

**CITY OF WILLCOX  
MAYOR AND CITY COUNCIL  
AGENDA**

**Monday, March 05, 2012**

**7:00 p.m.**

**City Council Chambers**

**300 W. Rex Allen Drive**

**Willcox, AZ 85643**

(Mayor or Designee will read only **BOLD** print of each agenda item,  
except for Public Hearings, Petitions and Communications.)

**Resolution No. 2012-15  
Ordinance NS311**

**NOTICE TO PARENTS:** Valley Telecom Group records all Willcox City Council meetings. These recordings may be played and replayed on Valley Telecom Cable Channel 1. If you permit your child to participate in the Council Meeting, a recording will be made of your child's participation. If your child is seated in the audience, he or she may be recorded. If you desire, you may request that your child be seated in a designated area to avoid recording. To do so, please submit your request to the City Clerk prior to the meeting. **(A.R.S. §1-602.A)**

**1. CALL TO ORDER**

**2. ROLL CALL**

**3. PLEDGE OF ALLEGIANCE TO THE FLAG**

**4. CALL TO THE PUBLIC**

Mayor and Council consider comments or complaints from the public. Those wishing to address the Council are required to register by completing an individual speaker's form and filing it with the Clerk before the meeting. The speaker must be recognized by the Mayor before speaking. Time permitting each presentation will be given approximately three (3) minutes. It is probable that each organization will be limited to one speaker. Action taken as a result of public comment will be limited to directing staff to study or reschedule the matter for further consideration at a later date.

**5. DECLARATION ON CONFLICT OF INTEREST**

Council members and staff have a right to declare a conflict of interest. The declaration of a conflict of interest must be made prior to discussion of any agenda item in which Council members or staff member determine they have a conflict of interest.

**6. ADOPTION OF THE AGENDA**

The Council will at this time either adopt the agenda as presented or may remove or table any of the listed agenda items. Tabled items, unless otherwise directed, will appear on the next regular agenda. Council may not add any items to the agenda at this time. Should staff have any recommendations concerning the exclusion or tabling of agenda items they will voice these recommendations at this time.

**7. CONSENT AGENDA**

Items that are considered to be routine by the City Council will be enacted by one motion **without** discussion. The consent agenda is a timesaving device and Council members have received documentation on these items for their review prior to the open meeting. Any Councilmember may remove any item from the consent agenda for discussion and a separate vote as deemed necessary. The public may view the documentation relating to the consent agenda 24 hours prior to the meeting at the City Clerk's Office, 101 S. Railroad Avenue, Suite B, Willcox, AZ from 8:30 a.m. to 4:30 p.m. or at the Elsie S. Hogan Library, 100 N. Curtis Avenue during normal working hours Monday-Saturday.

**7A. THE MINUTES OF THE REGULAR MEETING OF FEBRUARY 20, 2012**

**Tab 1**

- 8. PUBLIC HEARINGS, PETITIONS AND COMMUNICATIONS**  
**COMMUNICATIONS:** There are three (3) candidates running for the March 13, 2012 Primary Election. Candidates are: Earl B. Goolsby, Elwood “Woody” Johnson and William “Bill” Nigh. Polls open at 6:00 a.m. to 7:00 p.m., City Council Chambers, 300 W. Rex Allen Drive. There are no Write In Candidates for the Primary Election.
- 9. DISCUSSION/DECISION REGARDING THE REQUEST WAIVING THE REQUIREMENTS FOR INSURANCE AND OTHER FEES FOR THE USE OF THE BALL FIELDS** Tab 2  
 Consideration, discussion and/or decision regarding the request waiving the requirements for insurance and other fees for the use of the ball fields.
- 10. DISCUSSION/DECISION REGARDING DONATION OF LAND TO THE CITY OF WILLCOX** Tab 3  
 Consideration, discussion and/or decision regarding donation of land to the City of Willcox.
- 11. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-11 APPROVING THE SERVICE CONTRACT FOR PURCHASE OF RECREATIONAL AND EDUCATIONAL SERVICES [“SERVICE CONTRACT”] BETWEEN THE CITY OF WILLCOX [CITY] AND WILLCOX AGAINST SUBSTANCE ABUSE [“WASA”] AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION, THE SERVICE CONTRACT AND DECLARING AN EMERGENCY TO EXIST.** Tab 4  
 Consideration, discussion and/or decision regarding Resolution NO. 2012- 11, as stated, regarding the renewal of the WASA contract.
- 12. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-12 APPROVING AND AUTHORIZING THE CITY TO DRAFT A MEMORANDUM OF UNDERSTANDING (“MOU”) WITH THE WILLCOX CHAMBER OF COMMERCE AND AGRICULTURE, A NON-PROFIT CORPORATION, [“CHAMBER”] AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST** Tab 5  
 Consideration, discussion and/or decision regarding Resolution NO. 2012-12 as stated, regarding the MOU with the Chamber.
- 13. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-13 APPROVING AND ADOPTING SUBGRANTEE AGREEMENT 11-AZDOHS-OPSG-888434-01 WITH THE ARIZONA DEPARTMENT OF HOMELAND SECURITY UNDER OPERATION STONE GARDEN [“OSG”] ON BEHALF OF THE WILLCOX DEPARTMENT OF PUBLIC SAFETY [“WDPS”] FOR THE PURPOSE OF RECEIVING AWARD FUNDS FOR COLLABORATIVE LAW ENFORCEMENT ACTIVITIES AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.** Tab 6  
 Consideration, discussion and/or decision regarding Resolution No. 2012-13, as stated, relating to Subgrantee Agreement 11-AZDOHS-OPSG-888434-01 with the Arizona Department of Homeland Security Under Operation Stone Garden.
- 14. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2012-14 APPROVING AND ADOPTING REVISIONS TO SECTION 209 (SALARY ADMINISTRATION) OF THE WILLCOX EMPLOYEE HANDBOOK FOR THE PURPOSE OF ALLOWING GREATER FLEXIBILITY IN THE ADMINISTRATION OF THE WORK LOAD; REPEALING THE FORMER SECTION 209 IN ITS ENTIRETY; ADOPTING THE REVISED PERSONNEL POLICY; ESTABLISHING THE EFFECTIVE DATE AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.** Tab 7  
 Consideration, discussion and/or decision regarding Resolution NO. 2012-14, as stated relating to Revisions to Section 209 (Salary Administration) of the Willcox Employee Handbook.
- 15. REPORTS BY THE CITY MANAGER PAT MCCOURT** Tab 8  
 Consideration, discussion, and/or decision regarding the following topics by the City Manager:
- **Report on City Election** – Primary Election to be held on Tuesday, March 13, 2012.
  - **Business After Hours**-Indi MotorSports, West Airport Road, Tuesday, march 13, 2012 from 5:00p.m-7:00 p.m.
  - **Friends of WASA Night**-invitations being sent for the event to be held on Thursday, march 15, 2012 from 6:30 p.m. at the High School/Middle School Cafeteria!
  - **First Things First** –In conjunction with *Give Kids a Smile Day*, to help raise awareness of oral health, children’s safety and learn about services and programs available in our community. On Saturday, March 17, 2012 from 10 a.m. to 2 p.m. at 480 N. Bisbee Avenue, Gym.
  - **Annual League of Arizona Cities & Towns**- Save the date for the 2012 League Annual Conference. It will be held August 28-31, 2012 at the Hyatt Regency Scottsdale at Gainey Ranch. More information to follow as it comes in.

- **Reminder Work Sessions**-on off regular meeting nights will be held at 6:30 p.m.
- **Date for rate hearing on the Gas Fund**-a date needs to be set for the rate hearing on the Gas Fund.
- **Budget Revised Calendar**-the Calendar has been revised as of 02-29-2012 please review dates.

16. **COMMENTS NOT FOR DISCUSSION FROM MAYOR AND COUNCIL MEMBERS.**

17. **DISCUSSION/DECISION ENTER INTO AN EXECUTIVE SESSION PURSUANT TO ARIZONA REVISED STATUTES §38-431.03A(3) DISCUSSION OR CONSULTATION FOR LEGAL ADVICE WITH THE ATTORNEY OR ATTORNEYS OF THE PUBLIC BODY** Tab 9

Consideration, discussion and/or decision to enter into an Executive Session pursuant to ARS §38-431.03A(3), as stated, relating to consultation for legal advice with the attorney(s) of the public body.

18. **RECESS TO EXECUTIVE SESSION, IF APPROVED**

19. **RECONVENE FROM EXECUTIVE SESSION**

20. **DISCUSSION/DECISION/DIRECTION TO STAFF REGARDING MATTERS DISCUSSED IN EXECUTIVE SESSION**

Consideration, discussion, decision and/or direction to staff regarding matters discussed in Executive Session relating to advice from City Attorney.

21. **ADJOURN**

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**NOTE:** Documentation (if any) for items listed on the Agenda is available for public inspection, a minimum of 24 hours prior to the Council Meeting, at any time during regular business hours in the Office of the City Clerk, 101 S. Railroad Avenue, Suite B, or the Elsie S. Hogan Community Library during regular business hours Monday-Saturday and on the City's website [www.cityofwillcox.org](http://www.cityofwillcox.org).

**NOTE:** People with disabilities may request reasonable accommodations. Requests must be made 48 hours prior to the meeting by contacting City Hall at 384-4271 during regular business hours 8:00 a.m. to 4:30 p.m., Monday through Friday.