

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

**Monday, November 16, 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. 2009-71  
Ordinance NS299**

**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. PUBLIC HEARINGS, PETITIONS AND COMMUNICATIONS**

**Tab 1**

**Communications:** (1) Third Reading of Ordinance NS298 Amending The City Code, Title 5, Health And Sanitation, Title 5, Chapters 1, Section 5-1-5, By Reference, Repealing The Current Section 5-1-5 And Part Of Ordinance NS292 Relating To Repealed Section 5-1-5 Enumerated Therein; and

(2) Public Hearing to gather citizen input Regarding Use of CDBG Funds on Thursday, November 19, 2009 at 7:00 p.m., City Council Chambers, 300 W. Rex Allen Drive. (Bonnie Williams, SEAGO presenting), and

**Tab 2**

(3) City Clerk Cristina G. Whelan announces the Call of Election for the City Council Spring Election 2010. The Primary Election will be held on March 9, 2010 and if necessary the General Election will be held on May 18, 2010. Candidate packets are now available and are due to the City Clerk by December 9, 2009. There are four (4) Council seats open: Monika Cronberg, Gerald W. Lindsey, Jimmy Norris and Larry Schultz. The Voter Registration deadline is February 8, 2010. For more information contact the City Clerk at (520) 766-4203 or [cwhelan@willcoxcity.org](mailto:cwhelan@willcoxcity.org)

**Tab 3**

**Public Hearings:** Mayor and Council will hold two (2) public hearing at the regular meeting on Monday, November 16, 2009 at 7:00 p.m., City Council Chambers, 300 W. Rex Allen Drive regarding (1) Application for Liquor License New License, Limited Liability Co., Carlson Creek Vineyard, LLC, 115 N. Railview Avenue, Willcox, AZ; and

**Tab 3**

(2) Ordinance NS298 Amending The City Code, Title 5, Health And Sanitation, Title 5, Chapters, Section 5-1-5, **Tab 1**  
By Reference, Repealing the Current Section 5-1-5 and Part Of Ordinance NS292 Relating To Repealed Section 5-1-5  
Enumerated Therein; and

The Mayor and Council will hold two (2) public hearings on Monday, December 7, 2009, at 7:00 p.m., City Council Chambers,  
300 W. Rex Allen Drive regarding (1) to gather citizen input on the use of the CDBG funds; and

(2) Application for Liquor License Interim Permit, Person Transfer, Corporation, Russell Anthony Scheid, Agent, **Tab 4**  
Willcox Hometown IGA., 900 W. Rex Allen Drive, Willcox, AZ.

All members of the public are invited to attend. For those persons wishing to comment and are unable to attend written  
comments will be accepted in the Office of the City Clerk until 4:00 p.m. the day of the public hearing.

8. **PRESENTATION TO THE ELSIE S. HOGAN COMMUNITY LIBRARY TAG MAGAZINE GARY CLEMENT, **Tab 5**  
LIBRARY PROGRAMMING TECHNICIAN; DR. GAYLE BERRY, EDITOR-IN-CHIEF; MAYRA GUZMAN, SENIOR EDITOR,  
AND CODY SUNDERLAND WEBMASTER AND EDITOR WHO ACCEPTED THE PRESIDENT'S COMMITTEE ON THE  
ARTS AND HUMANITIES' COMING UP TALLER AWARD**  
Consideration on the presentation to the Library TAG Magazine Gary Clement, Dr. Gayle Berry, Mayra Guzman, and Cody  
Sunderland who accepted the President's Committee on the Arts and Humanities; *Coming Up Taller Award*.
9. **DISCUSSION/DECISION REGARDING THE REGULAR MEETING MINUTES HELD ON NOVEMBER 2, 2009 **Tab 6**  
AND THE SPECIAL MEETING HELD ON OCTOBER 28, 2009**  
Consideration, discussion and/or decision regarding regular meeting minutes held on November 2, 2009 and the special  
meeting held on October 28, 2009.
10. **DISCUSSION/DECISION REGARDING ORDINANCE NS298 AMENDING THE CITY CODE, TITLE 5, HEALTH **Tab 1**  
AND SANITATION, TITLE 5, CHAPTERS 1, SECTION 5-1-5, BY REFERENCE, REPEALING THE CURRENT SECTION 5-  
1-5 AND PART OF ORDINANCE NS292 RELATING TO REPEALED SECTION 5-1-5 ENUMERATED THEREIN;**  
Consideration, discussion and/or decision regarding Ordinance NS298, as stated, amending Title 5, Health and Sanitation, and  
part of ordinance NS292 repealed Section 5-1-5 enumerated therein.
11. **DISCUSSION/DECISION REGARDING APPLICATION FOR LIQUOR LICENSE NEW LICENSE, LIMITED LIABILITY CO.,  
CARLSON CREEK VINEYARD, LLC, 115 N. RAILVIEW AVENUE, AS REQUESTED BY ROBERT CARL CARLSON, III**  
Consideration, discussion and/or decision regarding the Application for Liquor License New License, Limited Liability Co.,  
Carlson Creek Vineyard, LLC, 115 N. Railview Avenue, as requested by Robert Carl Carlson, III.
12. **DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-68 APPROVING AND ADOPTING THE **Tab 7**  
INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF WILLCOX [CITY] AND THE BOWIE UNIFIED SCHOOL  
DISTRICT #14 [SCHOOL] FOR THE PURPOSE OF LEASING CULINARY EQUIPMENT AND AUTHORIZING THE MAYOR  
TO EXECUTE THIS RESOLUTION, THE IGA AND DECLARING AN EMERGENCY TO EXIST**  
Consideration, discussion and/or decision regarding Resolution No. 2009-68, as stated, relating to IGA between the City and  
School for the purpose of leasing culinary equipment.
13. **DISCUSSION/DECISION REGARDING REQUEST FROM THE WILLCOX CHAMBER OF COMMERCE & **Tab 8**  
AGRICULTURE TO WAIVE THE FEES AT THE COMMUNITY CENTER BEGINNING ON DECEMBER 2-6, 2009 FOR THE  
APPLE FESTIVAL ON DECEMBER 4-5, 2009**  
Consideration, discussion and/or decision regarding request from the Chamber to waive the fees at the Community Center  
beginning on December 2-6, 2009 and the Apple Festival on December 4-5, 2009.
14. **DISCUSSION/DECISION REGARDING REQUEST FROM THE WILLCOX CHAMBER OF COMMERCE & **Tab 9**  
AGRICULTURE TO WAIVE THE FEES AT THE COMMUNITY CENTER BEGINNING ON JANUARY 13-17, 2010 FOR THE  
WINGS OVER WILCOX BIRDING AND NATURE FESTIVAL.**  
Consideration, discussion and/or decision regarding request from the Chamber to waive the fees at the Community Center  
beginning on January 13-17, 2010 for the Wings Over Willcox Birding and Nature Festival.

**15. DISCUSSION/DECISION REGARDING REQUEST FROM THE WILLCOX CHAMBER OF COMMERCE & AGRICULTURE FOR STREET CLOSURE ON RAILROAD AVENUE ON DECEMBER 5, 2009 FOR THE CHRISTMAS LIGHTED PARADE** **Tab 10**

Consideration, discussion and/or decision regarding request from the Chamber for street closure on Railroad Avenue on December 5, 2009 for the Christmas Lighted Parade.

**16. DISCUSSION/DECISION TO ACCEPT THE DARE VEHICLE GIFT FROM GRAHAM COUNTY SHERIFF'S OFFICE** **Tab 11**

Consideration, discussion and/or decision to accept the DARE vehicle gift from Graham County Sheriff's Office.

**17. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-69 APPROVING AND ADOPTING THE SERVICE AGREEMENT BETWEEN THE CITY OF WILLCOX, COCHISE COUNTY, ARIZONA ["CITY"] ON BEHALF OF THE DEPARTMENT OF PUBLIC SAFETY ["WDPS"] AND CREATIVE COMMUNICATIONS ["PROVIDER"] FOR THE PURPOSE OF MAINTAINING POLICE AND FIRE COMMUNICATIONS EQUIPMENT AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND DECLARING AN EMERGENCY TO EXIST.** **Tab 12**

Consideration, discussion and/or decision regarding Resolution No. 2009-69 , as stated, relating to Service Agreement between the City and WDPS and Provider for purpose of maintaining Police and Fire Communications equipment.

**18. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-70 APPROVING AND ADOPTING AMENDMENT NO: 1 TO THE MEMORANDUM OF UNDERSTANDING ["MOU"] BETWEEN THE CITY OF WILLCOX ["CITY"] AND THE WILLCOX REGIONAL ECONOMIC DEVELOPMENT ALLIANCE ["WREDA"] AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION AND THE AMENDMENT AND DECLARING AN EMERGENCY TO EXIST** **Tab 13**

Consideration, discussion and/or decision regarding Resolution No. 2009-70, as stated, relating to Amendment No: 1 to the MOU between the City and WREDA.

**19. DISCUSSION/DECISION REGARDING RESOLUTION NO. 2009-71 APPROVING AND ADOPTING THE INTERGOVERNMENTAL AGREEMENT BETWEEN THE CITY OF WILLCOX [CITY] AND THE COCHISE COMMUNITY COLLEGE [COLLEGE] FOR THE PURPOSE OF PROVISION OF CUSTOMER SERVICE TRAINING AND AUTHORIZING THE MAYOR TO EXECUTE THIS RESOLUTION, AUTHORIZING THE CITY MANAGER TO EXECUTE THE IGA AND DECLARING AN EMERGENCY TO EXIST** **Tab 14**

Consideration, discussion and/or decision regarding Resolution NO. 2009-71, as stated, relating to IGA between the City and College for the purpose of provision of Customer Service Training.

**20. REPORTS BY THE CITY MANAGER PAT McCOURT**

Consideration, discussion and/or decision regarding the following topics by the City Manager:

- **Investment Report** - Ruth Graham, Finance Director

**21. ADJOURN.**

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**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.