



# THE CITY OF DOUGLAS

425 10<sup>TH</sup> STREET, DOUGLAS, ARIZONA 85607

TELEPHONE (520) 417-7302 FAX (520) 417-7143

Brenda Aguilar  
City Clerk

## AGENDA – WITH ACTIONS TAKEN

DOUGLAS MAYOR AND CITY COUNCIL  
SPECIAL MEETING – OCTOBER 14, 2009  
AT OR AFTER 4:30 P.M.  
CITY HALL - COUNCIL CHAMBERS

1. CALL TO ORDER/ROLL CALL: 4:30 p.m.

	PRESENT	ABSENT
MAYOR, DR. MICHAEL GOMEZ	X	
COUNCIL MEMBER MARGARET MORALES-WARD ONE		X (excused)
COUNCIL MEMBER MITCH LINDEMANN-WARD TWO	X	
COUNCIL MEMBER BOB FERNANDEZ - WARD THREE	X	
COUNCIL MEMBER RAY SHELTON – WARD FOUR	X	
COUNCIL MEMBER IVAN HUIH - WARD FIVE	X	
COUNCIL MEMBER LOUIE ACEDO – WARD SIX	X	
CITY MANAGER- CURTIS SHOOK	X	
CITY ATTORNEY-JUAN PABLO FLORES	X	
FINANCE DIRECTOR-JORGE TREVIÑO		X (excused)
CITY CLERK - BRENDA AGUILAR	X	

2. DISCUSSION/DECISION TO CALL FOR AND CONDUCT AN EXECUTIVE SESSION UNDER THE AUTHORITY OF A.R.S. §38-431.03 (A) (4) TO CONSULT WITH THE CITY ATTORNEY REGARDING PENDING OR CONTEMPLATED LITIGATION AGAINST THE CITY OF DOUGLAS BY SAM NIEBLAS, BY ABBOT REALTY, AND BY NEW CENTURY INC. AND UNDER THE AUTHORITY OF A.R.S. §38-431.03 (A) (7) TO DISCUSS THE POSSIBLE SALE, PURCHASE, OR LEASE OF PROPERTY LOCATED AT 1112 23<sup>RD</sup> STREET (APN 410-16-099, APN 410-16-100; LOT 5, 6, 7, 8, 9 OF BLOCK 16), CITY OF DOUGLAS PUBLIC HOUSING AUTHORITY OFFICES LOCATED AT 1815 9<sup>TH</sup> STREET, 357 TENTH STREET, 5<sup>TH</sup> STREET AND CHIRICAHUA AVENUE, AND THE HIDDEN TREASURES R.V. PARK LOCATED ADJACENT TO THE MUNICIPAL GOLF COURSE AND THE PERILLA ESTATES.

Motion PASSED by a vote of 7-0.

*“Douglas – the premier southwestern border community.”*

**3. ADJOURNMENT: 5:58 p.m.**

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**Brenda Aguilar  
City Clerk**

**Posted at City Hall on Thursday, October 15, 2009, @ 10:30 a.m. by**

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**Patty Granados  
Administrative Secretary**

**PURSUANT TO THE AMERICANS WITH DISABILITIES ACT (ADA), THE CITY OF DOUGLAS DOES NOT, BY REASON OF A DISABILITY, EXCLUDE FROM PARTICIPATION IN OR DENY BENEFITS OF SERVICES, PROGRAMS OR ACTIVITIES OR DISCRIMINATE AGAINST ANY QUALIFIED PERSON WITH A DISABILITY. INQUIRIES REGARDING COMPLIANCE WITH ADA PROVISION, ACCESSIBILITY OR ACCOMMODATION CAN BE DIRECTED TO FRANK PINON WITHIN 72 HOURS AT PHONE/TDD NO. (520) 417-7329, FAX (520) 417-7143, 425 TENTH STREET, DOUGLAS, ARIZONA 85607.**



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Brenda Aguilar  
City Clerk

## AGENDA – WITH ACTIONS TAKEN

DOUGLAS MAYOR AND CITY COUNCIL  
REGULAR MEETING – OCTOBER 14, 2009  
AT 6:00 P.M.  
CITY HALL - COUNCIL CHAMBERS

1. CALL TO ORDER: 6:00 p.m.
2. PLEDGE OF ALLEGIANCE: **By Council**
3. INVOCATION: **By Council Member Huish**
4. ROLL CALL

	PRESENT	ABSENT
MAYOR, DR. MICHAEL GOMEZ	X	
COUNCIL MEMBER MARGARET MORALES-WARD ONE		X (excused)
COUNCIL MEMBER MITCH LINDEMANN-WARD TWO	X	
COUNCIL MEMBER BOB FERNANDEZ - WARD THREE	X	
COUNCIL MEMBER RAY SHELTON – WARD FOUR	X	
COUNCIL MEMBER IVAN HUIH - WARD FIVE	X	
COUNCIL MEMBER LOUIE ACEDO – WARD SIX	X	
CITY MANAGER- CURTIS SHOOK	X	
CITY ATTORNEY-JUAN PABLO FLORES	X	
FINANCE DIRECTOR-JORGE TREVIÑO		X (excused)
CITY CLERK - BRENDA AGUILAR	X	

5. PRESENTATION OF AWARDS

**Not an action item – no action taken.**

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- 6. DISCUSSION/DECISION ON CONSENT AGENDA ITEMS:
  - A. EXPENDITURES FOR THE MONTH OF SEPTEMBER 2009, TOTALING \$1,904,130.96.**
  - B. MEETING MINUTES FOR SEPTEMBER 9 AND 21, 2009.**
  - C. APPROVAL OF BID PROPOSAL SUBMITTED BY SPIRE ENGINEERING FOR THE BONITA AVENUE SEWER INTERCEPTOR PROJECT IN THE AMOUNT OF \$385,109.53.****

**Motion PASSED by a vote of 7-0.**

- 7. PRESENTATION/DISCUSSION BY CHIRICAHUA COMMUNITY HEALTH CENTERS, INC. PERSONNEL REGARDING THEIR PEDIATRIC CENTER OF EXCELLENCE.**

**Not an action item – no action taken.**

- 8. PERSONS WISHING TO ADDRESS THE COUNCIL IN WRITING OR VERBALLY ON ANY ITEM NOT ON THE AGENDA.**

**Not an action item – no action taken.**

- 9. DISCUSSION/DIRECTION PERTAINING TO BUSINESS LICENSE FEES AT THE COCHISE COUNTY FAIRGROUNDS.**

**Motion PASSED by a vote of 7-0.**

- 10. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 09-643, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, ARIZONA, AUTHORIZING THE EXECUTION OF AN ASSISTANCE TO FIREFIGHTERS GRANT FROM THE ARIZONA DEPARTMENT OF HOMELAND SECURITY IN THE AMOUNT OF \$15,810 FOR THE PURCHASE OF RADIATION DETECTING EQUIPMENT TO BE USED BY THE CITY OF DOUGLAS FIRE DEPARTMENT, BORDER REGION, AND COCHISE COUNTY.**

**Motion PASSED by a vote of 7-0.**

11. **DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 09-644, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, ARIZONA, AUTHORIZING THE EXECUTION OF PREFERRED PROVIDER AGREEMENT/FIRST CALL AGREEMENT BETWEEN THE CITY OF DOUGLAS AND MED-TRANS CORPORATION D.B.A. ARIZONA LIFELINE HELICOPTER MEDICAL TRANSPORTATION SERVICES FOR THE DOUGLAS FIRE DEPARTMENT.**

**Motion PASSED by a vote of 7-0.**

12. **DISCUSSION/DECISION ON APPROVAL OF FIRST AND SECOND READING OF ORDINANCE NO. 09-972, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING TITLE 6 OF THE DOUGLAS MUNICIPAL CODE RELATING TO ANIMALS BY AMENDING ORDINANCES 787 AND 09-963 PERTAINING TO CHAPTER 6.04 AND ESTABLISHING ADDITIONAL REGULATIONS ON DOG MAINTENANCE; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE.**

**Motion PASSED by a vote of 7-0.**

13. **DISCUSSION/DECISION ON APPROVAL OF FIRST AND SECOND READING OF ORDINANCE NO. 09-973, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, ESTABLISHING A NEW RATE SCHEDULE FOR WASTEWATER SERVICES AND FEES, AND REPEALING ALL USER FEE SCHEDULES IN ORDINANCES NO. 602, 755, 794 AND 06-904, EFFECTIVE JANUARY 1, 2010.**

**Motion PASSED by a vote of 7-0.**

14. **DISCUSSION/DECISION ON APPROVAL OF FIRST READING OF ORDINANCE NO. 09-975, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING SECTION 12.16.050 SUBSECTION B OF THE DOUGLAS MUNICIPAL CODE TO SUSPEND THE TWENTY (20) DOLLAR PROCESSING FEE; AND DECLARING AN EMERGENCY.**

**Motion PASSED by a vote of 7-0.**

- 15. DISCUSSION/DECISION ON APPROVAL OF CONSTRUCTION FOR WATER DISTRIBUTION SYSTEMS IMPROVEMENTS ALONG 20<sup>TH</sup> & 21<sup>ST</sup> STREETS FROM A AVENUE TO WASHINGTON AVENUE.**

**Motion PASSED by a vote of 7-0.**

- 16. DISCUSSION/DECISION ON APPROVAL FOR A DISABLED PARKING REQUEST BY MANUEL YANEZ OF 650 13<sup>TH</sup> STREET.**

**Motion PASSED by a vote of 7-0.**

- 17. DISCUSSION/DECISION ON APPROVAL OF VEHICLE AUCTION LISTS AND AUCTION DATES OF NOVEMBER 14 AND DECEMBER 12, 2009, SUBMITTED BY THE DOUGLAS POLICE DEPARTMENT.**

**Motion PASSED by a vote of 7-0.**

- 18. MAYOR'S REPORT.**

**Not an action item – no action taken.**

- 19. COUNCIL MEMBERS' REPORTS.**

**Not an action item – no action taken.**

- 20. CITY MANAGER'S REPORT.**

**Not an action item – no action taken.**

- 21. CITY ATTORNEY'S REPORT.**

**Not an action item – no action taken.**

- 22. ADJOURNMENT: 8:58 p.m.**

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**Brenda Aguilar  
City Clerk**

**Posted at City Hall on Thursday, October 14, 2009, @ 10:30 a.m. by**

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**Patty Granados  
Administrative Secretary**

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