

## AGENDA

AGENDA OF THE SPECIAL SESSION OF THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, STATE OF ARIZONA TO BE HELD ON THURSDAY, MAY 13, 2010, AT 5:45 PM IN THE BISBEE MUNICIPAL BUILDING, 118 ARIZONA STREET, BISBEE, ARIZONA.

THE MEETING CALLED TO ORDER BY \_\_\_\_\_ AT \_\_\_\_\_ PM.

### ROLL CALL

#### COUNCIL

Councilmember Boyd Nicholl, Ward I  
Councilmember Bennie Scott, Ward III  
Councilmember Luche Giacomino, Ward II  
Mayor W.J. "Jack" Porter  
Councilmember Anna Cline, Ward III  
Councilmember Raymond Rodgers, Ward II, Mayor Pro Tempore  
Councilmember Kenneth "Ken" Budge, Ward I                      Excused

#### STAFF

Stephen J. Pauken, City Manager  
Gloria P. Gonzalez, Interim City Clerk  
Dee L. Flanagan, Finance Director  
John Charley, Community Development Director  
Jim Elkins, Chief of Police  
Jack Earnest, Fire Chief  
Jennifer L. Graeme, Personnel Director  
Russ McConnell, Public Works Director  
Peg White, Library Director

#### CITY ATTORNEY

Mark J. Langlitz

THE FOLLOWING ITEMS WILL BE DISCUSSED, CONSIDERED AND/OR DECIDED UPON AT THIS MEETING:

1. DISCUSSION AND POSSIBLE APPROVAL OF A RESOLUTION R-10-06, OPPOSING SENATE BILL 1070 AND HOUSE BILL 2162 AND SUPPORTING ANY AND ALL LOCAL, STATE, AND FEDERAL LEGISLATIVE EXECUTIVE AND JUDICIAL ACTION AGAINST SUCH BILLS.

MAYOR PORTER

### ADJOURNMENT



AGENDA ITEM NUMBER 1

**REQUEST FOR COUNCIL ACTION**

<b>DATE SUBMITTED:</b> May 12, 2010	<b>TYPE OF ACTION:</b> <input checked="" type="checkbox"/> RESOLUTION	<b>SUBJECT:</b> DISCUSSION AND POSSIBLE APPROVAL OF A RESOLUTION R-10-06, OPPOSING SENATE BILL 1070 AND HOUSE BILL 2162 AND SUPPORTING ANY AND ALL LOCAL, STATE, AND FEDERAL LEGISLATIVE, EXECUTIVE AND JUDICIAL ACTION AGAINST SUCH BILLS
<b>DATE ACTION REQUESTED:</b> May 13, 2010	<input type="checkbox"/> ORDINANCE	
<input checked="" type="checkbox"/> REGULAR <input type="checkbox"/> CONSENT	<input type="checkbox"/> FORMAL ACTION	
	<input type="checkbox"/> OTHER:	

**TO:** Mayor and Council

**FROM:** Mark J. Langlitz, City Attorney

**RECOMMENDATION:** None

**PROPOSED MOTION:** I move to approve Resolution R-10-06 opposing Senate Bill 1070 and House Bill 2162 and supporting any and all local, state and federal legislative, executive and judicial action against such Bills

**DISCUSSION:** This item has been brought forward at the request of Council Members Ray Rodgers and Boyd Nicholl with the support of Mayor Jack Porter.

**FISCAL IMPACT:** None

**DEPARTMENT LINE ITEM ACCOUNT:**

**BALANCE IN LINE ITEM IF APPROVED:**

**ATTACHMENTS:**  
1. Resolution R-10-06

Prepared by:   
Mark J. Langlitz, City Attorney

Reviewed by:   
Stephen J. Pauken, City Manager

**RESOLUTION R-10-06**

**A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BISBEE, COUNTY OF COCHISE, STATE OF ARIZONA, OPPOSING ARIZONA SENATE BILL 1070 AND ARIZONA HOUSE BILL 2162, AND SUPPORTING ANY AND ALL LOCAL, STATE AND FEDERAL LEGISLATIVE, EXECUTIVE AND JUDICIAL ACTION AGAINST SUCH BILLS.**

**WHEREAS**, on April 23, 2010, Arizona Governor Jan Brewer signed into law Senate Bill 1070, a comprehensive state-wide anti-illegal immigration measure, which was subsequently amended by House Bill 2162; and

**WHEREAS**, the enactment of Senate Bill 1070, as amended, led to immediate local, state, national and international criticism as promoting racial profiling, violating existing federal law, infringing on constitutionally protected rights and imposing unwarranted burdens on local law enforcement agencies; and

**WHEREAS**, cities and town throughout Arizona have adopted initiatives opposing Senate Bill 1070 and House Bill 2162 and supporting action against those Bills.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Bisbee as follows:

That the City of Bisbee hereby opposes Arizona Senate Bill 1070 and Arizona House Bill 2162 and supports any and all local, state and federal legislative, executive and judicial action against such Bills.

**PASSED, APPROVED AND ADOPTED** by the Mayor and Council of the City of Bisbee, County of Cochise, State of Arizona, this 13th day of May, 2010.

**APPROVED:**

\_\_\_\_\_  
W.J. Porter, Mayor

**ATTEST:**

\_\_\_\_\_  
Gloria P. Gonzalez, Interim City Clerk

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Mark J. Langlitz, City Attorney