

Minutes

**MAYOR AND COUNCIL  
REGULAR MEETING - MAY 13, 2020, AT 6:00 P.M.**

1. **CALL TO ORDER: 6:00 p.m.**
2. **PLEDGE OF ALLEGIANCE: by Council**
3. **INVOCATION by: Council Member Huish**
4. **ROLL CALL.**

	<u>PRESENT</u>	<u>ABSENT</u>
MAYOR, ROBERT URIBE	X (6:09 p.m.)	
MAYOR PRO TEMPORE, MITCH LINDEMANN	X	
COUNCILMEMBER, MARGARET MORALES	X	
COUNCILMEMBER, DONALD HUISH	X	
COUNCILMEMBER, RAY SHELTON	X	
COUNCILMEMBER, CESAR SOTO	X	
COUNCILMEMBER, JOSE GRIJALVA	X	
CITY MANAGER, JERENE WATSON	X	
CITY ATTORNEY, JUAN PABLO FLORES	X	
CITY TREASURER, LUIS PEDROZA	X	
ACTING CITY CLERK, ALMA ANDRADE	X	

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

Acting City Clerk Alma Andrade stated no calls to the public were submitted.

6. **DISCUSSION/DECISION on approval of consent agenda items:**
  - A. **Approval of the monthly expenditures for April 2020, totaling \$3,063,318.90.**
  - B. **Approval of Meeting Minutes for April 8, 2020.**
  - C. **Personnel Appeals Board Appointments: Robin Escarcega and Gail Zamar, effective May 14, 2020.**
  - D. **Contract Award with Quick Med Claims for Emergency Medical Service Billing.**

**Motion** by Council Member Morales, **second** by Council Member Grijalva to approve the consent agenda items.

**Roll call: Voted in Favor:** Mayor Pro Tempore Lindemann, Council Members: Margaret Morales, Donald Huish, Ray Shelton, Cesar Soto and Jose Grijalva. **Voted against:** none.

7. **DISCUSSION/DECISION on approval of third reading of Ordinance No. 20-1116, an Ordinance of the Mayor and Council of the City of Douglas, Cochise County, Arizona, LEVYING UPON THE ASSESSED VALUATION OF THE PROPERTY within the City of Douglas, subject to taxation, a certain rate upon each one hundred dollars (\$100.00) of valuation sufficient to raise the amount estimated to be required in the annual budget, and providing funds for general**

**municipal expenses: all for the fiscal year ending the 30th day of June 2021, establishing severability of components of Ordinance; and establishing an effective date thereof.**

Luis Pedroza provided background information.

**Motion** by Council Member Huish, **second** by Council Member Shelton, to approve the third reading of Ordinance No. 20-1116 by number and title only.

Council Member Huish clarified for public awareness that the tax rate was going down and appreciated staff working hard to make it happen.

**Roll call: Voted in Favor:** Mayor Pro Tempore Lindemann, Council Members: Margaret Morales, Donald Huish, Ray Shelton, Cesar Soto, and Jose Grijalva. **Voted against:** none.

8. **DISCUSSION/DECISION on approval of third reading of Ordinance No. 20-1117, an Ordinance of the Mayor and Council of the City of Douglas, Cochise County, Arizona, DEFINING MISCELLANEOUS TITLE 13 FEES FOR UTILITY USERS, and ESTABLISHING MONTHLY SEWER SERVICE FEES for users of the USDA Bay Acres Sewer Project and amending Ordinances No. 602, 755, 794, 06-904, and 09-973.**

Luis Pedroza provided background information.

Luis Pedroza commented that USDA and the city calculated fees as follows: \$32.02 monthly service charge to residential single dwelling, and \$52.03 for commercial service.

**Motion** by Council Member Morales, **second** by Council Member Shelton, to approve the third reading of Ordinance No. 20-1117 by number and title only with modifications as presented.

Council Member Grijalva commented that he wanted to emphasize on what Luis Pedroza stated at last month's meeting in which the item did not have anything to do with annexation and it was just a matter of enforcing a contract the city had with the Bay Acres residents pertaining to water and other terms and wanted to make it clear for public awareness.

**Roll call: Voted in Favor:** Mayor Pro Tempore Lindemann, Council Members: Margaret Morales, Donald Huish, Ray Shelton, Cesar Soto, and Jose Grijalva. **Voted against:** Mayor Uribe.

9. **DISCUSSION/DECISION on approval of third reading of Ordinance No. 20-1118, an Ordinance of the Mayor and Council of the City of Douglas, Cochise County, Arizona, authorizing THE PARTIAL ABANDONMENT OF THE SOUTHERN PORTION OF THAT CERTAIN RIGHT OF WAY (ROW) located ADJACENT TO THE PORT OF ENTRY ON 1st. STREET IN DOUGLAS, ARIZONA, TO THE UNITED STATES CUSTOMS AND BORDER PROTECTION (CBP) AND ~~GOVERNMENT~~ GENERAL SERVICES ADMINISTRATION; ESTABLISHING SEVERABILITY OF COMPONENTS OF ORDINANCE; AND ESTABLISHING AN EFFECTIVE DATE THEREOF.**

Juan Pablo Flores provided background information as GSA wanted to explore other options in reference to the particular right of way. Furthermore, Juan Pablo Flores commented that Council would table the item indefinitely until the city received response from GSA on guidance.

**Motion** by Council Member Huish, **second** by Council Member Morales to **TABLED THE ITEM INDEFINITELY**.

**Roll call: Voted in Favor:** Mayor Uribe, Council Members: Margaret Morales, Mitch Lindemann, Donald Huish, Ray Shelton, Cesar Soto, and Jose Grijalva. **Voted against:** None.

10. **DISCUSSION/DECISION on approval of Resolution No. 20-1408, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, amending Resolution No. 19-1378 and ratifying revisions to INTERGOVERNMENTAL SERVICE AGREEMENT (ISA) and accompanying Agreement OGFR-20-003 with State of AZ for Repairs to Uninterrupted Power Supply at City of Douglas Call Center Site.**

Luis Pedroza provided background information.

**Motion** by Council Member Huish, **second** by Council Member Lindemann, to approve Resolution No. 20-1408.

**Roll call: Voted in Favor:** Mayor Uribe, Council Members: Margaret Morales, Mitch Lindemann, Donald Huish, Ray Shelton, Cesar Soto, and Jose Grijalva. **Voted against:** None.

11. **DISCUSSION/DECISION on approval of Resolution No. 20-1409, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, AUTHORIZING the City of Douglas to enter into a GRANT AGREEMENT with the SOUTHEAST ARIZONA MAJOR INVESTIGATIVE TEAM (SAMIT) grant as administered by the City of Tucson Police Department as fiduciary for a reimbursable grant in the amount of \$34,000 for overtime, training and investigative supplies under the High Intensity Drug Trafficking Area enforcement program.**

Chief Fullen provided background information.

**Motion** by Council Member Shelton, **second** by Council Member Huish, to approve Resolution No. 20-1409.

**Roll call: Voted in Favor:** Mayor Uribe, Council Members: Margaret Morales, Mitch Lindemann, Donald Huish, Ray Shelton, Cesar Soto, and Jose Grijalva. **Voted against:** None.

12. **DISCUSSION/DECISION on approval of Resolution No. 20-1410, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, AUTHORIZING THE EXECUTION of a new contract between the CITY OF DOUGLAS and EDUCATIONAL SERVICES, INC., an Arizona Corporation (“ESI”) PROVIDING PROFESSIONAL SERVICES, including employee staffing services for the City of Douglas.**

Rocio Garcia provided background information.

**Motion** by Council Member Huish, **second** by Council Member Morales, to approve Resolution No. 20-1410.

Council Member Lindemann commented that DUSD got away with the program and city could in the future since there was only one person taking advantage of the program, therefore, the City would look into the same option as well.

Council Member Shelton stated he supported the program one hundred percent in favor in which someone retired and would come back to work, and commented that it was a win win situation for employee and employer.

Council Member Grijalva asked City Manager Watson on the pros of the program.

Jerene Watson responded that typically Smartworks saved the city about a quarter of what would cost if an employee would work directly with the employer due to reductions paid to the state. Additionally, Jerene Watson commented that it was a savings and that the city would get the employees' expertise and background of the person, therefore, the city would not pay the full salary and benefits package.

Council Member Shelton commented that the program would save the city 25% to 30%.

**Roll call: Voted in Favor:** Mayor Uribe, Council Members: Margaret Morales, Donald Huish, Ray Shelton, Cesar Soto, and Jose Grijalva. **Voted against:** Council Member Lindemann.

13. **DISCUSSION/DECISION on approval of Resolution No. 20-1411, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, APPROVING THE DESIGNATION OF APPLICANT'S AGENT FORM SUBMISSION to the ARIZONA DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS, which designates the City's Management Services Director/City Treasurer as the CITY'S AGENT to apply for certain public assistance; and authorizing the Mayor and Management Services Director/City Treasurer to execute and deliver said application on behalf of the City of Douglas.**

Luis Pedroza provided background information.

Luis Pedroza expressed that it was an item to pursue reimbursement for COVID19 which included labor, material and other related items.

**Motion** by Council Member Huish, **second** by Council Member Grijalva, to approve Resolution No. 20-1411.

**Roll call: Voted in Favor:** Mayor Uribe, Council Members: Margaret Morales, Mitch Lindemann, Donald Huish, Ray Shelton, Cesar Soto, and Jose Grijalva. **Voted against:** None.

14. **DISCUSSION/DECISION on approval of Resolution No. 20-1412, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, AMENDING Resolution No. 18-1273 and AUTHORIZING THE EXECUTION OF A NEW LICENSE AGREEMENT between the CITY OF DOUGLAS and COCHISE COUNTY for LICENSEE to use and have access to the County-Owned communications tower facility located at 661 G Avenue in the City of Douglas.**

Juan Pablo Flores provided background information.

Juan Pablo Flores commented that a couple of parcels were not deed to the city. Additionally, Juan Pablo Flores stated that the City gave Cochise County a license agreement for communication equipment at 661 G Avenue, however, the Resolution presented resolved the land swap matters and also clarified the legal description in which communication towers were situated. As a final comment, Juan Pablo Flores added that the clerical components of the transaction from 2014 as well as 2018 would be taken care of.

**Motion** by Council Member Lindemann, **second** by Council Member Morales, to approve Resolution No. 20-1412.

**Roll call: Voted in Favor:** Mayor Uribe, Council Members: Margaret Morales, Mitch Lindemann, Donald Huish, Ray Shelton, Cesar Soto, and Jose Grijalva. **Voted against:** None.

**15. INFORMATIONAL ITEMS AND REPORTS FROM COUNCIL AND FUTURE AGENDA ITEM REQUESTS.**

Council Member Lindemann commented that he had been working on the permanent replica of the Vietnam moving wall in order to bring to the Douglas community. Additionally, Council Member Lindemann stated that as soon as COVID19 was over, then the city could communicate more with public meetings and recommended to put together a task force in order to start with the planning on bringing the Vietnam wall to the community.

Furthermore, Council Member Lindemann added that it was a very fine addition to the Wall of Faces Museum and also to create a destination for people to visit Douglas for a specific purpose. Lastly, Council Member Lindemann stated he hoped to get councils' support in the future towards the project.

Council Member Grijalva thanked Jennifer Smith for the basketball court improvements done. Additionally, Council Member Grijalva commented to Jennifer Smith about the possibility of having a drive-through movie and that constituents had been quarantine and thought it would be something enjoyable for the community. Furthermore, Council Member Grijalva thanked the IT department for their hard work and dedication.

Mayor Uribe commented that he had contact with several agencies at Federal level elected officials to make sure that the City of Douglas remained at the table. Additionally, Mayor Uribe stated that the CareAct bill passed by the Senate signed by the President of the United States did not include populations of more than 500,000 individuals, and Mayor Uribe commented that the city did not need the threshold. Furthermore, Mayor Uribe stated that he read an email from the city manager Watson in which a support letter from the Governor was needed and stated that the city would move forward with it.

Moreover, Mayor Uribe commented that he had been in communication with Senators Martha McSally and Kristen Sinema trying to encourage the House and the Senate to move forward with the proposal where they would include cities and towns with small populations. Lastly, Mayor Uribe stated that the city was doing the best it could and congratulated staff and the community as they had been very active and had done a terrific job handling COVID19 virus.

As a last comment, Mayor Uribe congratulated both Run-Off election candidates and wished them luck.

**16. ADJOURNMENT.**

**Motion** by Council Member Morales, **second** by Council Member Grijalva to adjourn the meeting at 6:37 p.m.

Prepared by:



Alma Andrade, Acting City Clerk