

**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 13, 2010**, at or after 5:00 p.m. and also a regular meeting on the same date at 6:00 p.m. The meetings will be held at City Hall – Council Chamber, 425 Tenth Street, Douglas, AZ 85607.

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:

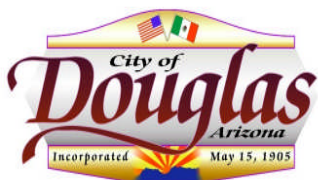
Information concerning the consent items has been forwarded to each Council Member prior to this meeting for study and is on file at the City Clerk's Office in City Hall. Unless some other member of the audience or Council Member has a question concerning an item and asks that it be withdrawn from the consent list, the items are approved at one time by the City Council.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 8<sup>th</sup> day of October, 2010.**

**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

CITY OF DOUGLAS  
MAYOR AND COUNCIL  
SPECIAL MEETING – OCTOBER 13, 2010  
AT OR AFTER 5:00 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 VICE VERSA, AND AGAINST THE CITY OF DOUGLAS BY THE COCHISE COUNTY FAIR ASSOCIATION AND TO CALL FOR AND CONDUCT AN EXECUTIVE SESSION 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 AND UNDER THE AUTHORITY OF § 38-431.03 (A) (3) FOR DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH THE ATTORNEY OF THE PUBLIC BODY REGARDING REVISIONS IN NEW STATE FIREWORKS REGULATIONS.
  
3. ADJOURNMENT.

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Brenda Aguilar  
City Clerk

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

**Posted at City Hall on Friday, October 8, 2010, @ 4:30 p.m. by**

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**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.**



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Brenda Aguilar  
City Clerk

**AGENDA  
DOUGLAS MAYOR AND CITY COUNCIL  
REGULAR MEETING – OCTOBER 13, 2010  
AT 6:00 P.M.  
CITY HALL - COUNCIL CHAMBER**

1. CALL TO ORDER.
2. PLEDGE OF ALLEGIANCE.
3. INVOCATION.
4. ROLL CALL.
5. PERSONS WISHING TO ADDRESS THE COUNCIL IN WRITING OR VERBALLY ON ANY ITEM NOT ON THE AGENDA.
6. DISCUSSION/DECISION ON CONSENT AGENDA ITEMS:
  - A. EXPENDITURES FOR THE MONTH OF SEPTEMBER 2010, TOTALING \$2,213,165.62.
  - B. MEETING MINUTES FOR JULY 26, 2010, AUGUST 11, 2010, AND SEPTEMBER 1, 2010.
7. DISCUSSION/DECISION ON APPROVAL OF FIRST READING OF ORDINANCE NO. 10-985, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF A COMMERCIAL PROPERTY LEASE AGREEMENT BETWEEN THE CITY OF DOUGLAS AND CORAZÓN BEHAVIORAL HEALTH SERVICES AT 1815 E. 9<sup>TH</sup> STREET, IN THE CITY OF DOUGLAS, ARIZONA; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND DECLARING AN EMERGENCY.

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8. DISCUSSION/DECISION ON APPROVAL OF FIRST READING OF ORDINANCE NO. 10-989, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING ORDINANCE NO. 10-980, PERTAINING TO THE DOUGLAS FIRE DEPARTMENT EMERGENCY MEDICAL SERVICES (EMS) FEES; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.
  
9. DISCUSSION/DECISION ON APPROVAL OF FIRST READING OF ORDINANCE NO. 10-991, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE CITY TO ACQUIRE FROM THE FEDERAL INSURANCE CORPORATION IN THE CAPACITY OF RECEIVER OF IRWIN UNION BANK COLLATERAL INC. AN INDIANA CORPORATION IMPROVED REAL PROPERTY, IDENTIFIED AS PARCEL NUMBERS 410-08-004B; 410-10-001G; 410-10-002G; 410-10-004B; LOCATED ADJACENT TO THE DOUGLAS MUNICIPAL GOLF COURSE AT LA PERILLA ESTATES IN DOUGLAS, ARIZONA, ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND DECLARING AN EMERGENCY.
  
10. DISCUSSION/DECISION ON APPROVAL OF SECOND READING OF ORDINANCE NO. 10-992, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING USER FEES FOR THE DOUGLAS PARKING LOT AT 1<sup>ST</sup> STREET AND CUSTOMS AVENUE, ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.
  
11. DISCUSSION/DECISION ON APPROVAL OF SECOND READING OF ORDINANCE NO. 10-993, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING CHAPTER 2.02 OF THE DOUGLAS MUNICIPAL CODE BY THE ADDITION OF SECTION 2.02.020 TO ESTABLISH RULES OF CONDUCT FOR COUNCIL MEETINGS; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.

12. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-804, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE BORDER ENVIRONMENT COOPERATION COMMISSION (BECC) TO INCREASE THE ACCEPTED GRANT FUNDING FROM \$66,100 TO \$71,700 FOR HAZARDOUS MATERIAL TRAINING AND EQUIPMENT TO BE USED BY THE CITY OF DOUGLAS FIRE DEPARTMENT AND OTHER NATIONAL AND INTERNATIONAL EMERGENCY RESPONSE AGENCIES IN THE BORDER REGION.
13. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-814 A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE CITY OF DOUGLAS TO SUBMIT A GRANT APPLICATION AND ACCEPT GRANT FUNDING FROM THE ARIZONA GOVERNOR'S OFFICE OF ECONOMIC RECOVERY IN THE AMOUNT OF \$97,327 FOR THE PURCHASE OF TEN (10) MOBILE DATA TERMINALS AND THIRTEEN (13) VEHICLE MOUNTING PACKAGES FOR THE DOUGLAS POLICE AND FIRE DEPARTMENT.
14. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-815 A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, APPROVING AND ACCEPTING A GRANT OF A PERMANENT ROADWAY EASEMENT ALONG WITH AN EXPANSIVE DRAINAGE EASEMENT FROM FREEPORT-MCMORAN CORPORATION TO THE CITY OF DOUGLAS FOR INSTALLATION AND MAINTENANCE WITH OTHER IMPROVEMENTS, EQUIPMENT, AND APPURTENANCES, LOCATED IN THE PROPOSED 3<sup>RD</sup> STREET RIGHT OF WAY AND BEYOND IN THE CITY OF DOUGLAS; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS.
15. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-816 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 FOR ROADWAY SIGN REPLACEMENT AND RESTRIPIING OF VARIOUS LOCATIONS FOR CITYWIDE IMPROVEMENTS TO BE PERFORMED WITH THE CITY DESIGN TO ACHIEVE TRAFFIC SAFETY ALONG ROADWAYS IN DOUGLAS, ARIZONA.

16. **DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-817 A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE CITY TO ACT AS FISCAL AGENT FOR CITY OF DOUGLAS YOUTH ACTIVITIES FUND, IN THEIR GRANT FUNDING FROM THE TOHONO O'ODHAM NATION.**

17. **DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 10-818 A RESOLUTION OF THE MAYOR PRO TEMPORE AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, APPROVING A VOTE OF NO CONFIDENCE IN THE LEADERSHIP OF MAYOR GOMEZ.**

18. **MAYOR'S REPORT.**

- Update on 3<sup>rd</sup> Street and Chino Road Project.
  - Easement from Freeport-McMoran.

19. **COUNCIL MEMBERS' REPORTS.**

Rudy Quiñonez:

- Loudspeakers in the downtown area.

20. **CITY MANAGER'S REPORT.**

- Clubhouse bar and restaurant update.
- Future presentation of water and sewer rate discounts.

21. **CITY ATTORNEY'S REPORT.**

- September 8, 2010, Open Meeting Law training recap.

**22. ADJOURNMENT.**

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**Brenda Aguilar**  
**City Clerk**

**Posted at City Hall on Friday, October 8, 2010, @ 4:30 p.m. by**

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**Patty Ortiz**  
**Administrative Secretary**

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