

**NOTICE OF PUBLIC MEETING
OF THE
MAYOR AND COMMON COUNCIL
CITY OF DOUGLAS**

Pursuant to A.R.S. Sec. 38-431.02, notice is hereby given to the members of the City Council and to the general public that the Mayor and Common Council will hold a special meeting open to the public on Wednesday, October 14, 2009, at or after 4:30 p.m. and a regular meeting on the same date at 6:00 p.m..

If authorized by a majority vote of the Council of the City of Douglas, the Council may adjourn the meeting at any time and move into Executive Session for legal advice on any agenda item, pursuant to A.R.S. 38-431.03. The Executive Session will be held immediately after the vote to go into Executive Session and will not be open to the public.

AGENDA: A copy of the agenda for this meeting will be available at the office of the City Clerk at 425 Tenth Street, Douglas, Arizona at least twenty-four hours in advance of the meeting.

CONSENT AGENDA:

ORDER, DEFFERRAL AND ACCELERATION OF AGENDA ITEMS, MAY OCCUR, ALONG WITH VOTE WITHOUT DISCUSSION:

Information concerning the consent items has been forwarded to each Council Member prior to this meeting for study and is on file at the City Clerk's Office in City Hall. Unless some other member of the audience or Council Member has a question concerning an item and asks that it be withdrawn from the consent list, the items are approved at one time by the City Council. The action taken by the Council in approving consent items is set forth in the explanation of the individual items.

Call to the Public

Those wishing to address the Council need not request permission in advance of the meeting. If you wish to speak during Call to the Public, a presentation request form must be completed and submitted to the City Clerk. Action taken as a result of public comment will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.

Dated this 9th day of October, 2009

MAYOR AND COMMON COUNCIL
CITY OF DOUGLAS



THE CITY OF DOUGLAS

425 10TH STREET, DOUGLAS, ARIZONA 85607
TELEPHONE (520) 417-7302 FAX (520) 417-7143

Brenda Aguilar
City Clerk

AGENDA

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

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 23RD 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 9TH STREET, 357 TENTH STREET, 5TH STREET AND CHIRICAHUA AVENUE, AND THE HIDDEN TREASURES R.V. PARK LOCATED ADJACENT TO THE MUNICIPAL GOLF COURSE AND THE PERILLA ESTATES.

3. ADJOURNMENT

Brenda Aguilar
City Clerk

“Douglas – the premier southwestern border community.”

**COUNCIL AGENDA
SPECIAL MEETING – OCTOBER 14, 2009
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Posted at City Hall on Friday, October 9, 2009, @ 3:30 p.m. by

**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.



THE CITY OF DOUGLAS

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Brenda Aguilar
City Clerk

AGENDA

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

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. INVOCATION
4. ROLL CALL
5. PRESENTATION OF AWARDS
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.

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- 7. PRESENTATION/DISCUSSION BY CHIRICAHUA COMMUNITY HEALTH CENTERS, INC. PERSONNEL REGARDING THEIR PEDIATRIC CENTER OF EXCELLENCE.**
- 8. PERSONS WISHING TO ADDRESS THE COUNCIL IN WRITING OR VERBALLY ON ANY ITEM NOT ON THE AGENDA.**
- 9. DISCUSSION/DIRECTION PERTAINING TO BUSINESS LICENSE FEES AT THE COCHISE COUNTY FAIRGROUNDS.**
- 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.**
- 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.**
- 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.**

- 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.**
- 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.**
- 15. DISCUSSION/DECISION ON APPROVAL OF CONSTRUCTION FOR WATER DISTRIBUTION SYSTEMS IMPROVEMENTS ALONG 20TH & 21ST STREETS FROM A AVENUE TO WASHINGTON AVENUE.**
- 16. DISCUSSION/DECISION ON APPROVAL FOR A DISABLED PARKING REQUEST BY MANUEL YANEZ OF 650 13TH STREET.**
- 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.**
- 18. MAYOR'S REPORT.**
- 19. COUNCIL MEMBERS' REPORTS.**
- 20. CITY MANAGER'S REPORT.**
- 21. CITY ATTORNEY'S REPORT.**
- 22. ADJOURNMENT.**

**Brenda Aguilar
City Clerk**

Posted at City Hall on Friday, October 9, 2009, @ 3:30 p.m. by

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