



CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minute summary of the special meeting of the City Council of Sierra Vista held on the 20TH day of December 2022. I further certify that the meeting was duly called and held, and that a quorum was present.

Dated this 12TH day of January 2023

SEAL

A handwritten signature in black ink, appearing to read "Maria G. Marsh", written over a horizontal line.

Maria G. Marsh
Deputy City Clerk

A handwritten signature in blue ink, appearing to read "Jill Adams", written over a horizontal line.

Jill Adams
City Clerk

Sierra Vista City Council
Special Meeting Minutes
December 20, 2022

Call to Order

Mayor Mueller called the Special Sierra Vista City Council Meeting to order at 3:00 p.m. in the City Manager's Conference Room, City Hall, 1011 N. Coronado Drive, Sierra Vista, Arizona.

Roll Call:

Members Present: Mayor Frederick W. Mueller, Council Members William Benning, Gregory Johnson, Angelica Landry, Marta Messmer, Mark Rodriguez, and Carolyn Umphrey

Others Present: Mayor Elect Clea McCaa, City Manager Charles Potucek, Assistant City Manager Victoria Yarbrough, City Attorney Nathan Williams, City Clerk Jill Adams

ACTION ITEM: Item 1 Acceptance of Agenda

Council Member Landry moved the Agenda for the Special City Council Meeting of December 20, 2022 be approved as written. Council Member Benning seconded the motion. The motion passed by unanimous vote of all members in attendance (Mueller, Benning, Johnson, Landry, Messmer, Rodriguez, and Umphrey).

New Business

ACTION ITEM: Item 2 Request to Adjourn into Executive Session in accordance with Arizona Revised Statute §38-431.03(A3), discussion or consultation for legal advice with the attorney of the public body and §38-431.03(A4), discussions or consultations with the attorney of the public body in order to consider its position and instruct its attorney regarding the public body's position regarding contracts that are the subject of negotiations – Amendment to Judicial Services Contract with Kenneth J. Curfman, Justice of the Peace, Precinct V

Council Member Umphrey moved to adjourn into Executive Session in accordance with Arizona Revised Statutes §38-431.03(A3) and §38-431.03(A4). Council Member Rodriguez seconded the motion. The motion passed by unanimous vote of all members in attendance (Mueller, Benning, Johnson, Landry, Messmer, Rodriguez, and Umphrey).

Council Adjourned into Executive Session at 3:02 p.m.

Council Adjourned out of Executive Session to Public Meeting at 4:08 p.m.

ACTION ITEM: ITEM 3 DISCUSSION AND POSSIBLE ACTION ON RESOLUTION 2022-083, Amendment to Judicial Services Contract with Kenneth J. Curfman, Justice of the Peace, Precinct V

Council Member Rodriguez moved to approve Resolution 2022-083, Amendment to Judicial Services Contract with Kenneth J. Curfman, Justice of the Peace, Precinct V. Council Member Landry seconded the motion.

Mr. Potucek briefed the item. The contract before the Council represents a two-year agreement with the potential for a two-year extension. It includes an increase in cost to the City of \$62,500 over the previous contract.

Council Member Johnson stated he thinks this vote should be done after the first of the year by the new Council and needs to be done in a formal Council Meeting setting in front of the public. He stated Judge Curfman has worked without a contract in the past. Council Member Benning added he agrees with Council Member Johnson, the item should be discussed and voted more publicly. Council Member Rodriguez echoed the sentiment stating their vote should be more public and Judge Curfman should respond in public as well.

Ms. Yarbrough stated the initial contract with Judge Curfman included language making it retroactive to him taking office. Council Member Rodriguez stated then it could be done again if Council choose to delay the vote until January 2023.

Council Member Benning inquired if the motion could be modified to direct staff to make an offer to Judge Curfman. Mr. Potucek indicated Judge Curfman is expecting an offer from the Council. Mayor Mueller stated that Council can certainly schedule another meeting, he respects the feelings of the Council Members, but this contract needs to be completed.


Ms. Joan Murphy spoke as a member of the public. As a person who worked many lower paying jobs in her life, she stated that the increase Judge Curfman is requesting is pretty nice. She thinks this process should be transparent, she believes the agreement is not in the best interest of the City.

Mayor Mueller recapped the Council wants to have this vote on TV with proper public notice. He stated, this needs to get done now, not later. After that is in place then the next conversation, establishment of a City Court, can be started.

After discussion it was agreed to hold a meeting on Thursday, December 22, 2022, at 5:00 p.m. (Regular Meeting Date).

At the conclusion of the discussion Council Member Benning moved to table Resolution 2022-083 until a future date. Council Member Johnson seconded the motion. The motion passed by unanimous vote of all members in attendance (Mueller, Benning, Johnson, Landry, Messmer, Rodriguez, and Umphrey).

There being no further business of the Council, Mayor Mueller adjourned the special meeting of the Sierra Vista City Council at 4:24 p.m.



Clea McCaa II, Mayor

Minutes prepared by:



Jill Adams, City Clerk

Attest:



Jill Adams, City Clerk