

**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, May 12, 2010,** 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 Unless some other member of the audience or Council Member has a question concerning an item and asks that it be withdrawn from the consent list, the items are approved at one time by the City Council.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 7th day of May, 2010.

**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 – MAY 12, 2010
AT OR AFTER 4:30 P.M.
CITY HALL - COUNCIL CHAMBER**

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 FOR LEGAL ADVICE REGARDING PENDING OR CONTEMPLATED LITIGATION BY THE CITY OF DOUGLAS AGAINST MT DEVELOPMENT; AND SAMUEL NIEBLAS AGAINST THE CITY OF DOUGLAS AND UNDER THE AUTHORITY OF A.R.S. § 38-431.03 (A) (4) TO CONSULT WITH THE CITY ATTORNEY FOR LEGAL ADVICE REGARDING PENDING OR CONTEMPLATED LITIGATION AGAINST THE CITY OF DOUGLAS REGARDING THE CLUB 3000 PROPERTY, BY RESIDENTS AFFECTED BY SB 1070, AND BY RESPONDENTS OF CLAIM OF SALES TAX LIENS ISSUED BY THE CITY OF DOUGLAS AND UNDER THE AUTHORITY OF A.R.S. § 38-431.03 (A) (7) TO DISCUSS THE POSSIBLE SALE, PURCHASE, OR LEASE OF PROPERTY THE HIDDEN TREASURES R.V. PARK LOCATED ADJACENT TO THE MUNICIPAL GOLF COURSE, THE GOVERNMENT CENTER PROJECT AND 5TH STREET AND CHIRICAHUA AVENUE.
3. ADJOURNMENT.

Brenda Aguilar
City Clerk

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**COUNCIL AGENDA
SPECIAL MEETING – MAY 12, 2010
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Posted at City Hall on Friday, May 7, 2010, @ 4:30 p.m. by

**Patty Ortiz
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 – MAY 12, 2010
AT 6:00 P.M.
CITY HALL - COUNCIL CHAMBER**

1. CALL TO ORDER
2. PLEDGE OF ALLEGIANCE
3. INVOCATION
4. ROLL CALL
5. PRESENTATION OF AWARDS
6. DISCUSSION/DIRECTION PERTAINING TO SB 1070.
7. DISCUSSION/DECISION ON CONSENT AGENDA ITEMS:
 - A. EXPENDITURES FOR THE MONTH OF APRIL 2010, TOTALING \$2,034,140.40.
 - B. MEETING MINUTES FOR MARCH 16 AND 29, 2010, AND APRIL 14, 2010.
8. RESIGNATIONS AND APPOINTMENTS.

Finance Committee Appointments
9. PERSONS WISHING TO ADDRESS THE COUNCIL IN WRITING OR VERBALLY ON ANY ITEM NOT ON THE AGENDA.
10. PRESENTATION/DISCUSSION BY COUNCIL MEMBER ACEDO PERTAINING TO ALLEY CLEANUP AND GARBAGE CONTAINERS.

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- 11. DISCUSSION/DECISION ON APPROVAL OF THIRD READING OF ORDINANCE NO. 10-980, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, ESTABLISHING FEES FOR THE DOUGLAS FIRE DEPARTMENT EMERGENCY MEDICAL SERVICES (EMS), ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND DECLARING AN EMERGENCY.**

- 12. DISCUSSION/DECISION ON APPROVAL OF SECOND READING OF ORDINANCE NO. 10-981, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF A LAND AND SMALL HANGAR LEASE AGREEMENT BETWEEN THE CITY OF DOUGLAS AND MED-TRANS CORPORATION AT THE DOUGLAS MUNICIPAL AIRPORT LOCATED AT 3200 E. 10TH STREET IN THE CITY OF DOUGLAS, ARIZONA; ESTABLISHING SEVERABILITY OF COMPONENTS; AND DECLARING AN EMERGENCY.**

- 13. DISCUSSION/DECISION ON APPROVAL OF THIRD READING OF ORDINANCE NO. 10-982, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, CONFIRMING ESTABLISHED BUILDING PERMIT AND INSPECTION FEES AND ESTABLISHING LEAD BASE PAINT TESTING/INSPECTION FEES FOR THE CITY OF DOUGLAS PUBLIC WORKS AND NEIGHBORHOODS HOUSING AND GRANTS DEPARTMENT; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.**

- 14. DISCUSSION/DECISION ON APPROVAL OF SECOND READING OF ORDINANCE NO. 10-983, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, REORGANIZING THE FINANCE DEPARTMENT AND MODIFYING THE ORGANIZATIONAL CHART TO ACCOMMODATE FOR SALES TAX ADMINISTRATION/COLLECTION FUNCTIONS AND CHANGING JOB DESCRIPTIONS ACCORDINGLY BY FUNCTION, TITLE AND/OR RANGE; AND SHARING AN ACCOUNT CLERK I POSITION BETWEEN THE MUNICIPAL COURT AND THE FINANCE DEPARTMENT; ESTABLISHING SEVERABILITY OF COMPONENTS; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.**

- 15. DISCUSSION/DECISION ON APPROVAL OF THIRD READING OF ORDINANCE NO. 10-984, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING ORDINANCE NO. 10-979 REGARDING VEHICLE IMPOUND FEES AS PART OF CHAPTER 10 OF THE MUNICIPAL CODE; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND DECLARING AN EMERGENCY.**

- 16. DISCUSSION/DECISION ON APPROVAL OF THIRD READING OF ORDINANCE NO. 10-986, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING ARTICLE 5 OF THE CITY OF DOUGLAS ZONING REGULATIONS BY THE ADDITION OF PERMITTED USES TO SECTION 510.4 AND BY THE ADDITION OF PERMITTED CONDITIONAL USES TO SECTION 510.5 HI-HEAVY INDUSTRY ZONING DISTRICT; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.**

- 17. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-780, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, APPROVING THE APPLICATION SUBMITTAL BY THE CITY OF DOUGLAS POLICE DEPARTMENT FOR PUBLIC SAFETY GRANT FUNDS IN THE AMOUNT OF \$25,930.33 FROM THE TOHONO O'ODHAM NATION TO PURCHASE COMMUNICATIONS EQUIPMENT FOR THE BENEFIT OF THE COMMUNITY.**

- 18. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-781, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DOUGLAS AND THE STATE OF ARIZONA ACTING BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION IN AN AMOUNT NOT TO EXCEED \$114,000 TO MATCH FEDERAL FUNDS AT A RATE OF 5.7% FOR DESIGN AND CONSTRUCTION OF CHINO ROAD FROM INTERNATIONAL AVENUE TO 5TH STREET IN DOUGLAS, ARIZONA.**

- 19. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-782, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF A COLLECTION AGREEMENT(S) BETWEEN THE CITY OF DOUGLAS AND SURETY ACCEPTANCE CORPORATION, AN ARIZONA CORPORATION, TO PROVIDE PROFESSIONAL DEBT COLLECTION SERVICES, INCLUDING AMBULANCE ACCOUNTS AND UTILITY ACCOUNTS FOR THE CITY OF DOUGLAS FINANCE DEPARTMENT.**

- 20. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-783, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE CITY OF DOUGLAS TO APPLY FOR GRANT FUNDING AND ENTER INTO AN AGREEMENT WITH THE STATE OF ARIZONA DEPARTMENT OF HOMELAND SECURITY FOR A REIMBURSABLE GRANT FUND ALLOCATION IN THE AMOUNT OF \$12,035 FOR THE PURCHASE OF INTELLIGENCE SOFTWARE EQUIPMENT UNDER THE OPERATION STONEGARDEN GRANT PROGRAM.**

- 21. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-784, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF DOUGLAS AND COCHISE COUNTY TO ESTABLISH A REGIONAL SERVICE CENTER IN THE PHELPS DODGE MERCANTILE BUILDING LOCATED AT 1012 G AVENUE IN DOUGLAS, ARIZONA.**

- 22. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-785, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF DOUGLAS AND BWS ARCHITECTS FOR THE ARCHITECTURAL AND ENGINEERING SERVICES AS REQUIRED FOR THE DEVELOPMENT AND DESIGN OF THE FIRST PHASE OF THE DOUGLAS GOVERNMENT CENTER PROJECT.**

- 23. DISCUSSION/DECISION ON APPROVAL OF CITY MANAGER RECOMMENDATIONS CONCERNING DPOA AS PRESENTED BY MEMORANDUM ON MARCH 31, 2010.**
- 24. MAYOR'S REPORT.**
No report.
- 25. COUNCIL MEMBERS' REPORTS.**
No reports.
- 26. CITY MANAGER'S REPORT.**
No report.
- 27. CITY ATTORNEY'S REPORT.**
No report.
- 28. ADJOURNMENT.**

**Brenda Aguilar
City Clerk**

Posted at City Hall on Friday, May 7, 2010, @ 4:30 p.m. by

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