

**MAYOR AND COUNCIL PUBLIC MEETING NOTICE  
REGULAR MEETING - DECEMBER 14, 2022, AT 6:00 PM**



**Minutes**

The City of Douglas Mayor and Council met in a Regular Meeting on Wednesday, December 14, 2022, at 6:00 p.m., at City Hall Council Chamber, 425 10<sup>th</sup> Street. The Honorable Mayor Donald C. Huish called the meeting to order.

1. **CALL TO ORDER.** 6:00 p.m.
2. **PLEDGE OF ALLEGIANCE.** By Council
3. **INVOCATION.** Pastor Lucia Cortez from Templo Bethel
4. **ROLL CALL.**

	<u>PRESENT</u>	<u>ABSENT</u>
MAYOR, DONALD C. HUISH	X	
MAYOR PRO TEMPORE, MARGARET MORALES	X	
COUNCILMEMBER, MITCH LINDEMANN		X (Excused)
COUNCILMEMBER, DANYA ACOSTA	X	
COUNCILMEMBER, RAY SHELTON	X	
COUNCILMEMBER, MICHAEL BALDENEGRO	X (telephonically)	
COUNCILMEMBER, JOSE GRIJALVA	X	
CITY MANAGER, ANA URQUIJO	X	
CITY ATTORNEY, DENIS FITZGIBBONS	X	
CITY TREASURER, LUIS PEDROZA	X	
CITY CLERK, ALMA ANDRADE	X	

**5. PRESENTATION of AWARDS.**

**A. 2022 Christmas Light Parade Winners**

**3rd Place:** ADOT

**2nd Place:** DUSD Child Nutrition Department

**1st Place:** Cochise County Sheriff's Office

Mayor Huish provided the 2022 Christmas Light Parade Winners trophies. Mayor Huish thanked the parade and activities participants during that evening.

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

Ms. Susan Bailey of 1415 11<sup>th</sup> Street, Douglas, AZ, commented on the following:

- Dog ordinance since it was a major problem in the area at all hours of the day/night.
- How to go about a neighborhood watch.

Mayor Huish commented that staff would get report back on enforcement in the area and staff would get back to her on the neighborhood watch.

**7. DISCUSSION/DECISION on APPROVAL of CONSENT AGENDA ITEMS:**

**A. EXPENDITURES** for the month of **NOVEMBER 2022**, totaling \$2,477,661.64.

**B. MEETING MINUTES** for **OCTOBER 25** and **NOVEMBER 9, 2022.**

**Motion by Council Member Morales, second by Council Member Shelton to approve consent agenda items as presented.**

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

**8. DISCUSSION/DECISION on APPROVALS.**

**A. FIRST READING of ORDINANCE NO. 22-1154** an Ordinance of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **DISSOLVING** the City of Douglas **PUBLIC HOUSING AUTHORITY**; Undertaking a Departmental Reorganization by **ELIMINATING** the Housing Department; establishing severability of components of Ordinance; and establishing an effective date thereof.

Ana Urquijo provided background information on the transition and dissolving of the Public Housing Authority.

**Motion by Council Member Shelton, second by Council Member Morales to approve the placement of Ordinance No. 22-1154.**

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

**Motion by Council Member Shelton, second by Council Member Morales to approve the first reading of Ordinance No. 22-1154.**

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

**B. FIRST READING of ORDINANCE NO. 22-1155**, an Ordinance of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **AMENDING** the **CITY PERSONNEL RULES AND REGULATIONS** adopted pursuant to Ordinance 684, and amended by Ordinances 97-712, 99-749, 00-786, 03-846, 07-909, 08-944, 14-1045, 17-1079 and 19-1365; establishing severability of components of Ordinance; and establishing an effective date thereof.

Ms. Urquijo provided background information on city personnel rules and regulations and on some housekeeping items.

**Motion by Council Member Morales, second by Council Member Acosta to approve the placement of Ordinance No. 22-1155.**

Mayor Huish asked staff to consider between the first and second reading of the ordinance that included an additional holiday, and as council's priorities to set positions at market value, therefore, would like to see any available funds to go towards it, versus adding an additional holiday. Moreover, Mayor Huish stated staff could discuss internally to see if it was possible depending on priorities.

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

**Motion by Council Member Morales, second by Council Member Shelton to approve the first reading of Ordinance No. 22-1155.**

Council Member Acosta inquired on "Other Provisions" section, under sick leave as it pertains to family medical leave which states, "among spouses who both work for the city shall be limited to a combined total of twelve work weeks" and expressed concern with the section which spouses would not get a fair amount as individuals as they are being combined as two.

Rocio Garcia Pedroza responded that it was part of the federal law which usually applies to the birth of a child. Therefore, splitting the twelve weeks between both, however, as for sickness the city is generous as it provides up to six months and does not combine.

Council Member Acosta thanked Ms. Garcia Pedroza.



**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

**REVISED AGENDA SENT ON DECEMBER 13, 2022:**

~~C. **RESOLUTION NO. 22-1533**, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **AUTHORIZING** the **EXECUTION** and **DELIVERY** of a **LOAN AGREEMENT** between the City of Douglas, Arizona and the Water Infrastructure Authority of Arizona (WIFA) Evidencing a Loan from WIFA to the City in an amount not to exceed \$2,100,000 for **DESIGN** and **CONSTRUCTION** of a **NEW WELL #18**; authorizing and directing the City Manager to execute and deliver all documents relating to the loan; and Pledging Water System Revenue Fees for Payment of the Loan.~~

**REMOVING ITEM 8C: RESOLUTION 22-1533 AND REPLACING WITH FIRST READING OF ORDINANCE NO. 22-1156**, an Ordinance of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **AUTHORIZING** the **EXECUTION** and **DELIVERY** of a **LOAN AGREEMENT** between the City of Douglas, Arizona and the Water Infrastructure Authority of Arizona (WIFA) Evidencing a Loan from **WIFA** to the City in an amount not to exceed **\$2,100,000** for **DESIGN** and **CONSTRUCTION** of a **NEW WELL #18**; authorizing and directing the City Manager to execute and deliver all documents relating to the loan; Pledging Water System Revenue Fees for Payment of the Loan; establishing severability of components of Ordinance and declaring an emergency.

Luis Pedroza provided background information and stated that on May 11, 2022, Mayor and Council approved the WIFA loan debt authorization for the construction of a new Well#18. Thereafter, on October 13, 2022, WIFA board approved the city's loan.

Mr. Pedroza continued to say that the city requested \$2.1 million dollars from WIFA and that the loan terms included 20 years with the first 2 years of interest only at a projected interest rate of 4.25% which is subject to change. Mr. Pedroza stated that the closing date was for December 16, 2022.

Additionally, Mr. Pedroza stated that the annual debt service payments were projected at \$94,924.63 but could be subject to revision based on the interest rates. Moreover, Mr. Pedroza added that the city qualified for \$655,500 in forgivable principal which the city would only have to repay \$1,444,500. Furthermore, Mr. Pedroza commented that the loan was for engineering and construction of a new Well #18 located at intersection of Hwy 80/Pan American Avenue and A Avenue in which the city owns a parcel in the area.

Mr. Pedroza continued to say that work had been under way by hiring engineering to begin the design and bid the drilling contractor services. Mr. Pedroza also mentioned that the city hired a financial advisor to help with the administration of the loan.

Lastly, Mr. Pedroza added that this was a crucial project for the city in needing more water production for its system, including the replacement of old wells, and rehabilitating well 14, and staff recommended acceptance of the loan agreement.

**Motion by Council Member Morales, second by Council Member Grijalva to approve the placement of Ordinance No. 22-1156 on its first reading by number and title only and declaring an emergency.**

Council Member Shelton inquired on the new law on drilling wells and if that would cause any problems.

In response, Mr. Pedroza stated that the city did not expect any restrictions with the project, since this was an existing system and the city provided reporting to ADWR.

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

**Motion by Council Member Morales, second by Council Member Shelton to approve the first reading of Ordinance No. 22-1156, and to place it on second reading by number and title only and declaring an emergency.**

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

**Motion by Council Member Morales, second by Council Member Shelton to approve the second reading of Ordinance No. 22-1156 by number and title only and declaring an emergency.**

Council Member Grijalva thanked staff for being proactive in the water situation since there was a lot of concern especially for the state.

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

D. **RESOLUTION NO. 22-1534**, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **AUTHORIZING** the **ACCEPTANCE** of **GRANT FUNDING** in the amount of \$60,000 from the Freeport McMoRan Foundation to the City of Douglas.

Ms. Urquijo provided background information and stated that the city requested funding to fill the gap required to purchase a new bus for the transit department through ADOT 5339 program. Ms. Urquijo stated that the issue with such programs is the lag from the time the city applied for funding and time awarded and during that period there was an increase on the bus cost, therefore the city was deficient to receive an allocation for the purchase of a new bus and it was not enough due to the increase in price for the bus. Thereafter, the city applied for the gap through Freeport McMoRan, the gap was \$81,439 and the grant issued by Freeport McMoRan was \$60,000, the city is very appreciative for covering most of the gap, and staff continues to work through other means to try to get other grants.

**Motion by Council Member Morales, second by Council Member Shelton to approve Resolution No. 22-1534.**

Council Member Morales inquired if Mr. Urquijo could reach out to Freeport McMoRan and see if they could come up with the difference.

In response, Ms. Urquijo stated Freeport McMoRan recently issued the awards for the year and the city attended a presentation on it, but it was probably not possible during the cycle. Ms. Urquijo added that other efforts were on the way.

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

#### **ADDENDUM AGENDA SENT ON DECEMBER 12, 2022:**

**1A: RESOLUTION NO. 22-1535**, a Resolution of the Mayor and Council of the City of Douglas, Cochise County, Arizona, **AUTHORIZING** the **ACCEPTANCE** of **GRANT FUNDING** for the library from **THE UNIVERSITY OF ARIZONA CENTER FOR RURAL HEALTH (AZCRH)**, and the **ARIZONA LIBRARY ASSOCIATION**, in the amount of \$5,000 to **PRODUCE "HEALTHY CHOICES AT YOUR LIBRARY" PROGRAMMING** for the benefit of the community.

Margaret White provided background information and stated that the Douglas Public Library was one of the 18 libraries selected statewide to participate in the national initiative. Ms. White added that the healthy choices program would include two tracks, and that the nutrition track would offer cooking classes for kids and their families, free after school snack bags and recipes for success components. The mindfulness and wellness track would feature yoga workshops and would teach other stress reduction strategies.

**Motion by Council Member Acosta, second by Council Member Shelton to approve Resolution No. 22-1535.**

Council Member Morales inquired if there would be any educational programs.

In response, Ms. White stated that the library would be doing some of them, and others with the University of Arizona partnership.



Council Member Acosta thanked Ms. White for going out and looking for opportunities for the library and making it best amenities for the city.

Ms. White thanked Council Member Acosta and stated that they do it for the kids.

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

**E. BID AWARD to KP VENTURES for New Production Water Well 18.**

Elise Moore provided background information and added there were three responsive bidders and KP Ventures was the lowest bid \$1,132,524.02. Ms. Moore stated that based on availability, the contractor may not start until May.

**Motion by Council Member Morales, second by Council Member Acosta to approve Bid Award to KP Ventures for new production water well 18.**

**Roll call: Voted in Favor: Mayor Donald Huish, Council Members: Margaret Morales, Danya Acosta, Ray Shelton, Michael Baldenegro, and Jose Grijalva. Voted Against: None.**

## **9. CITY MANAGER REPORTS.**

Ms. Urquijo provided the following reports:

- With freezing temperatures, the Douglas Fire Department opened their training center as a warming shelter and had one visitor last night, the warming center is open from 6pm to 8am.
- December 16, 2022, from 5pm to 7pm at the Douglas Public Library, Christmas Party and take your photo with Santa program.
- December 17, 2022, 10am to 1pm at Raul Castro Park Toys for Tots community event with a special Santa fly in guest with the city's partnership Lifeline, games, hotdogs and more.
- December 18, 2022, the Douglas Business Network were doing the Best Christmas Decorating House program. Shout out to the Douglas Business Network that has been working with the Youth Coalition to work on lighting other community areas with Christmas lights and wrapping trees.
- December 23, 2022, from 12pm to 1:30 p.m. at the Visitor Center, the City of Douglas Employee Recognition luncheon and city office would be closed starting at noon.
- Partnered with KDAP to bring back Talk of the Town and the first recording would be December 15, 2022. Ms. Urquijo mentioned that the intent is to expand community engagement through more modalities outside of social media.
- Holiday Schedules for Trash Pick Up.

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

Council Member Grijalva reminded everyone about commodity's day at the Douglas Area Food Bank. Additionally, Council Member Grijalva stated that he would be having an event with hot coffee, hot cocoa and sweet bread at the Coronado Courts for the community.

Council Member Grijalva congratulated the city clerk on her birthday and wished a Merry Christmas to all the city staff and stated that without city staff, the city would not run and that employees are irreplaceable. Council Member Grijalva was very appreciative for all the staff members.

Council Member Morales asked Chief Lomeli if the warming shelter needed blankets or if anything needed to be donated.

Chief Lomeli responded that everything was taken care of.

Council Member Acosta asked if an item could be placed on a future agenda, on the slag pile where the smelter used to be which is a concern and an eyesore that has been there for decades or reach out to Freeport to check on the plans with it. Additionally, Council Member Acosta wished everybody a Merry Christmas and Happy New Year, with a special thanks to public safety personnel fire and police for keeping the community safe; and appreciated their sacrifice during the holidays as well since they are not with family and most of the community are.

Council Member Shelton also wished everybody a Merry Christmas.

Council Member Morales also wished Merry Christmas to all and shared that she went to Israel in the month of November and expressed that Christmas has a different meaning now and it was a great experience.

Council Member Baldenegro also expressed Merry Christmas and Happy New Year to all.

#### **11. ADJOURNMENT.**

**Motion by Council Member Morales, second by Council Member Shelton to adjourn the meeting at 6:54 p.m.**

Prepared by:



**Alma Andrade, City Clerk**