

**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, March 9, 2011**, at or after 5:30 p.m., and 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 Unless some other member of the audience or Council Member has a question concerning an item and asks that it be withdrawn from the consent list, the items are approved at one time by the City Council.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 4<sup>th</sup> day of March, 2011.**

**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 – MARCH 9, 2011  
AT OR AFTER 5:30 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) (7) TO DISCUSS THE POSSIBLE SALE, PURCHASE, OR LEASE OF REAL PROPERTY KNOWN AS THE HIDDEN TREASURES R.V. PARK LOCATED ADJACENT TO THE MUNICIPAL GOLF COURSE.
3. ADJOURNMENT.

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

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

**Posted at City Hall on Friday, March 4, 2011, @ 11:30 a.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

**CITY OF DOUGLAS  
MAYOR AND COUNCIL  
REGULAR MEETING – MARCH 9, 2011  
AT 6:00 P.M.  
CITY HALL - COUNCIL CHAMBER**

1. CALL TO ORDER.
2. PLEDGE OF ALLEGIANCE.
3. INVOCATION.
4. ROLL CALL.
5. DISCUSSION/DECISION ON APPROVAL OF APPOINTMENTS.
  - PERSONNEL APPEALS BOARD:
    - Reappointment – David Pettes
    - Appointments – Adalberto Araiza, Rudy Sierra, Connie Linder, Eric Mapp
6. DISCUSSION/PRESENTATION BY VICTOR GONZALEZ, DOUGLAS REGIONAL ECONOMIC DEVELOPMENT CORPORATION, CONCERNING A BUSINESS UPDATE AND GRANT AWARD ISSUED BY THE ARIZONA COMMERCE AUTHORITY IN THE AMOUNT OF \$50,000.
7. PERSONS WISHING TO ADDRESS THE COUNCIL IN WRITING OR VERBALLY ON ANY ITEM NOT ON THE AGENDA.

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8. DISCUSSION/DECISION ON CONSENT AGENDA ITEMS:
  - A. EXPENDITURES FOR THE MONTH OF FEBRUARY 2011, TOTALING \$1,742,063.87.
  - B. MEETING MINUTES FOR NOVEMBER 30, 2010, AND DECEMBER 8, 2010.
  - C. APPROVAL OF BID PROPOSAL SUBMITTED BY ADAMS AND ASSOCIATES ENGINEERS, PLLC FOR ENERGY EFFICIENCY AUDITS.
9. DISCUSSION/DECISION ON APPROVAL OF THIRD READING OF ORDINANCE NO. 11-997, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, RELATING TO PLANNING AND ZONING, LIMITING THE USE OF LAND FOR REGISTERED NONPROFIT MEDICAL MARIJUANA DISPENSARIES AND THE GROWTH AND CULTIVATION OF MEDICAL MARIJUANA, AMENDING THE CITY OF DOUGLAS ZONING REGULATIONS, ARTICLE 5, SECTION 507, 508, 509; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.
10. DISCUSSION/DECISION ON APPROVAL OF SECOND READING OF ORDINANCE NO. 11-998, AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, ARIZONA, AUTHORIZING THE CITY OF DOUGLAS, TO EXCHANGE WITH WESTERN REGION NON-PROFIT HOUSING CORPORATION, A UTAH NONPROFIT CORPORATION VARIOUS PARCELS OF IMPROVED REAL PROPERTY, IDENTIFIED AS TWO (2) CITY PARCELS ON 18<sup>TH</sup> STREET AND BONITA AVENUE TOTALLING 16,063 SQUARE FEET AND ANOTHER CITY PARCEL TOTALLING 749 SQUARE FEET ON THE NORTH SIDE OF PARCEL NUMBERS 410-14-010 AND 410-14-01C IN EXCHANGE FOR A 40,541 SQUARE FOOT PARCEL OF LAND BORDERING 15<sup>TH</sup> STREET PARK ALONG DOLORES AND ESTRELLA AVENUES, ALONG THE SOUTH SIDE OF PARCEL NUMBERS 410-14-010 AND 410-14-01C, LOCATED IN DOUGLAS, ARIZONA; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE AND ESTABLISHING AN EFFECTIVE DATE THEREOF.

11. **DISCUSSION/DECISION ON APPROVAL OF RESOLUTION NO. 11-830, A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF DOUGLAS, COCHISE COUNTY, 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 SPECIAL ELECTION SCHEDULED FOR MAY 17, 2011.**

12. **MAYOR'S REPORT.**

- Recap of Border Issues as discussed at a S.E.A.G.O (SouthEastern Arizona Governments) meeting on February 18, 2011.

13. **COUNCIL MEMBERS' REPORTS.**

Margaret Morales:

- Installation of a 4-way stop at 5<sup>th</sup> Street and G Avenue.

Mitch Lindemann:

- Flooding issues in the area of the 2100 block on 7<sup>th</sup> Street.
- Zero setbacks research for future consideration.

Rudy Quiñonez:

- Clubhouse rental guidelines.

14. **CITY MANAGER'S REPORT.**

Legislative Review:

- SB 1160 Rental Tax
- SB 1204 Trash Collection
- SB 1220 Model City Tax Code
- SB 1221 State Shared Revenues
- SB 1525 Development Fess
- Phelps Dodge Mercantile Bids

15. **CITY ATTORNEY'S REPORT.**

- Back taxes/tax deeds concerning City owned property.
- Manuel Tapia vs. City of Douglas personal injury settlement.

**16. ADJOURNMENT.**

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

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