. All I am asking is that you table it so that we can look at all the options available rather than tearing the plant down. Thank you!"

V. APPROVAL OF MINUTES

MOTION by Councilmember Barlow, **SECOND** by Councilmember Newbauer, to approve the Regular Council Meeting, Tuesday, January 10, 2017.

DISCUSSION: None

VOTE: 5/0

MOTION: Carried

VI. PRESENTATION OF CERTIFICATE OF APPRECIATION

Mayor Escapule presents a Certification of Appreciation to the Wild West Detachment Marine Corps League.

VII. PROCLAMATIONS

Mayor Escapule reads to the Common Council and the General Public the "Tombstone Lions Club Proclamation"

Mayor Escapule reads to the Common Council and the General Public the "60th Anniversary of the Arizona Rangers Proclamation".

VIII. NEW BUSINESS

- A. DISCUSSION AND/OR ACTION:** Approval of Accounts Payable in the amount of \$ 169,029.93 (January 1, 2017 through January 31, 2017).

MOTION by Councilmember Barlow, **SECOND** by Councilmember Salcido, to approve Accounts Payable in the amount of \$ 169,029.93 (January 1, 2017 through January 31, 2017).

DISCUSSION: None

VOTE: 4/0

MOTION: Carried

- B. DISCUSSION AND/OR ACTION:** Approval of Ordinance No. 2017-01; Emergency Declared; Second Reading, An Ordinance of the Mayor and Common Council of the City of Tombstone, County of Cochise, Arizona amending Title 5, Chapter 4, to add Section 7 which restricts hunting or trapping within the city limits of the City of Tombstone

MOTION by Councilmember Newbauer, **SECOND** Councilmember Salcido, to approve Ordinance No. 2017-01; Emergency Declared; Second Reading, An Ordinance of the Mayor and Common Council of the City of Tombstone, County of Cochise, Arizona amending Title 5, Chapter 4, to add Section 7 which restricts hunting or trapping within the city limits of the City of Tombstone

DISCUSSION: None

VOTE: 4/0

MOTION: Carried

- C. DISCUSSION AND/OR ACTION:** Approval of Resolution No. 02-2017; a Resolution by the Mayor and Common Council of the City of Tombstone, Cochise County, Arizona, establishing numbers of volunteer reserve police officers, and establishing salary equivalent for volunteer police reserves officers for the City of Tombstone.

MOTION by Councilmember Barlow, **SECOND** Councilmember Newbauer, to approve Resolution No. 02-2017; a Resolution by the Mayor and Common Council of the City of Tombstone, Cochise County, Arizona, establishing numbers of volunteer reserve police officers, and establishing salary equivalent for volunteer police reserves officers for the City of Tombstone.

DISCUSSION: None

ROLL CALL VOTE:

Councilmember Salcido	Yes
Councilmember Barlow	Yes
Councilmember Davis	Absent
Councilmember Newbauer	Yes
Mayor Escapule	Yes

4 Yes Votes, 0 No Votes, 1 Absent

VOTE: 4/0/1

MOTION: Carried

- D. DISCUSSION AND/OR ACTION:** Approval of Resolution No. 03-2017; a Resolution of the Mayor and Common Council of the City of Tombstone, Cochise County, Arizona, under Title 8, Chapter 6 of the City Code terminating the cable television license agreement and license of Cox Communications Arizona, LLC, for the provision of cable television services in the city; and providing terms and conditions for the termination.

MOTION by Councilmember Newbauer, **SECOND** by Councilmember Salcido to approve Resolution No. 03-2017; a Resolution of the Mayor and Common Council of the City of Tombstone, Cochise County, Arizona, under Title 8, Chapter 6 of the City Code terminating the cable television license agreement and license of Cox Communications Arizona, LLC, for the provision of cable television services in the city; and providing terms and conditions for the termination.

DISCUSSION: Councilmember Barlow; "Mayor I have a question; Mr. Caraffa raised a point. I'm not into cable so I don't fully understand this but I know that the cables that we have if we take them out it would be quite a detriment to the..."

Mayor Escapule; "I think that's why we have a representative here from Cox to answer the questions. Would you mind coming up and taking the microphone for us?"

Councilmember Barlow; "Yes my question is if this; the cables, if they taken up or disconnected can at a later time if some cable company came in and wanted to provide service to the citizens of Tombstone can these cables be used?"

Cox Representative; "This gentleman that spoke earlier is correct. You could use our cable system if another cable company would like to use the system but I will tell you that the cable network here is very old for the amount of cable that is buried in the ground is not in conduit so it is a very old cable system it is only two hundred mega hertz of power so it only has the capability of its current condition to offer limited video product. The capability of creating a network that would provide a broad band service for Tombstone it would take almost an eight to ninety percent rebuild of that system. It's not undoable. In the process of going through this exercise I've talked with SSVEC, Valley Telecom, Cable One and other cable subscribers to see if they had an interest in servicing Tombstone and I didn't make any progress with those companies. That's not to say that if the Council did not feel that it wanted to pursue that; that you couldn't but I made a really valid attempt to do that and was not successful. That is an accurate assessment of the ability to use an old cable system but to get it to provide broadband in telephone services would be very challenging and very expensive.

Mr. Caraffa; "But it would carry high speed data right?"

Cox Cable Representative; "Our network today cannot carry high speed data on it (inaudible).

Mr. Caraffa; "I understand that. It has the capability of carrying it. You have to change the amplifiers and the line extenders and you have to take the (inaudible).

Cox Cable Representative; "you would have to rebuild eight percent of the network to have broadband service here." It is a costly exercise for cable companies.

Mr. Caraffa; "Broadband is digital; high speed is digital is data. Data can be carried over those lines. (inaudible)

Mayor Escapule; "Let me interject this. I think that we have a time frame that we have another resolution that we are going to have to have before this is actually done right? This is the first resolution as I understand it."

Cox Cable Representative; "This would be a resolution to allow us to exit our license agreement and to renew our (inaudible).

Mayor Escapule; "If we allow this resolution to pass tonight then are you saying that we can't say Cox Communication ...actually I've been told that the cables are going to stay on the poles."

Cox Cable Representative; "We would take as much of our cable plant out as necessary to do what's appropriate for safety and the poles and all the partners that are involved in that. I would say Mr. Mayor that if the City of Tombstone would like to review you have a couple of options. One is the City could say we want the network and Cox would give it to you and then you can proceed with the different approach ..."

Mayor Escapule; "Well I see other problems with that because I think all of your cables are on APS or somebody else's poles so that means that the City of Tombstone would then immediately start having to negotiate some kind of deal with all these others and I don't know if it was really lucrative and you could be making money at it I think that Cox Communication would not be taking and pulling out of Tombstone."

Cox Cable Representative; "No we wouldn't and we only have thirty four customers here that buy our video product. It is not a product that customers seem to want here. Those customers that are interested in having video assets or video channels are using Dish or Direct TV or a satellite provider as far as broadband is concerned (inaudible) is serviced by Century Link."

Mayor Escapule; "I have done a little research and actually I've been talking to some of the guys at Valley Telecom, fiber optics going right through here, they have intentions of coming in here and doing something but in talking to them they didn't think that your cables would be something they could use."

Cox Cable Representative; "No and I talked to Steve (inaudible) that's the CEO of Valley Telecom regarding our discussion Mr. Mayor about our tower and our cable asset are not of interest to Valley Telecom,"

Mayor Escapule; "Thank you very much!"

Councilmember Barlow; "Thank you for answering our questions."

ROLL CALL VOTE:

Councilmember Salcido	Yes
Councilmember Barlow	Yes
Councilmember Davis	Absent
Councilmember Newbauer	Yes
Mayor Escapule	Yes

4 Yes Votes, 0 No Votes

VOTE: 4/0

MOTION: Carried

- E. DISCUSSION AND/OR ACTION:** Approval of a purchase of a backhoe hammer attachment for use in Public Works. Payment for purchase of

backhoe hammer attachment to be made from the \$700,000.00 JP Morgan/Chase Bank North American Loan Agreement.

MOTION by Councilmember Barlow, **SECOND** by Councilmember Salcido to approve a purchase of a backhoe hammer attachment for use in Public Works. Payment for purchase of backhoe hammer attachment to be made from the \$700,000.00 JP Morgan/Chase Bank North American Loan Agreement.

DISCUSSION: None

Roll Call Vote:

Councilmember Salcido	Yes
Councilmember Barlow	Yes
Councilmember Davis	Absent
Councilmember Newbauer	Yes
Mayor Escapule	Yes

4 Yes Votes, 0 No Votes, 1 Absent

VOTE: 4/0/1

MOTION: Carried

F. DISCUSSION AND/OR ACTION: Approval of an Intergovernmental Agreement (IGA) with the City of Bisbee to supply Wastewater Operator Services for the Tombstone Municipal Wastewater Treatment Plant.

MOTION by Councilmember Newbauer, **SECOND** by Councilmember Barlow to Approve an Intergovernmental Agreement (IGA) with the City of Bisbee to supply Wastewater Operator Services for the Tombstone Municipal Wastewater Treatment Plant.

DISCUSSION: None

VOTE: 4/0

MOTION: Carried

G. DISCUSSION AND/OR ACTION: Approval of request from the Tombstone Small Animal Shelter for a special use permit to set up a table on the boardwalk in front of Ladies and Lace and Silver Hills Trading, 5th and Allen Street, for the collection of donations, selling T-Shirts, books, and small stuffed toys during special event weekends and Tombstone at Twilight weekends.

MOTION by Councilmember Barlow, **SECOND** by Councilmember Newbauer to approve of request from the Tombstone Small Animal Shelter for a special use permit to set up a table on the boardwalk in front of Ladies and Lace and Silver

Hills Trading, 5th and Allen Street, for the collection of donations, selling T-Shirts, books, and small stuffed toys during special event weekends and Tombstone at Twilight weekends.

DISCUSSION: None

VOTE: 4/0

MOTION: Carried

- H. DISCUSSION AND/OR ACTION:** Approval of request from Tombstone Forward for a special use permit for the use of Allen Street, parking lot next to Tombstone Art Gallery and Schieffelin Hall for the Annual Territorial Days Event, on Friday, September 15, Saturday, September 16, and Sunday, September 17, 2017.

MOTION by Councilmember Newbauer, **SECOND** by Councilmember Salcido to approve request from Tombstone Forward for a special use permit for the use of Allen Street, parking lot next to Tombstone Art Gallery and Schieffelin Hall for the Annual Territorial Days Event, on Friday, September 15, Saturday, September 16, and Sunday, September 17, 2017.

DISCUSSION: None

VOTE: 4/0

MOTION: Carried

- I. DISCUSSION AND/OR ACTION:** Approval of request from Tombstone Forward for a special use permit for the use of the City Park, and the parking lot next to the Art Gallery for a Family Fun 4th of July Event, on Tuesday, July 4th, 2017.

MOTION by Councilmember Barlow, **SECOND** by Councilmember Salcido to approve of request from Tombstone Forward for a special use permit for the use of the City Park, and the parking lot next to the Art Gallery for a Family Fun 4th of July Event, on Tuesday, July 4th, 2017.

DISCUSSION: None

VOTE: 4/0

MOTION: Carried

- J. DISCUSSION AND/OR ACTION:** Approval of request from the Tombstone Rose Festival Committee for a special use permit for the use of Allen Street and the City Park for the Annual Tombstone Rose Festival, scheduled for Friday, April 7, and Saturday, April 8, 2017. An additional request for the use of 5th Street between Allen Street and Fremont Street on Saturday, April 8th, 2017 for the parking of approximately 30 cars from the Mustang Club of Tucson.

MOTION by Councilmember Barlow, **SECOND** by Councilmember Newbauer to approve request from the Tombstone Rose Festival Committee for a special use permit for the use of Allen Street and the City Park for the Annual Tombstone Rose Festival, scheduled for Friday, April 7, and Saturday, April 8, 2017. An additional request for the use of 5th Street between Allen Street and Fremont Street on Saturday, April 8th, 2017 for the parking of approximately 30 cars from the Mustang Club of Tucson.

DISCUSSION: None

VOTE: 4/0

MOTION: Carried

- K. DISCUSSION AND/OR ACTION:** Approval of request from the Greater Arizona Bicycle Association (GABA) for a special use permit for the use of the City Park on Saturday, March 18, 2017 from 8:30 a.m. to 12:30 p.m. for a lunch stop.

MOTION by Councilmember Newbauer, **SECOND** by Councilmember Salcido to approve request from the Greater Arizona Bicycle Association (GABA) for a special use permit for the use of the City Park on Saturday, March 18, 2017 from 8:30 a.m. to 12:30 p.m. for a lunch stop.

DISCUSSION: None

VOTE: 4/0

MOTION: Carried

- L. DISCUSSION AND/OR ACTION:** Approval of request from the Four Deuces Saloon for a Liquor License No. 06020058, Application for Extension of Premises/Patio Permit.

MOTION by Councilmember Barlow, **SECOND** by Councilmember Newbauer to approve request from the Four Deuces Saloon for a Liquor License No. 06020058, Application for Extension of Premises/Patio Permit.

DISCUSSION: Mayor Escapule; "It was brought to my attention that there is no date on that. Regina could you verify the date that this is going to happen?"

Councilmember Barlow; "Mr. Mayor, I believe it is the same as the next item."

City Secretary Duran; "it is the same date."

Mayor Escapule; "Okay that's easy. We're talking about April 8th, right?"

Councilmember Barlow; "Yes"

Mayor Escapule; "Okay"

Mayor Escapule closes discussion.

VOTE: 4/0

MOTION: Carried

M. DISCUSSION AND/OR ACTION: Approval of request from the Four Deuces Saloon for a special use permit for the 7th Annual Beers n' Balls Calf Nut Fry to be held on Saturday, April 8th, 2017 from 7:00 a.m. to 12:00 Midnight. Request to include closure of 3rd Street from Allen Street to Toughnut Street.

MOTION by Councilmember Barlow, **SECOND** by Councilmember Newbauer to approve request from the Four Deuces Saloon for a special use permit for the 7th Annual Beers n' Balls Calf Nut Fry to be held on Saturday, April 8th, 2017 from 7:00 a.m. to 12:00 Midnight. Request to include closure of 3rd Street from Allen Street to Toughnut Street.

DISCUSSION: Councilmember Barlow; "I have a question Mayor. We have support documentation that they don't have. Is there anyone here from Four Deuces? My understanding the bands stop at ten o'clock and it gives them two hours to take down (inaudible). Is that your understanding?"

Mayor Escapule; "Yes! As a matter of fact we want to make a stipulation that; that's what is going to happen."

Mayor Escapule closes discussion.

VOTE: 4/0

MOTION: Carried

IX. MOTION TO ADJOURN

MOTION by Councilmember Salcido, **SECOND** by Councilmember Newbauer to adjourn the meeting.

VOTE: 4/0

MOTION: Carried

The Regular Council Meeting for Tuesday, February 14, 2017 thereby adjourned at 7:40 p.m.

***Mayor Escapule turns the floor over to Marshal Randall for the swearing in of Anthony Kern a new reserve for the Tombstone Marshal's Office.**

Dustin Escapule, Mayor

Brenda A. Ikirt, Interim City Clerk