

**PROCEEDINGS OF THE
COCHISE COUNTY BOARD OF SUPERVISORS SPECIAL MEETING
HELD ON TUESDAY, FEBRUARY 7, 2012 @ 10:00 A.M.
IN THE BOARD OF SUPERVISORS EXECUTIVE CONFERENCE ROOM
LOCATED AT 1415 MELODY LANE, BUILDING G, BISBEE ARIZONA**

Chairman Searle called the Special Meeting of the Board of Supervisors to order at 10:02 a.m. All three supervisors were present: Richard Searle, Chairman; Pat Call, Vice-Chairman; Ann English, Supervisor. Also attending were Mike Ortega, County Administrator; Dave Fifer, Deputy County Attorney and Katie Howard, Clerk of the Board.

CONSENT

ITEM 1

Board of Supervisors

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.

ITEM 2

Elections

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.

Vice-Chairman Call made a motion to approve the Consent agenda; Supervisor English seconded the motion and it was approved unanimously.

PUBLIC HEARINGS

ITEM 3

Board of Supervisors

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.

Ms. Howard presented the item and reported that the Sheriff had provided a memo listing multiple incidents at the bar over the past few years in which deputies had become involved and that they were therefore reluctant to make any recommendation on this application. She also pointed out that the review of these applications was now being handled by a different deputy and that the Sheriff had previously recommended approval on the application without providing information about any of these incidents. She also provided the Board with a copy of a letter submitted by the applicant in response to the Sheriff's report and added that she had met with the applicant last week to discuss the Sheriff's report and options available to the Board at today's meeting. Because of the Sheriff's stance on this application, she said the staff recommendation is for No Recommendation to the Arizona Department of Liquor Licenses and Control (ADLLC). This, she said, would cause the ADLLC to hold a hearing on the matter. Other options available to the Board were to approve, or to disapprove the application.

Supervisor English stated that based on the Sheriff's report, the Mescal Bar & Grill appears to be an incubator for violence; she suggested forwarding a recommendation of "No Recommendation", to the

State. Chairman Searle stated that he had heard no complaints of this establishment in past years and pointed out that, based on the Sheriff's previous reports, the Board has approved similar applications for the past three years.

Supervisor English made a motion to make "No Recommendation" to the ADLLC; Vice-Chairman Call seconded the motion. He then asked Chairman Searle for his thoughts, given that this is in Searle's district. Chairman Searle stated that he would like to approve the application. Vice-Chairman Call observed that he is concerned that a neutral response from the Board would prevent the establishment from doing business. Mr. Ortega pointed out that the State board is not bound by the local board's recommendation and that by making No Recommendation, it would ensure a hearing on the matter.

Chairman Searle called for a vote on the motion and it was approved 2-1 (Searle opposed).

ITEM 4

Board of Supervisors

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.

Vice-Chairman Call made a motion to 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. Supervisor English seconded the motion and it was approved unanimously.

Chairman Searle opened the Call to the Public; no one wished to address the Board and he closed the Call to the Public.

There being no further business before the Board, Chairman Call adjourned the meeting at 10:16 a.m.

APPROVED: _____
Richard Searle, Chairman

ATTEST: _____
Katie A. Howard, Clerk of the Board