

# Board of Supervisors

**Richard R. Searle**  
Chairman  
District 3

**Patrick G. Call**  
Vice-Chairman  
District 1

**Ann English**  
Supervisor  
District 2



**Michael J. Ortega**  
County Administrator

**James E. Vlahovich**  
Deputy County Administrator

**Katie A. Howard**  
Clerk

## **AGENDA FOR SPECIAL BOARD MEETING** **Tuesday, February 7, 2012 at 10:00 a.m.**

BOARD OF SUPERVISORS EXECUTIVE CONFERENCE ROOM  
1415 MELODY LANE, BUILDING G, BISBEE, AZ 85603

**ANY ITEM ON THIS AGENDA IS OPEN FOR DISCUSSION AND POSSIBLE ACTION**

### **ROLL CALL**

*Members of the Cochise County Board of Supervisors will attend either in person or by telephone, video or internet conferencing.*

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## **CONSENT**

### **Board of Supervisors**

1. Ratify receipt of Governor Brewer's Proclamation calling for a Special Primary Election on April 17, 2012 and General Election on June 12, 2012 to fill the Eighth Congressional District seat in Arizona left vacant from the resignation of Gabrielle Giffords on January 25, 2012.

### **Elections**

2. Approve the Election Boards for the Presidential Preference Election to be held on February 28, 2012 as listed on the attachment, in accordance with A.R.S. 16.531.

## **PUBLIC HEARINGS**

### **Board of Supervisors**

3. Approve an application for temporary Extension of Premises liquor license submitted by Mr. Stephen Woolf for Mescal Bar & Grill located at 70 N. Cherokee Trail in Benson for an event to be held on the following dates in 2012: March 3, April 7, May 5, June 2, July 7, August 4, September 1, October 6, November 3, December 1 and 2013: January 5.
4. Approve an application for a permanent Extension of Premises liquor license submitted by Mr. Stephen Woolf for Mescal Bar & Grill located at 70 N. Cherokee Road in Benson.

Pursuant to the Americans with Disabilities Act (ADA), Cochise County does not, by reason of a disability, exclude from participation in or deny benefits or services, programs or activities or discriminate against any qualified person with a disability. Inquiries regarding compliance with ADA provisions, accessibility or accommodations can be directed to Chris Mullinax, Safety/Loss Control Analyst at (520) 432-9720, FAX (520) 432-9716, TDD (520) 432-8360, 1415 Melody Lane, Building F, Bisbee, Arizona 85603.

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**Cochise County - 1415 Melody Lane, Building G - Bisbee, Arizona 85603**  
**(520) 432-9200 - Fax (520) 432-5016 - Email: [board@cochise.az.gov](mailto:board@cochise.az.gov)**  
**[www.cochise.az.gov](http://www.cochise.az.gov)**

**"PUBLIC PROGRAMS, PERSONAL SERVICE"**

## Board of Supervisors

## Special Board of Supervisors Meeting

Meeting Date: 02/07/2012

Ratify receipt of Governor's Proclamation for Eighth Congressional District Elections

Submitted By: Kim Lemons, Board of Supervisors

Department: Board of Supervisors

Presentation: No A/V Presentation

Document Signatures:

Recommendation:

# of ORIGINALS

Submitted for Signature:

NAME na

TITLE na

of PRESENTER:

of PRESENTER:

Mandated Function?:

Source of Mandate  
or Basis for Support?:

## Information

## Agenda Item Text:

Ratify receipt of Governor Brewer's Proclamation calling for a Special Primary Election on April 17, 2012 and General Election on June 12, 2012 to fill the Eighth Congressional District seat in Arizona left vacant from the resignation of Gabrielle Giffords on January 25, 2012.

## Background:

On January 25, 2012, The Honorable Gabrielle Giffords resigned as a United States Representative for the Eighth Congressional District in Arizona and that office is officially declared vacant.

Pursuant to Section 16-222(B) of the Arizona Revised Statutes, upon the occurrence of a vacancy in the office of a representative in Congress, if the next general election is not to be held within six months from the date of the occurrence of the vacancy, the governor shall call a special primary election and a special general election to fill the vacancy.

Janice K. Brewer, Governor of the State of Arizona, proclaimed and ordered the calling of a special primary election and a special general election in accordance with Arizona law for the purpose of filling the vacancy in the Eighth Congressional District in Arizona. The special primary election shall occur on April 17, 2012 and the special general election shall occur on June 12, 2012.

## Department's Next Steps (if approved):

Publish a copy of the election proclamation in an official newspaper of the county at least five days before the special primary election and at least five days before the special general election.

## Impact of NOT Approving/Alternatives:

Proclamation will not be ratified.

## To BOS Staff: Document Disposition/Follow-Up:

See department's next steps.

## Attachments

Proclamation



STATE OF ARIZONA

JANICE K. BREWER  
GOVERNOR

EXECUTIVE OFFICE

January, 27, 2012

Katie A. Howard  
Cochise County  
Clerk of the Board  
1415 Melody Lane, Building G.  
Bisbee, Arizona 85603

Dear Ms. Howard:

Pursuant to Section 16-223(B) of the Arizona Revised Statutes, enclosed please find a copy of my Proclamation calling for a special primary and general election to fill the vacancy in Arizona's Eighth Congressional District. The special primary election shall be held on April 17, 2012 and the special general election shall be held on June 12, 2012.

Sincerely,

A handwritten signature in cursive script that reads "Janice K. Brewer".

Janice K. Brewer

Janice K. Brewer  
Governor

# Office of the Governor

## PROCLAMATION

### Calling a Special Primary and General Election for the Eighth Congressional District in Arizona

**WHEREAS**, on January 25, 2012, The Honorable Gabrielle Giffords resigned as a United States Representative for the Eighth Congressional District in Arizona and that office is officially declared vacant.

**WHEREAS**, pursuant to Section 16-222(B) of the Arizona Revised Statutes, upon the occurrence of a vacancy in the office of representative in Congress, if the next general election is not to be held within six months from the date of the occurrence of the vacancy, the governor shall call a special primary election and a special general election to fill the vacancy.

**NOW, THEREFORE**, I, Janice K. Brewer, Governor of the State of Arizona, by the power vested in me by Sections 16-221, 16-222 and 16-223 of the Arizona Revised Statutes, hereby proclaim and order the calling of a special primary election and a special general election in accordance with Arizona law for the purpose of filling the vacancy in the Eighth Congressional District in Arizona. The special primary election shall occur on April 17, 2012 and the special general election shall occur on June 12, 2012.



**IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

*Janice K. Brewer*  
GOVERNOR

**DONE** at the Capitol in Phoenix on this 27th day of January in the year Two Thousand Twelve and of the Independence of the United States of America the Two Hundred and Thirty-sixth.

ATTEST:

*Jim Drach*  
ACTING SECRETARY OF STATE

## Board of Supervisors

**Special Board of Supervisors Meeting****Meeting Date:** 02/07/2012

Approve Election Board Workers

**Submitted By:** Juanita Simmons, Elections &  
Special Districts**Department:** Elections & Special Districts**Presentation:** No A/V Presentation**Recommendation:** Approve**Document Signatures:** BOS Signature NOT Required**# of ORIGINALS** 0**Submitted for Signature:****NAME**  
**of PRESENTER:** n/a**TITLE**  
**of PRESENTER:** n/a**Docket Number (If applicable):****Mandated Function?:** Federal or State Mandate**Source of Mandate** A.R.S.  
**or Basis for Support?:** 16.531**Information****Agenda Item Text:**

Approve the Election Boards for the Presidential Preference Election to be held on February 28, 2012 as listed on the attachment, in accordance with A.R.S. 16.531.

**Background:**

A.R.S. 16.531 states that not less than twenty days prior to a general or primary election, the Board of Supervisors shall appoint for each election precinct one inspector, one marshal, two judges and not less than two clerks. A.R.S. 16-241 (c) states that Presidential Preference Election shall be conducted and canvassed in the same manner as a primary election.

Note that some vacancies still exist and will be filled prior to the election. The Elections Director will make any necessary changes to ensure that all boards are filled for the election.

**Department's Next Steps (if approved):**

Hire election boards to work the Presidential Preference Election on February 28, 2012 as approved by the Board of Supervisors.

**Impact of NOT Approving/Alternatives:**

Cochise County will not be in compliance with State Statute A.R.S. 16.531

**To BOS Staff: Document Disposition/Follow-Up:**

None

**Attachments**

Election Workers

2012 PRESIDENTIAL PREFERENCE ELECTION  
BOARD WORKERS

**PPE REGION NO. 1**

<b>PARTY</b>	<b>POSITION</b>	<b>NAME</b>
REP	INSPECTOR	VICKI J MARTZKE
DEM	MARSHAL	RALPH FRANKLIN FLORER JR
REP	JUDGE	JAMES F MARTZKE
DEM	JUDGE	DELIA FERNANDEZ *
REP	CLERK	VIRGINIA R PADIA
DEM	CLERK	VALERIE E PADIA

**PPE REGION NO. 2**

REP	INSPECTOR	PETER WANGSNESS
DEM	MARSHAL	ROBERT LUJAN
REP	JUDGE	ALFRED R REYES *
PND	JUDGE	MICHELLE JOHNSON
DEM	CLERK	ZONA DEE BUSSELLE
DEM	CLERK	CHARLENE L LUJAN

**PPE REGION NO. 3**

REP	INSPECTOR	JEANIE L HARDWICK
DEM	MARSHAL	SHON BRADY
REP	JUDGE	SHERRIE L BERNAL *
DEM	JUDGE	MARY LOU CLERC
REP	JUDGE	DEBORAH L MILLER
DEM	CLERK	JUDY DELACRUZ
DEM	CLERK	NORA HADY
DEM	CLERK	JUDY CATHERINE COPE*

**PPE REGION NO. 4**

DEM	INSPECTOR	KENNETH WALLACE
REP	MARSHAL	LINDA KIRKLEY
DEM	JUDGE	JOHN T VIVERTO
REP	JUDGE	ISABEL G LUGO*
DEM	CLERK	KATHERINE ACUNA
DEM	CLERK	ANA ANGELICA MUNOZ*

**PPE REGION NO. 5**

DEM	INSPECTOR	SUSAN MAGNUSSON *
REP	MARSHAL	AUDIE DALE DECKER
DEM	JUDGE	FLORINA T CHRISTIERSSON
PND	CLERK	DOROTHY LEE PHILLIPS

**PPE REGION NO. 6**

REP	INSPECTOR	LINDA BURNS
DEM	MARSHAL	EDWARD BORGNAES
REP	JUDGE	ROBERT WESTON
PND	JUDGE	MARY C SZTUK
REP	CLERK	JOANN A SMITH
DEM	CLERK	RITA SAUNDERS

**PPE REGION NO. 7**

REP	INSPECTOR	LOUISA V SIN *
DEM	MARSHAL	HENRY VARGAS
DEM	JUDGE	LYDIA VALENCIA
REP	JUDGE	JEANNIE CLEVELAND
DEM	JUDGE	MAGDALENA R QUINONEZ *
DEM	CLERK	VERONICA DANIEL
REP	CLERK	ROSEMARY VALENCIA
DEM	CLERK	MARIA ELENA OSBORN

2012 PRESIDENTIAL PREFERENCE ELECTION  
BOARD WORKERS

**PPE REGION NO. 8**

<b>PARTY</b>	<b>POSITION</b>	<b>NAME</b>
DEM	INSPECTOR	SUSAN MASTERS
REP	MARSHAL	NANCY GEORGE
DEM	JUDGE	STEPHEN B SMITH
IND	JUDGE	L. G. KUTTNER
DEM	JUDGE	MARGARET JEANNE KENNY
PND	CLERK	SUSAN R SCHMITT
IND	CLERK	CHERYL MORGAN
REP	CLERK	KAREN SCHLESINGER

**PPE REGION NO. 9**

DEM	INSPECTOR	BESSIE M EVANS
REP	MARSHAL	DAVID WALKER
DEM	JUDGE	ANTHONY T WISNIEWSKI
REP	JUDGE	CHARLOTTE KATHERINE MOON
DEM	JUDGE	DENNIS DEAN HESS
PND	CLERK	MARIA CONTRERAS *
REP	CLERK	NANCY A HOWARD
IND	CLERK	JULIA PERRY HINDBAUGH

**PPE REGION NO. 10**

REP	INSPECTOR	EDWARD URBALEJO *
DEM	MARSHAL	CLEMENS BREDESON
REP	JUDGE	LEON VANDER-HEYDEN
DEM	JUDGE	SUE PARIZEK
DEM	JUDGE	RUTH BARBER
REP	CLERK	LAURA VANDER-HEYDEN
REP	CLERK	KARA HARRIS
STUDENT	CLERK	JERUSALA URBALEJO

**PPE REGION NO. 11**

REP	INSPECTOR	DEBORAH SIMMONS
DEM	MARSHAL	EVE ROSENBERG
REP	JUDGE	CLARENCE RICHARD MONSON
PND	JUDGE	CYNTHIA HEIDEMAN *
REP	CLERK	MARCIA MARIE MONSON
PND	CLERK	RUTH ELLEN SCHODER-EHRI

**PPE REGION NO. 12**

DEM	INSPECTOR	NANCY LEE MCAVOY
REP	MARSHAL/JUDGE	ANTONIO CELAYA *
DEM	JUDGE/CLERK	NANCY CLOUDT

**PPE REGION NO. 13**

<b>PARTY</b>	<b>POSITION</b>	<b>NAME</b>
REP	INSPECTOR	EVIE M SINE
DEM	MARSHAL	JOSEPH R BEAM
DEM	JUDGE	MARGARET A GRAHAM
REP	JUDGE	NANCY B FYFFE
PND	JUDGE	LOUIS T GIRDLER
REP	CLERK	RUTH LOVETTE
REP	CLERK	ANNE R GIRDLER
REP	CLERK	

**PPE REGION NO. 14**

DEM	INSPECTOR	LUPE A RIVERA *
REP	MARSHAL	ARTHUR NASH
DEM	JUDGE	STEPHANIE N ALVAREZ
REP	JUDGE	EDWARD HYLISKY
REP	JUDGE	VIOLET MYRTLE WEINER
IND	JUDGE	JW TAYLOR
DEM	CLERK	VICTORIA A CELAYA
DEM	CLERK	C A FERGUSON
PND	CLERK	JODY NED KLEIN
IND	CLERK	MINNIE G BENOIT

2012 PRESIDENTIAL PREFERENCE ELECTION  
BOARD WORKERS

**PPE REGION NO. 15**

DEM	INSPECTOR	KAY M KINDT
REP	MARSHAL	ROBERT O ABNEY
DEM	JUDGE	ARTHUR J WEISBERGER
REP	JUDGE	ROBERTA NEISLER
PND	JUDGE	EDNA M RODRIGUEZ*
DEM	CLERK	KATHLEEN R MARVIN
REP	CLERK	EMMA R MELO
REP	CLERK	HELEN MAY HOPKINS

**PPE REGION NO. 16**

DEM	INSPECTOR	KEITH M JANSEN
REP	MARSHAL	JOYE L REDDING
DEM	JUDGE	DONNE E PUCKLE *
REP	JUDGE	GARY L REDDING
DEM	JUDGE	LORRETTA MERRIETT
IND	JUDGE	ARNOLD DAVIS
DEM	CLERK	JULIA VERNEL MCCA
PND	CLERK	LUCINDA ROSSOW
DEM	CLERK	MARY LOUISE WILHOIT
REP	CLERK	LORENZA L WYSONG

**PPE REGION NO. 17**

DEM	INSPECTOR	WILLIAM BONE
REP	MARSHAL	CARL E FREELAND
IND	JUDGE	VINCENT A SUAREZ JR *
DEM	JUDGE	IRIS EARLENE FREELAND
DEM	JUDGE	LILLIAN WHITE
REP	CLERK	BETTY HIGGINS
DEM	CLERK	IDA V STUPPI
PND	CLERK	DEBRA A GUILMETTE

**PPE REGION NO. 18**

REP	INSPECTOR	TARA A EVANS
DEM	MARSHAL	CAROL ANN MOSES
REP	JUDGE	MICHAEL EVANS
DEM	JUDGE	CARLETTA SKAGGS
REP	JUDGE	LOUISA M DEVINE
REP	CLERK	PATRICIA DILLINGHAM
IND	CLERK	DONALD R DITMORE
IND	CLERK	ROSEMARY ALVINO-DITMORE

**PPE REGION NO. 19**

<b>PARTY</b>	<b>POSITION</b>	<b>NAME</b>
REP	INSPECTOR	DUANE R BROFER
DEM	MARSHAL	BRUCE DILLINGHAM
REP	JUDGE	JERALDINE LIGON
IND	JUDGE	CLAYTON COOPER
GREEN	JUDGE	KENNY NOYOLA
REP	JUDGE	LOWENID B REINHART
REP	CLERK	URSULA A HOLLIS*
REP	CLERK	BESS F BANISTER
REP	CLERK	LORNA ELIZABETH SILLS
REP	CLERK	KAREN J COOPER

**PPE REGION NO. 20**

REP	INSPECTOR	ROBERT FOWLER
DEM	MARSHAL	WAYNE B WIGMORE
REP	JUDGE	JUDITH RUDD
DEM	JUDGE	JUDITH TRITZ
REP	JUDGE	EDITH JENNINGS
REP	JUDGE	JOYCE ANN GLENN
REP	CLERK	LORETTA L SWAGGERTY
DEM	CLERK	JANET L PRESSLER
	CLERK	
	CLERK	

**PPE REGION NO. 21**

REP	INSPECTOR	JEAN SULLIVAN
DEM	MARSHAL	MICHAEL GRADY
DEM	JUDGE	CHARLOTTE B GILBERT
REP	JUDGE	CAROLYN GRADY
REP	CLERK	BETTY LOU DAVIS
REP	CLERK	ANNA SALCIDO *

2012 PRESIDENTIAL PREFERENCE ELECTION  
BOARD WORKERS

2012 PRESIDENTIAL PREFERENCE ELECTION  
BOARD WORKERS

**PPE REGION NO. 22**

REP	INSPECTOR	JOCYE TINGLE
DEM	MARSHAL	JAMES R NAUGLE SR
REP	JUDGE	GLENDA LOVE
DEM	JUDGE	NORMA J MARTIN
DEM	CLERK	ROSE MARY ROBBS
DEM	CLERK	KARLA F HANSEN *

**PPE REGION NO. 23**

REP	INSPECTOR	JONNIE BELLE BETHEL
DEM	MARSHAL	WILLIAM N STROUD JR
IND	JUDGE	PHYLLIS COHORN
REP	JUDGE	KATHERINE COHORN
DEM	CLERK	FRANCES TEDLA
REP	CLERK	ARITTA KAYE DIAZ *

**NOTE: \* BILINGUAL BOARD WORKER**

2008 PRESIDENTIAL PREFERENCE ELECTION  
EARLY BOARD

**EARLY BALLOT BOARD**

**SUPERVISOR: LINDA MARSHALL**

**ASSISTANT: TOM SCHELLING**

<b>BOARD</b>	<b>NO.</b>	<b>PARTY</b>	<b>NAME</b>
	1	DEM REP	BELEN CARBAJAL JEAN BROOKS
	2	DEM IND	STEVEN MARSHALL BRIAN MURRAY
	3	REP DEM	WANDA TITUS DONNA BERNARD
	4	DEM REP	NANNIE SUE HALLSTED INA HEISNER
	5	DEM REP	DEBBIE KLIMEK

**Special Board of Supervisors Meeting****Meeting Date:** 02/07/2012

Temporary Extension of Premises Liquor License

**Submitted By:** Arlethe Rios, Board of Supervisors**Department:** Board of Supervisors**Presentation:** No A/V Presentation**Document Signatures:****NAME of PRESENTER:** Katie Howard**Recommendation:****# of ORIGINALS****Submitted for Signature:****TITLE of PRESENTER:** Clerk of the Board**Mandated Function?:****Source of Mandate or Basis for Support?:****Information****Agenda Item Text:**

Approve an application for temporary Extension of Premises liquor license submitted by Mr. Stephen Woolf for Mescal Bar & Grill located at 70 N. Cherokee Trail in Benson for an event to be held on the following dates in 2012: March 3, April 7, May 5, June 2, July 7, August 4, September 1, October 6, November 3, December 1 and 2013: January 5.

**Background:**

Mr. Stephen Woolf has applied for a temporary Extension of Premises liquor license for the Mescal Bar & Grill located at 70 N Cherokee in Benson. The requested date for the Extension of Premises 2012: February 4 (note the applicant has been advised that approval will not be obtained by this date; all activities planned for this date (Superbowl Sunday), will be held indoors);

March 3

April 7

May 5

June 2

July 7

August 4

September 1

October 6

November 3

December 1

2013:

January 5.

Mr. Woolf is requesting the above dates to host a series of special events. The Planning and Zoning Department has approved the application. The Sheriff's Office opted to not make a recommendation due to several incidents at the Mescal Bar (please see attached memo). The Board has three options available to it, on any liquor license application: Approve, Disapprove or make a "No Recommendation" to the ADLLC. If the Board makes any recommendation other than "Approve", the ADLLC will hold a hearing on the matter.

It should be noted that the applicant has not been convicted of a felony charge in the past five years, and that is the hard and fast test for a Board recommendation of "Disapproval". It should also be noted that this Board has approved Extension of Premises applications for several successive years, based on a recommendation of Approval from the Sheriff's Office, with no additional information provided in the past (see attached copies of Sheriff's past recommendations). However, in light of the Sheriff's position on this year's application, the Clerk of the Board is recommending that the Board take a "no recommendation" action on this application. The Clerk has met with the applicant to explain the Board's options, what her recommendation is and why; she also provided a copy of the Sheriff's memo to the applicant. Supporting documentation regarding this liquor license is on file with the Clerk of the Board of Supervisors.

**Department's Next Steps (if approved):**

Board staff will forward the Board's decision to the ADLLC.

**Impact of NOT Approving/Alternatives:**

The applicant will not be able to serve liquor outside of the established premises at his event.

**To BOS Staff: Document Disposition/Follow-Up:**

Board staff will send a letter to the ADLLC.

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**Attachments**

Application

Completed Department Review Forms

2009 Sheriff Review Form

2011 Sheriff Review Form

map

# ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5<sup>TH</sup> Floor  
Phoenix AZ 85007-2934  
(602) 542-5141

400 W Congress #521  
Tucson AZ 85701-1352  
(520) 628-6595

RECEIVED  
COCHISE COUNTY  
SHERIFF'S OFFICE  
2011-5-11 11:30  
DANA SUPERVISOR

## APPLICATION FOR EXTENSION OF PREMISES/PATIO PERMIT

**THIS APPLICATION MUST BE RETURNED TO THE DEPARTMENT OF LIQUOR**

Permanent change of area of service – Give specific purpose of change: \_\_\_\_\_

Temporary change for date(s) of: Feb 4, Mar 3, Apr 7, May 5, June 2, July 7, Aug 4, Sept 1, Oct 6, Nov 3, Dec 1 (all 2012)  
Dec 15 (2013)

1. Licensee's Name: Wolf Stephen Bruce  
Last First Middle
2. Mailing Address: 3217 W. Acoma Pl Benson AZ 85602  
City State Zip
3. Business Name: Mescal Bar & Grill LLC LICENSE #: 06020084
4. Business Address: 70 N. Cherokee Tr. Benson Cochise AZ 85602  
City COUNTY State Zip
5. Business Phone: (520) 586-3905 Residence Phone: (520) 586-4620
6. Do you understand Arizona Liquor Laws and Regulations?  YES  NO FAX # (520) 586-3410
7. Have you received approved Liquor Law Training?  NO  YES When? Nov. 29, 2006
8. What security precautions will be taken to prevent liquor violations in the extended area? Additional security posted on premises, owners & bartenders restricting access to unsupervised areas, cones used to designate areas.
9. Does this extension bring your premises within 300 feet of a church or school?  YES  NO
10. **IMPORTANT: ATTACH THE REVISED FLOOR PLAN CLEARLY DEPICTING YOUR LICENSED PREMISES AND WHAT YOU PROPOSE TO ADD.**

\*\*\*\* After completing sections 1-9, take this application to your local Board of Supervisors, City Council or Designate for their recommendation. This recommendation is not binding on the Department of Liquor.

This change in premises is RECOMMENDED by the local Board of Supervisors, City Council or Designate:

\_\_\_\_\_  
(Authorized Signature) (Title) (Agency)

I, Stephen B Wolf, being first duly sworn upon oath, hereby depose, swear and declare, under penalty of perjury, that I am the APPLICANT making the foregoing application. I have read this application and the contents and all statements are true, correct and complete.

X Step B Wolf State of Az County of Cochise  
(Signature of Owner or Agent) SUBSCRIBED IN MY PRESENCE AND SWORN TO before me this date  
5 Jan 2012  
Day Month Year  
[Signature]  
(Signature of NOTARY PUBLIC)

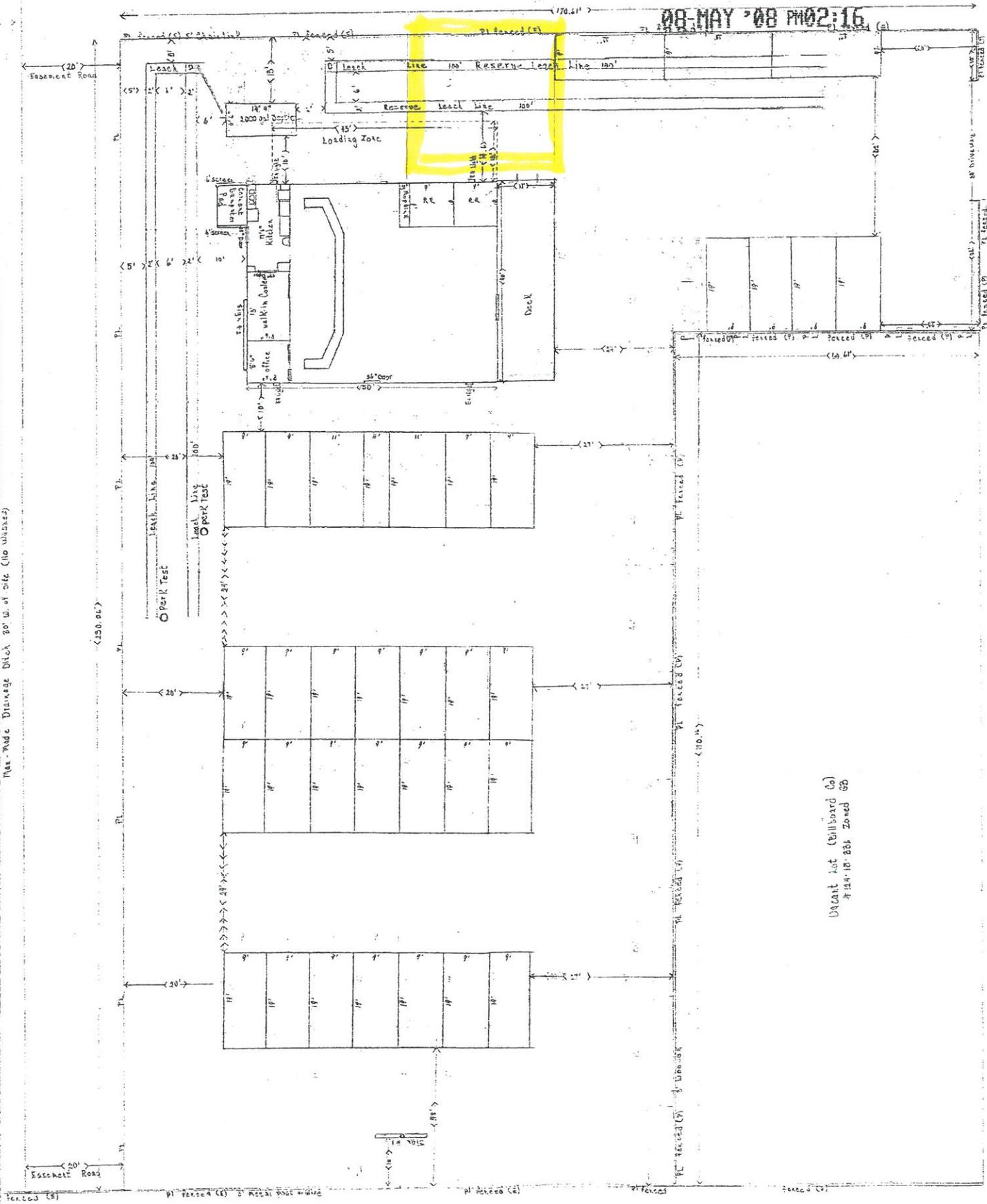
My commission expires on: Sept 25 2015

Investigation Recommendation  Approval  Disapproval by: \_\_\_\_\_ Date: \_\_\_\_\_

Director Signature required for Disapprovals \_\_\_\_\_ Date: \_\_\_\_\_



08-MAY '08 PM 02:16



Max. Wide Drivage Ditch 20' W. of site (No utilities)

Dwight lot (billboard Co)  
#128-15-255 Zoned GB

H. Class. Rec. C. 1.5 mph 40 wide

W. Roadway Line (asphalt 45 mph 12.5' wide)

# COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

**For internal use only:**

- Restaurant/Hotel-Motel
- Club/Government
- Transfer of Premises

### APPLICANT INFORMATION

Applicant Name: Stephen B. Woolf Address: 70 N. Cherokee Trail  
 Business Name: Mescal Bar & Grill City/Zip: Benson/85602  
 Liquor License #: 06020084 Parcel #: 124-15-335A and 336  
 Ownership Type: Limited Liability Co. Liquor License  Special Event Liquor License   
 Partner(s): \_\_\_\_\_

### TO BE COMPLETED BY THE PLANNING & ZONING DEPARTMENT

Please advise if, at the time the application was filed:

1. The premises for which the license is being applied for is within 300 horizontal feet of a church; or
2. The premises for which the license is being applied for is within 300 horizontal feet of a public or private school, or a fenced recreation area adjacent to a school building.

If so, please attach pertinent documentation and drawings or maps.

Comments: Proposed area not within 300 horizontal feet of a church, public or private school, or fenced recreation area adjacent to a school building.

Based on the above information, the Planning and Zoning Department's recommendation to the Board of Supervisors is:	Approval <input checked="" type="checkbox"/>	Disapproval <input type="checkbox"/>
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### OTHER PERTINENT INFORMATION FOR THE BOARD'S CONSIDERATION:

Proper Zoning?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Zoning:	GB
Use permitted by P&Z?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Permit#:	065056
Date Permit Issued:	November 24, 2006	Use Permitted:	Bar and Grill
If use not permitted, is it LNC?	Y <input type="checkbox"/> N <input type="checkbox"/>	Year LNC Established:	n/a

- The Planning Department will notify the applicant that if any construction is proposed, a Non-Residential Permit must first be submitted and approved by this Department, or if there is a lapse of 12 months of non-operation of the business, a Non-Residential Permit will be required to re-establish the use from this Department.
- The Planning Department will notify the applicant that he/she will be required to obtain the proper permits before operating the business.
- The Planning Department is currently working with the property owner on several zoning-related issues with the subject property.
- The Planning Department is currently working with the property owner on obtaining the proper permits to operate the business.

Name: Dora V Flores Title: Permit and Customer Service Coordinator  
 Signature: Dora V Flores Date: January 11, 2012  
 Contact phone: 520-432-9240 Email: dflores@cochise.az.gov

*Return completed form with any attachments by:* 01/13/2012

# COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

## APPLICANT INFORMATION

Applicant Name: Stephen Woolf Address: 70 N. Cherokee Trail  
Business Name: Mescal Bar & Grill City/Zip: Benson/85602  
Liquor License #: 06020084 Parcel #: 124-15-334, 335, 336  
Ownership Type: LLC Liquor License  Special Event Liquor License   
Partner(s): Connie Woolf Extension of Premises

## TO BE COMPLETED BY THE SHERIFF'S OFFICE

Please advise if:

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Comments:

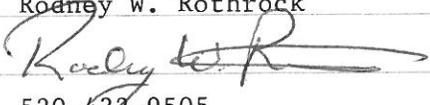
Based on the above information, the Sheriff's Office  
recommendation to the Board of Supervisors is:

Approval

Disapproval

Name: Rodney W. Rothrock

Title: Chief Deputy

Signature: 

Date: 01-26-12

Contact phone: 520-432-9505

Email: rrothrock@cochise.az.gov

Return completed form with any attachments by:

01/13/2012

# COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

## APPLICANT INFORMATION

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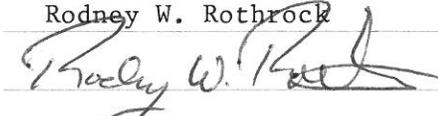
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Disapproval

Name: Rodney W. Rothrock Title: Chief Deputy  
Signature:  Date: 01-26-12  
Contact phone: 520-432-9505 Email: rrothrock@cochise.az.gov

Return completed form with any attachments by: 01/13/2012

Larry A. Dever  
Sheriff

# Office of the Sheriff Cochise County



Rodney W. Rothrock  
Chief Deputy

**TO:** Cochise County Board of Supervisors

**FROM:** R. W. Rothrock, Chief Deputy

A handwritten signature in black ink, appearing to read "R. W. Rothrock", written over the printed name.

**DATE:** January 26, 2012

**RE:** Mescal Bar and Grill Application

Attached is a list of incidents, ten in total, that have occurred at the Mescal Bar and Grill over the past five years. Please note that the most recent significant event is still an active investigation. During this incident one person received fatal injuries by being run over by a vehicle during, or after, a physical altercation between the parties.

Also please note that the Sheriff's Office is not recommending either approval or disapproval of the application.

Please feel free to contact me if additional information regarding incidents listed on the attachment is desired.

Mescal Bar and Grill  
70 N. Cherokee Trl.  
Mescal, AZ 85602

Incidents responded to by CCSO in the last 5 years:

07/2007	07-20032	Responded to the bar for a person being threatened. Investigation indicated that "bikers" may have been responsible for threats being issued.
01/2008	08-01701	Responded to a 911 call regarding a person who was refusing to leave the bar, was intoxicated and that weapons were possibly involved. Received a call from the bartender indicating that a response was no longer needed as it was an employee issue.
02/2008	08-02604	Responded to a report of an assault with injuries. Investigation indicated that a female was assaulted by a male patron inside the bar. The male patron was assaulted in retaliation for the attack on the female. The male suspect then rammed his vehicle into the pillars supporting the porch of the bar causing damage to the building.
06/2008	08-10844	Responded to a 911 call of a disorderly subject inside the bar. Subject was asked to leave and was pushed by a bar patrol after he became disorderly.
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# COCHISE COUNTY BOARD OF SUPERVISORS

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COCHISE COUNTY  
BOARD OF SUPERVISORS

2009 DEC -2 A 11: 30



Telephone (520) 432-9200

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2. There have been a significant number of incidents at the named location within five (5) years prior to the application.

If so, please attach pertinent documentation.

Comments:

Based on the above information, the Sheriff's Office recommendation to the Board of Supervisors is:

Approval

Disapproval



Name:

Paul J. Kostellie

Title:

Sgt. Civil

Signature:

Paul J. Kostellie

Date:

12-2-09

Contact phone:

432-9514

Email:

Return completed form with any attachments by:

12/08/2009





**Special Board of Supervisors Meeting**

**Meeting Date:** 02/07/2012

Permanent Extension of Premises for Mescal Bar & Grill

**Submitted By:** Arlethe Rios, Board of Supervisors

**Department:** Board of Supervisors

**Presentation:** No A/V Presentation

**Document Signatures:**

**NAME of PRESENTER:** Katie Howard

**Recommendation:**

**# of ORIGINALS Submitted for Signature:**

**TITLE of PRESENTER:** Clerk of the Board

**Mandated Function?:**

**Source of Mandate or Basis for Support?:**

**Information**

**Agenda Item Text:**

Approve an application for a permanent Extension of Premises liquor license submitted by Mr. Stephen Woolf for Mescal Bar & Grill located at 70 N. Cherokee Road in Benson.

**Background:**

Mr. Stephen Woolf has applied for a Permanent Extension of Premises/Patio liquor license for Mescal Bar & Grill located at 70 N Cherokee Road in Benson. The extension of premises/patio is permanent and will extend to cover the new smoking area in order to comply with newly approved State smoking laws. The Planning & Zoning Department has recommended approval. The Sheriff's Office opted to not make a recommendation due to several incidents at the Mescal Bar (please see attached memo).

The Board has three options available to it, on any liquor license application: Approve, Disapprove or make a "No Recommendation" to the ADLLC. If the Board makes any recommendation other than "Approve", the ADLLC will hold a hearing on the matter.

It should be noted that the applicant has not been convicted of a felony charge in the past five years, and that is the hard and fast test for a Board recommendation of "Disapproval". It should also be noted that this Board has approved Extension of Premises applications for several successive years, based on a recommendation of Approval from the Sheriff's Office, with no additional information provided in the past (see attached copies of Sheriff's past recommendations). However, in light of the Sheriff's position on this year's application, the Clerk of the Board is recommending that the Board take a "no recommendation" action on this application. The Clerk has met with the applicant to explain the Board's options, what her recommendation is and why; she also provided a copy of the Sheriff's memo to the applicant. Supporting documentation regarding this liquor license is on file with the Clerk of the Board of Supervisors.

**Department's Next Steps (if approved):**

Board staff will forward the Board's decision to the ADLLC.

**Impact of NOT Approving/Alternatives:**

The applicant will not be able to serve liquor outside of the established premises at his event.

**To BOS Staff: Document Disposition/Follow-Up:**

Board staff will forward the Board's decision to the ADLLC.

## **Attachments**

Application

Completed Department Review Forms

2009 Sheriff Review Form

2011 Sheriff Review Form

# ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor  
Phoenix AZ 85007-2934  
www.azliquor.gov  
(602) 542-5141

2012 JAN - 8  
RECEIVED  
COCHISE COUNTY  
BOARD OF SUPERVISORS

## APPLICATION FOR EXTENSION OF PREMISES/PATIO PERMIT

THIS APPLICATION MUST BE RETURNED TO THE DEPARTMENT OF LIQUOR

Permanent change of area of service - Give specific purpose of change: to extend smoking patio area where liquor may be consumed to include a fenced area accessible through a door on the N. side of the smoking patio. (Does not involve any building-only required # of fencing)

Temporary change for date(s) of: \_\_\_\_\_

on E+W sides.

1. Licensee's Name: Woolf Stephen Bruce  
Last First Middle

2. Mailing Address: 3217 W. Acoma Pl. Benson AZ 85602  
City State Zip

3. Business Name: Mescal Bar & Grill LLC LICENSE #: 0602 0084

4. Business Address: 70 N. Cherokee Tr. Benson Cochise AZ 85602  
City COUNTY State Zip

5. Business Phone: (520) 586-3905 Residence Phone: (520) 586-4620

6. Do you understand Arizona Liquor Laws and Regulations?  YES  NO FAX # (520) 586-3410

7. Have you received approved Liquor Law Training?  NO  YES When? Nov. 29, 2006

8. What security precautions will be taken to prevent liquor violations in the extended area? Proposed extended smoking area accessible only through permanent smoking patio, (proposed area restricted by required fence) with gate kept locked

9. Does this extension bring your premises within 300 feet of a church or school?  YES  NO

10. IMPORTANT: ATTACH THE REVISED FLOOR PLAN CLEARLY DEPICTING YOUR LICENSED PREMISES AND WHAT YOU PROPOSE TO ADD.

\*\*\*\* After completing sections 1-9, take this application to your local Board of Supervisors, City Council or Designate for their recommendation. This recommendation is not binding on the Department of Liquor.

This change in premises is RECOMMENDED by the local Board of Supervisors, City Council or Designate:

\_\_\_\_\_  
(Authorized Signature) (Title) (Agency)

I, Stephen B. Woolf, being first duly sworn upon oath, hereby depose, swear and declare, (Print full name)

under penalty of perjury, that I am the APPLICANT making the foregoing application. I have read this application and the contents and all statements are true, correct and complete.

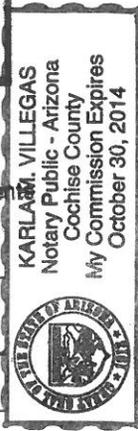
X Stephen B. Woolf  
(Signature of Owner or Agent)

State of Arizona County of Cochise  
SUBSCRIBED IN MY PRESENCE AND SWORN TO before me this date  
13<sup>th</sup> Nov. 2011  
Day Month Year  
[Signature]  
(Signature of NOTARY PUBLIC)

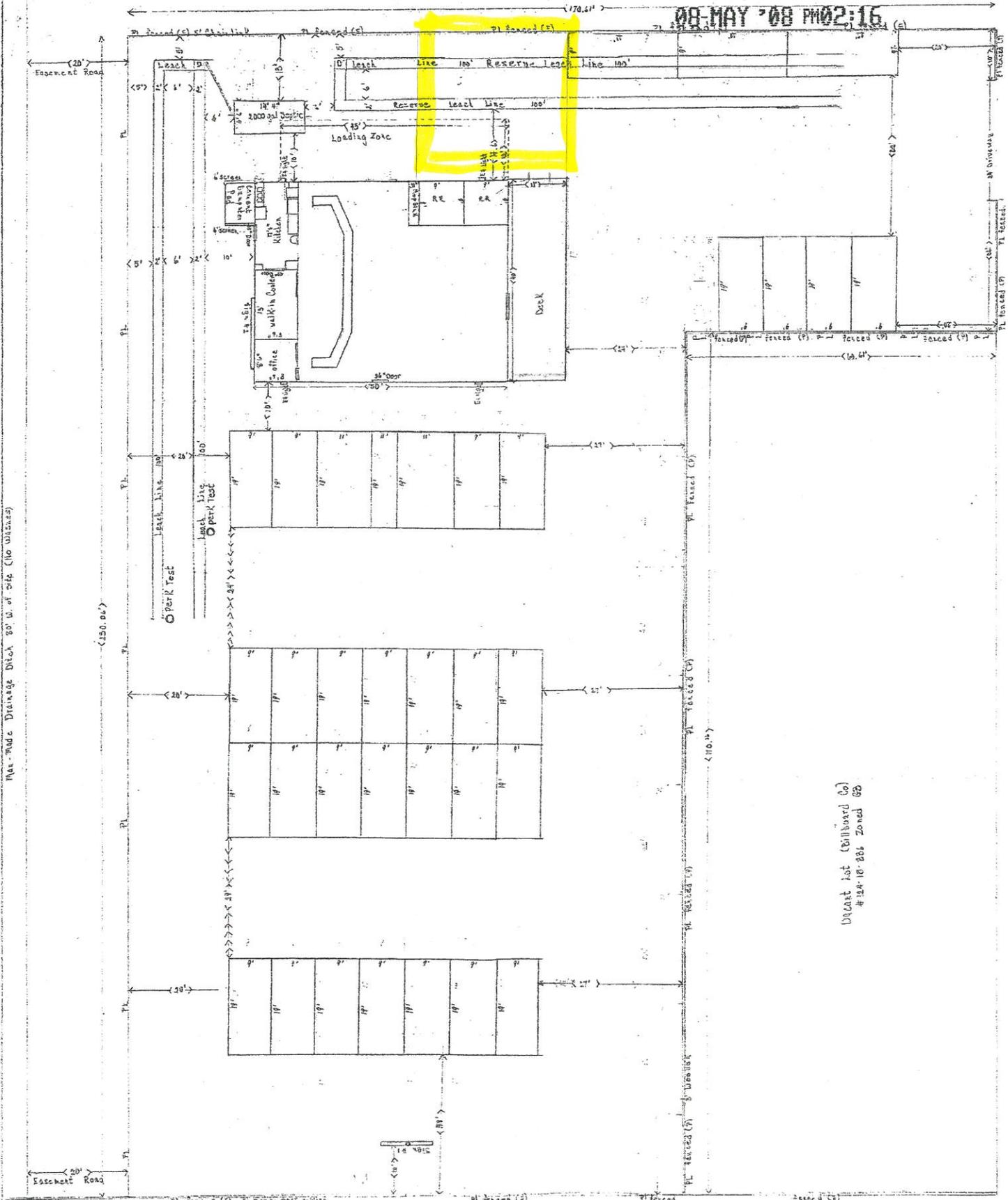
My commission expires on: 10.30.2014

Investigation Recommendation  Approval  Disapproval by: \_\_\_\_\_ Date: \_\_\_\_\_

Director Signature required for Disapprovals \_\_\_\_\_ Date: \_\_\_\_\_



08-MAY '08 PM 02:16



1/4" = 10' Made Drainage Ditch 30" W. of side (No Utilities)

Dracart 1st (Collboard Co)  
# 122-15-853 Zoned 65

W. Meadowlark Lane (asphalt 45 mph 12.5' wide)

H. Clero Rec. Co. 1/4" = 10' 40' wide

# COCHISE COUNTY BOARD OF SUPERVISORS



Telephone (520) 432-9200

Fax (520) 432-5016

**For internal use only:**

- Restaurant/Hotel-Motel
- Club/Government
- Transfer of Premises

### APPLICANT INFORMATION

Applicant Name: Stephen B. Woolf Address: 70 N. Cherokee Trail  
 Business Name: Mescal Bar & Grill City/Zip: Benson/85602  
 Liquor License #: 06020084 Parcel #: 124-15-335A and 336  
 Ownership Type: Limited Liability Co. Liquor License  Special Event Liquor License   
 Partner(s): \_\_\_\_\_

### TO BE COMPLETED BY THE PLANNING & ZONING DEPARTMENT

Please advise if, at the time the application was filed:

1. The premises for which the license is being applied for is within 300 horizontal feet of a church; or
2. The premises for which the license is being applied for is within 300 horizontal feet of a public or private school, or a fenced recreation area adjacent to a school building.

If so, please attach pertinent documentation and drawings or maps.

Comments: Proposed area not within 300 horizontal feet of a church, public or private school, or fenced recreation area adjacent to a school building.

Based on the above information, the Planning and Zoning Department's recommendation to the Board of Supervisors is:	Approval <input checked="" type="checkbox"/>	Disapproval <input type="checkbox"/>
---	---	---

### OTHER PERTINENT INFORMATION FOR THE BOARD'S CONSIDERATION:

Proper Zoning?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Zoning:	GB
Use permitted by P&Z?	Y <input checked="" type="checkbox"/> N <input type="checkbox"/>	Permit#:	065056
Date Permit Issued:	November 24, 2006	Use Permitted:	Bar and Grill
If use not permitted, is it LNC?	Y <input type="checkbox"/> N <input type="checkbox"/>	Year LNC Established:	n/a

- The Planning Department will notify the applicant that if any construction is proposed, a Non-Residential Permit must first be submitted and approved by this Department, or if there is a lapse of 12 months of non-operation of the business, a Non-Residential Permit will be required to re-establish the use from this Department.
- The Planning Department will notify the applicant that he/she will be required to obtain the proper permits before operating the business.
- The Planning Department is currently working with the property owner on several zoning-related issues with the subject property.
- The Planning Department is currently working with the property owner on obtaining the proper permits to operate the business.

Name: Dora V Flores Title: Permit and Customer Service Coordinator  
 Signature: Dora V Flores Date: January 11, 2012  
 Contact phone: 520-432-9240 Email: dflores@cochise.az.gov

*Return completed form with any attachments by:* 01/13/2012

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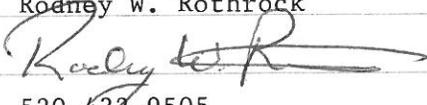
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Comments:

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Approval

Disapproval

Name: Rodney W. Rothrock  
Signature:   
Contact phone: 520-432-9505

Title: Chief Deputy  
Date: 01-26-12  
Email: rrothrock@cochise.az.gov

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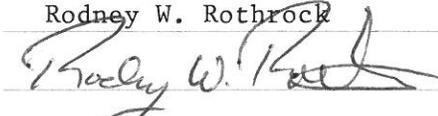
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Larry A. Dever  
Sheriff

# Office of the Sheriff Cochise County



Rodney W. Rothrock  
Chief Deputy

---

**TO:** Cochise County Board of Supervisors

**FROM:** R. W. Rothrock, Chief Deputy

**DATE:** January 26, 2012

**RE:** Mescal Bar and Grill Application

Attached is a list of incidents, ten in total, that have occurred at the Mescal Bar and Grill over the past five years. Please note that the most recent significant event is still an active investigation. During this incident one person received fatal injuries by being run over by a vehicle during, or after, a physical altercation between the parties.

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Comments:

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Approval

Disapproval



Name:

Paul J. Kostellie

Title:

Sgt. Civil

Signature:

Paul J. Kostellie

Date:

12-2-09

Contact phone:

432-9514

Email:

Return completed form with any attachments by:

12/08/2009

