

**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, December 9, 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 Unless some other member of the audience or Council Member has a question concerning an item and asks that it be withdrawn from the consent list, the items are approved at one time by the City Council.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 4<sup>th</sup> day of December, 2009

MAYOR AND COMMON COUNCIL  
CITY OF DOUGLAS



# THE CITY OF DOUGLAS

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

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Brenda Aguilar  
City Clerk

## AGENDA

DOUGLAS MAYOR AND CITY COUNCIL  
SPECIAL MEETING – DECEMBER 9, 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 MT DEVELOPMENT AND PENDING OR CONTEMPLATED LITIGATION AGAINST THE CITY OF DOUGLAS BY MANUEL TAPIA, BY COCHISE COUNTY FAIR ASSOCIATION AND DONATION OF PROPERTY, BY THE HALPERN AND MARGOLIS FAMILY, LOCATED AT THE ADJACENT NORTHEAST CORNER OF 5<sup>TH</sup> STREET AND JEFFERSON.
3. ADJOURNMENT

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Brenda Aguilar  
City Clerk

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

**Posted at City Hall on Friday, December 4, 2009, @ 4:30 p.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

DOUGLAS MAYOR AND CITY COUNCIL  
REGULAR MEETING – DECEMBER 9, 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 NOVEMBER 2009, TOTALING \$1,594,951.05.
  - B. MEETING MINUTES FOR NOVEMBER 12, 2009.

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

- 7. PERSONS WISHING TO ADDRESS THE COUNCIL IN WRITING OR VERBALLY ON ANY ITEM NOT ON THE AGENDA.**
  
- 8. RESIGNATIONS AND APPOINTMENTS.**
  
- 9. DISCUSSION/DECISION REGARDING PETITIONS SUBMITTED BY RESIDENTS REQUESTING THE INSTALLATION OF SPEED BUMPS ON 17<sup>TH</sup> STREET IN THE AREA LOCATED BETWEEN THE PAN AMERICAN AVENUE/SULPHUR SPRINGS JUNCTION AND I AVENUE.**
  
- 10. DISCUSSION/DECISION ON APPROVAL OF FIRST READING OF ORDINANCE NO. 09-976, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING ORDINANCE NO. 574, 577, AND 09-959 AND AMENDING TITLE 5 OF THE DOUGLAS MUNICIPAL CODE RELATING TO BUSINESS LICENSES BY AMENDING SECTIONS 5.02.010, 5.02.020, 5.02.030, 5.02.040, 5.02.070, 5.02.080, 5.02.110, 5.02.120, AND 5.02.150; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.**
  
- 11. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 09-651, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, ARIZONA, AUTHORIZING THE CITY OF DOUGLAS TO ENTER INTO A GRANT AGREEMENT WITH THE ARIZONA CRIMINAL JUSTICE COMMISSION REGARDING DUI ABATEMENT GRANT PROGRAM IN THE AMOUNT OF \$5,000 FOR PURPOSES OF ENFORCEMENT, PROSECUTORIAL AND ALCOHOL ABUSE TREATMENT TO ABATE DUI OCCURRENCES UNDER THIS STATE FUNDED GRANT PROGRAM.**

- 12. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NUMBER 09-652, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, ARIZONA, AUTHORIZING THE EXECUTION OF THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DOUGLAS AND COCHISE COUNTY TO PROVIDE CERTAIN ELECTION SUPPLIES AND SERVICES FOR THE CITY'S PRIMARY AND GENERAL ELECTIONS SCHEDULED FOR MARCH 9, 2010, AND MAY 18, 2010.**
  
- 13. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NUMBER 09-653, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, ARIZONA, AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR STATE HOUSING FUNDS (WHICH MAY INCLUDE FEDERAL FUNDING THROUGH THE HOME INVESTMENT PARTNERSHIP PROGRAM OR STATE HOUSING FUNDS), CERTIFYING THAT SAID APPLICATION MEETS THE COMMUNITY'S HOUSING AND COMMUNITY DEVELOPMENT NEEDS AND THE REQUIREMENTS OF THE STATE HOUSING PROGRAMS, AND AUTHORIZING ALL ACTIONS NECESSARY TO IMPLEMENT AND COMPLETE THE ACTIVITIES IN SAID APPLICATION.**
  
- 14. MAYOR'S REPORT.**
  
- 15. COUNCIL MEMBERS' REPORTS.**
  
- 16. CITY MANAGER'S REPORT.**
  
- 17. CITY ATTORNEY'S REPORT.**
  
- 18. ADJOURNMENT.**

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**Brenda Aguilar  
City Clerk**

**Posted at City Hall on Friday, December 4, 2009, @ 4:30 p.m. by**

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**Patty Granados  
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