



THE CITY OF DOUGLAS

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

Brenda Aguilar
City Clerk

AGENDA – WITH ACTIONS TAKEN

CITY OF DOUGLAS
MAYOR AND COUNCIL
SPECIAL MEETING – OCTOBER 12, 2011
AT OR AFTER 5:00 P.M.
CITY HALL - COUNCIL CHAMBER

1. CALL TO ORDER/ROLL CALL: 5:01 p.m.

	PRESENT	ABSENT
MAYOR, DR. MICHAEL GOMEZ		X (excused)
COUNCIL MEMBER MARGARET MORALES-WARD ONE	X	
COUNCIL MEMBER MITCH LINDEMANN-WARD TWO	X	
COUNCIL MEMBER BEN LA FORGE	X	
COUNCIL MEMBER RAY SHELTON – WARD FOUR	X	
COUNCIL MEMBER IVAN HUIH - WARD FIVE	X	
COUNCIL MEMBER RUDY QUIÑONEZ – WARD SIX		X (excused)
CITY MANAGER- CURTIS SHOOK	X	
CITY ATTORNEY-JUAN PABLO FLORES	X	
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 FOR LEGAL ADVICE REGARDING PENDING LITIGATION BY THE CITY OF DOUGLAS AGAINST MT. DEVELOPMENT, LLC. AND VICE VERSA AND TO CONSULT WITH THE CITY ATTORNEY FOR LEGAL ADVICE REGARDING PENDING LITIGATION AGAINST THE CITY OF DOUGLAS POLICE DEPARTMENT BY RAMON AND VERONICA QUINTERO.

Motion PASSED by a vote of 5-0.

“Douglas – the premier southwestern border community.”

3. ADJOURNMENT: 5:40 p.m.

Brenda Aguilar
City Clerk

Posted at City Hall on Thursday, October 13, 2011, @ 12:15 p.m. by

Ana Laura Gonzalez
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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AGENDA – WITH ACTIONS TAKEN

CITY OF DOUGLAS
MAYOR AND COUNCIL
REGULAR MEETING – OCTOBER 12, 2011
AT 6:00 P.M.
CITY HALL - COUNCIL CHAMBER

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 (excused)
COUNCIL MEMBER MARGARET MORALES-WARD ONE	X	
COUNCIL MEMBER MITCH LINDEMANN-WARD TWO	X	
COUNCIL MEMBER BEN LA FORGE	X	
COUNCIL MEMBER RAY SHELTON – WARD FOUR	X	
COUNCIL MEMBER IVAN HUIH - WARD FIVE	X	
COUNCIL MEMBER RUDY QUIÑONEZ – WARD SIX		X (excused)
CITY MANAGER- CURTIS SHOOK	X	
CITY ATTORNEY-JUAN PABLO FLORES	X	
CITY CLERK - BRENDA AGUILAR	X	

5. PRESENTATION OF AWARDS.

City of Show Low Police Chief, Jeffrey Smythe, will present an appreciation award to Officer Martin Villa and to Officer Tomas Romero.

City of Douglas Police Chief, Alberto Melis, will present a lifesaving award to Officer Martin Villa and to Officer Ivan Villaescusa.

Not an action item – no action taken.

“Douglas – the premier southwestern border community.”

6. DISCUSSION/DECISION ON APPROVAL AND AUTHORIZING THE CITY MANAGER TO SEARCH FOR AN AERIAL LADDER FIRE TRUCK AND FINANCING OPTIONS TO PURCHASE.

- a. PowerPoint presentation by Fire Chief, Mario Novoa.

Motion PASSED by a vote of 5-0.

7. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 11-857, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF A GRANT FROM THE 100 CLUB OF ARIZONA IN THE AMOUNT OF \$2,828 TO PURCHASE BALLISTIC PROTECTION HELMETS TO USE AT DANGEROUS EMERGENCY SCENES.

Motion PASSED by a vote of 5-0.

8. PRESENTATION/DISCUSSION BY FINANCE MANAGER, LUIS PEDROZA, CONCERNING THE FINANCIAL REPORT FOR FISCAL YEAR ENDING JUNE 30, 2011.

Not an action item – no action taken.

9. DISCUSSION/DECISION ON CONSENT AGENDA ITEMS:

- A. EXPENDITURES FOR THE MONTH OF SEPTEMBER 2011, TOTALING \$2,145,029.41.

- B. MEETING MINUTES FOR JULY 13, 2011, AUGUST 29, 2011, AND SEPTEMBER 14, 2011.

Motion PASSED by a vote of 5-0.

10. DISCUSSION/DECISION ON APPROVAL OF FIRST READING OF ORDINANCE NO. 11-1003, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING TITLE 3 OF THE CITY OF DOUGLAS MUNICIPAL CODE RELATING TO MUNICIPAL CEMETERY AND BY AMENDING SECTIONS 3.12.010 THROUGH 3.12.100, ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.

Motion PASSED by a vote of 5-0 with an amendment to offer a thirty-percent discount off the standard fees for honorably discharged veterans and their spouse.

11. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 11-858, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AMENDING RESOLUTION NO. 10-664 AND AUTHORIZING THE CITY MANAGER TO OVERSEE THE “NOW” ACCOUNT WITH ALLIANCE BANK OF ARIZONA.

Motion PASSED by a vote of 5-0.

12. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 11-859, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, TO COMPLY WITH GOVERNMENT ACCOUNTING STANDARDS BOARD (GASB) NO. 54, FUND BALANCE REPORTING AND GOVERNMENTAL FUND TYPE DEFINITIONS AND APPOINTMENT.

Motion PASSED by a vote of 5-0.

13. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 11-860, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE CITY OF DOUGLAS TO ENTER INTO A PARTIAL MATCH GRANT AGREEMENT WITH THE WATER INFRASTRUCTURE FINANCE AUTHORITY OF ARIZONA (WIFA) FOR THE DEVELOPMENT OF A WATER SYSTEM MODEL OF THE CITY OF DOUGLAS WATER DISTRIBUTION SYSTEM AS PART OF A WATER SERVICE PLANNING DESIGN AWARD PROGRAM.

Motion PASSED by a vote of 5-0.

14. DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 11-861 OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE CITY OF DOUGLAS, A MUNICIPAL CORPORATION TO ENTER INTO A MUTUAL RELEASE AND SETTLEMENT AGREEMENT WITH RAY A. MEHAN AND JULIE ANN MEHAN, HUSBAND AND WIFE; MT. 300 L.L.C., MEHAN INVESTMENTS L.L.C., AND MT. DEVELOPMENT L.L.C., ALL ARIZONA LIMITED LIABILITY COMPANIES (“MEHAN”) CONCERNING PENDING LITIGATION IN COCHISE AND MARICOPA COUNTY SUPERIOR COURTS ALONG WITH OTHER LEGAL OBLIGATIONS OF THE PARTIES UNDER THE TERMS OF THE MUTUAL RELEASE AND SETTLEMENT AGREEMENT ENTERED INTO BETWEEN THE PARTIES, IN ORDER TO ACCOMPLISH DISMISSAL WITH PREJUDICE AS TO ALL PENDING LITIGATION.

Motion PASSED by a vote of 5-0.

15. DISCUSSION/DECISION ON APPROVAL OF AN INVESTIGATION CONCERNING ALLEGATIONS OF AN ETHICAL VIOLATION(S) AND/OR OFFICIAL MISCONDUCT WHICH MAY HAVE OCCURRED ON OR ABOUT SEPTEMBER 30, 2010, BY MAYOR GOMEZ AND INSTRUCTING/AUTHORIZING THE MAYOR PRO TEMPORE TO INVESTIGATE AND TO CONTACT THE APPROPRIATE LAW ENFORCEMENT AGENCIES AND/OR INDEPENDENT COUNSEL TO HANDLE THE INVESTIGATION.

Motion PASSED by a vote of 5-0.

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

Not an action item – no action taken.

17. MAYOR'S REPORT.

Not an action item – no action taken.

- 09/16/11 Meeting - Arizona Department of Transportation Consultation Meeting concerning the State Long-Range Transportation Plan – What moves You Arizona, the Statewide Transportation Improvement Program covering multimodal projects over the next five years, and other regional transportation planning activities.
- 09/16/11 Meeting – State Transportation Board Meeting concerning the 5-year Transportation Infrastructure Plan.
- Update concerning pending House Bill 4039 regarding funding expansion and modernization projects for the City of Douglas Port of Entry.

18. COUNCIL MEMBERS' REPORTS.

Not an action item – no action taken.

Margaret Morales:

- Douglas Recreation Division
 - Repair of exercise equipment.
 - Use of funding from the \$20,000 (unused fireworks budget) allocated for capital improvements in the parks and recreation division.
 - Five-gallon water tank in the workout facility.
 - Request to be filled weekly.

Mitch Lindemann:

- Merits of call to the public.

Ben La Forge:

- Administrative response concerning abatement notices for vacant/abandoned homes with overgrown weeds.
- 09/22/11 City of Willcox Mayors/Managers' Luncheon update.

Ivan Huish:

- Would like to thank everyone who assisted and contacted him concerning his incident at City Hall on 09/14/11.

19. CITY MANAGER'S REPORT.

None

Not an action item – no action taken.

20. CITY ATTORNEY'S REPORT.

None

Not an action item – no action taken.

21. ADJOURNMENT: 7:34 p.m.

Brenda Aguilar
City Clerk

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Administrative Secretary

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