

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

**Monday, April 6, 2009**

**7:00 p.m.**

**City Council Chambers**

**NOTE NEW LOCATION: 300 W. Rex Allen Drive  
Willcox, AZ**

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

**Resolution No. 2009-23  
Ordinance NS295**

**1. CALL TO ORDER**

**2. ROLL CALL**

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

**4. CALL TO THE PUBLIC**

Mayor and Council consideration of 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. PETITIONS, PUBLIC HEARINGS AND COMMUNICATIONS**

**Tab 1**

**Proclamation:** The Mayor read and proclaimed: (1) the month of April as "*Fair Housing Month*" and (2) "*National Library Week*" April 12-18, 2009.

**Communications:** (1) First reading of Ordinance NS294 Amending Title 1, Chapter 7, Article A, City Officers And Personnel For The Specific Purpose Of Amending Section 1-7A-2 ["Appointment"] Related To The City Manager And Declaring An Emergency To Exist; and **Tab 2**

(2) Second reading of Ordinance NS292 Creating And Adopting Health And Sanitation, Title 5, Chapters 1, 2, And 3, By Reference, Repealing Health And Safety, Title 8, And Nuisances, Title 9, Chapter 9.04 In Their Entirety, And All Ordinances Passed And Adopted Relating To All Repealed Sections Enumerated Therein. **Tab 3**

**Public Hearing:** The Mayor and Council will hold two (2) public hearings on Monday, April 6, 2009 at 7:00 p.m. **Tab 3**  
(1) regarding Ordinance NS292 Creating And Adopting Health And Sanitation, Title 5, Chapters 1, 2, And 3, By Reference, Repealing Health And Safety, Title 8, And Nuisances, Title 9, Chapter 9.04 In Their Entirety, And All Ordinances Passed And Adopted Relating To All Repealed Sections Enumerated Therein, and

(2) Regarding the 2009 General Plan Update; and

(3) The Mayor and Council will hold a public hearing on Monday, April 20, 2009 at 7:00 p.m. regarding Ordinance NS294 Amending Title 1, Chapter 7, Article A, City Officers And Personnel For The Specific Purpose Of Amending Section 1-7A-2 ["Appointment"] Related To The City Manager And Declaring An Emergency To Exist. **Tab 2**

All members of the public are invited to attend. For those persons unable to attend written comments will be accepted in the Office of the City Clerk, Cristina G. Whelan, 101 S. Railroad Avenue, Suite B, until 4:00 p.m. the day of the public hearing.

8. **DISCUSSION/DECISION REGARDING THE REGULAR MEETING MINUTES OF MARCH 16, 2009** **Tab 4**  
Consideration, discussion and/or decision regarding the regular meeting minutes of March 16, 2009.
9. **DISCUSSION/DECISION REGARDING ORDINANCE NS292 CREATING AND ADOPTING HEALTH AND SANITATION, TITLE 5, CHAPTERS 1, 2, AND 3, BY REFERENCE, REPEALING HEALTH AND SAFETY, TITLE 8, AND NUISANCES, TITLE 9, CHAPTER 9.04 IN THEIR ENTIRETY, AND ALL ORDINANCES PASSED AND ADOPTED RELATING TO ALL REPEALED SECTIONS ENUMERATED THEREIN.** **Tab 3**  
Consideration, discussion and/or decision regarding Ordinance NS292, as stated, relating to Creating and Adopting Health and Sanitation in Title 5, Title 8 and Title 9 of the Willcox Municipal Code Book.
10. **DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-18 DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND ENTITLED "TITLE 5, [HEALTH AND SANITATION]; CHAPTER 1, [GENERAL HEALTH AND SANITATION REGULATIONS]; CHAPTER 2, [NUISANCES]; AND CHAPTER 3, TRANSIENT DWELLINGS]"** **Tab 5**  
Consideration, discussion and/or decision regarding Resolution NO. 2009-18, as stated, relating to declaring as a public record Title 5, Chapter 1, 2 and 3.
11. **DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-19 APPROVING AND ADOPTING THE FINE/FEE SCHEDULES IN ACCORDANCE WITH TITLE 1, CHAPTER 4, SECTION 1-4-1; AND TITLE 5, CHAPTER 1, SECTION 5-1-1; CHAPTER 2, SECTIONS 5-2-2; 5-2-4; 5-2-6; 5-2-8 AND CHAPTER 3, SECTIONS 5-3-10 AND 5-3-12.** **Tab 6**  
Consideration, discussion and/or decision regarding Resolution NO. 2009-19, as stated, relating to the Fine/Fee Schedules.
12. **DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-20 ADOPTING A NEW GENERAL PLAN FOR THE CITY PURSUANT TO A.R.S. §9-461.06; DECLARING THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND ENTITLED "CITY OF WILLCOX 2009 GENERAL PLAN" A PUBLIC RECORD; AND PROVIDING THAT THIS RESOLUTION SHALL BE EFFECTIVE AFTER ITS PASSAGE AND APPROVAL ACCORDING TO LAW.** **Tab 7**  
Consideration, discussion and/or decision regarding Resolution NO. 2009-20, as stated, relating to the new General Plan for the City.
13. **DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-21 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 THE THIS RESOLUTION, THE SERVICE CONTRACT AND DECLARING AN EMERGENCY TO EXIST.** **Tab 8**  
Consideration, discussion and/or decision regarding Resolution NO. 2009-21, as stated, relating to the Service Contract between the City and WASA.
14. **DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-22 APPROVING AND RATIFYING THE SUBMISSION OF THE LIBRARIES, LITERACY AND GAMING APPLICATION FOR THE PURPOSE OF IMPLEMENTING LITERACY DEVELOPMENT FOR YOUTH 10-18 YEARS OF AGE AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST** **Tab 9**  
Consideration, discussion and/or decision regarding Resolution No. 2009-22, as stated, relating to approving and ratifying the grant submission.
15. **DISCUSSION OF THE AUDIT RESPONSE LETTER TO HINTON BURDICK REGARDING THE FISCAL YEAR 2008 ANNUAL AUDIT** **Tab 10**

Consideration and/or discussion of the Audit Response Letter to Hinton Burdick regarding the Fiscal Year 2008 Annual Audit.

**16. DISCUSSION OF TECHNICAL ASSISTANCE GRANT THROUGH THE NATIONAL PARK SERVICE** **Tab 11**  
Consideration and/or discussion of the Technical Assistance Grant through the National Park Service.

**17. DISCUSSION/DECISION REGARDING THE ARIZONA JUNIOR RODEO ASSOCIATION REQUEST TO WAIVE THE ARENA FEES FOR THEIR ANNUAL WILLCOX RODEO ON APRIL 25-26, 2009; REQUEST ACCESS TO WATER FOR WATER TRUCK, USE OF ANNOUNCER STAND AND PA SYSTEM, USE OF LIGHTS ON FRIDAY, APRIL 24 FOR BARREL RACE AND SATURDAY, APRIL 25 FOR TEAM ROPING** **Tab 12**  
Consideration, discussion and/or decision regarding the AZ Junior Rodeo Association request to waive the arena fees for their annual Willcox Rodeo on April 25-26, 2009 and items as stated.

**18. DISCUSSION /DECISION REGARDING DIRECTION TO STAFF ON THE GRANT APPROVAL FROM CONGRESSWOMAN GABRIELLE GIFFORDS' OFFICE FOR A SENIOR CENTER** **Tab 13**  
Consideration, discussion and/or decision regarding direction to staff on the grant approval from Congresswoman Giffords' office for a Senior Center.

**19. DISCUSSION/DECISION REGARDING THE REQUEST TO WAIVE FEES AT THE COMMUNITY CENTER LOUNGE FOR NCCH STRATEGIC PLANNING MEETING ON APRIL 10, 2009** **Tab 14**  
Consideration, discussion and/or decision regarding the request to waive fees at the Community Center Lounge for NCH Strategic Planning Meeting on April 10, 2009.

**20. REPORTS BY THE CITY MANAGER PAT McCOURT** **Tab 15**  
Consideration, discussion and/or decision regarding the following topics by the City Manager:

- **Update on the Tennis Court Lighting** –Dave Bonner, Public Services & Works Director
- **Report on the Golf Course Roof Bid**-Dave Bonner, Public Services & Works Director
- **Update on the Soccer Field**-Dave Bonner, Public Services & Works Director
- **Update on the Skate Park**-Dave Bonner, Public Services & Works Director
- **Update on the Asbestos Removal at 151 W. Maley**-Jeff Stoddard, Building Inspector
- **Update on the Library**-Tom Miner, Library Director
- **Mayor/Manager Luncheon**- SEAGO hosting on Wednesday, April 22, 2009 in Douglas, AZ. RSVP to City Clerk Whelan with luncheon selection.

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

**22. ADJOURN.**

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**Misc. Tab:**

**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.