

TOWN OF GILA BEND

Minutes of the July 22, 2009, Council Meeting

I. CALL TO ORDER

- A. Call to order – **Mayor Henry called the meeting to order at 5:00 pm.**
- B. Pledge of Allegiance – **Pledge of Allegiance was led by Mayor Henry.**
- C. Invocation – **Invocation was given by Vice Mayor Hull.**

II. ROLL CALL

Mayor Ron Henry	Council Member Chuck Turner - absent
Vice-Mayor Fred Hull	Council Member James "Bud" Turner - absent
Council Member Fernando Fernandez	Council Member Donny Young
Council Member Armida Gonzalez	

Staff Present

Town Clerk Turner, Town, Public Works Director/Engineer Parsi, Fire Chief Birchfield, Finance Director Young, Records Clerk Eisenberger, Parks/Recreation Director Hoffman

III. CONSENT AGENDA (all items subject to approval by a single motion; any Council Member may require any of these items to be voted on separately).

- a. Approval of July 7, 2009 Meeting Minutes. The Town Council shall discuss and possibly take action on the approval of the July 7, 2009 minutes.
- b. Approval of Emergency Expenditure Report. The town Council shall discuss and possibly take action upon the approval of an emergency expenditure report, pursuant to section 3.12.040 of the Town of Gila Bend Municipal Code. The report is in regards to expenditures required for Navajo Pump to complete work that was not done by the previous vendor at Well #7 and unknown to the Town or Navajo Pump has been apprised of the Town's procurement policy pursuant to this matter.
- c. Contract Approval. The Town Council shall discuss and possibly take action on the approval of a contract with PBS&J for the provision of engineering services related to the update of the airport layout plan (APL) and the shade hangers. This is a FAA requirement.
Vice-Mayor Hull moved to approve Consent Agenda. Seconded by Council Member Young. Motion to approve passed unanimously. (5-0)

IV. BUSINESS - Discussion and possible action on the following items:

- a. Public Hearing: F/Y 09/10 Budget, Property Tax Levy and Truth in Taxation. The Town Council shall receive Public Comment relating to the F/Y 09/10 Budget, Property Tax Levy and Truth in Taxation. **Mayor Henry opened the Public Hearing at 5:05 pm. Town Manager Buss indicated that anyone may speak during the Public Hearing. He also spoke about the Primary Property Tax in that the State Constitution allows a 2% increase per year, however the increase fluctuates due to valuation and that homeowners rates actually decrease because of the value placed on the home. With no public comment the hearing was closed.**
- b. Resolution 09-09 adopting Town of Gila Bend Budget for Fiscal Year 2009/2010. A Resolution of the Town Council of the Town of Gila Bend, Arizona, adopting the budget for Fiscal Year 2009/2010. **Vice-Mayor Hull moved to adopt Resolution 09-09 adopting the Fiscal Year 2009/2010 Town Budget. Seconded by Council Member A Gonzalez. Town Manager Buss advised that the final budget reflects the changes that were requested by the Council. Motion to adopt passed unanimously. (5-0)**

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- c. People to People Ambassador Sponsorship. The Town Council shall discuss and possibly take action on a request by Jazmine Cavanaugh, an 8th Grade student of Gila Bend Jr. High School, to participate in the People to People World Leadership Program in Washington D.C. Ms. Cavanaugh's mother is hosting an all-night coed softball tournament on July 18, 2009 as a program tuition fund-raiser and is requesting the town waive the fees for the use of the lights. ***Town Manager Buss advised that there were monies put into the current budget for sponsorships and the cost of the request would be approximately \$160.00. Council Member Gonzalez moved to approve the request by Jazmine Cavanaugh for sponsorship. Seconded by Vice-Mayor Hull. Motion to approve passed unanimously. (5-0)***
- d. Ordinance 09-08; Water Adequacy. An Ordinance by the Town Council of the Town of Gila Bend, Arizona, amending Section 16-1, Zoning Ordinance, General Provisions, by creating Section 16-1-11, Water Adequacy of the Code of the Town of Gila Bend. ***Mayor Henry read Ordinance 09-08 by Title only. Town Manager Buss advised that this Ordinance adopts requirements for Developments to obtain a 100 year water supply certificate and it only relates to sub-divisions. Vice-Mayor F Hull moved to adopt Ordinance 09-08 creating Section 16-1-11 Water Adequacy. Seconded by Council Member A Gonzalez. Motion to adopt passed unanimously. (5-0)***
- e. Lease Agreement. The Town Council shall discuss and possibly take action on the approval of a lease agreement with Desert Operations Tactical Training and Range Solutions for the lease of 100 acres of land owned by the Town of Gila Bend, generally located at SR 238 and Mile Marker three (3). ***Council Member D Young moved to approve lease agreement with Desert Tactical Training and Range Solutions for the lease of 100 acres of land owned by the Town of Gila Bend. Town Manager Buss spoke about the previous presentation by Desert Operations Tactical Training and Range Solutions noting a minor change to the Agreement presented changing the beginning date to October 1, 2009. There was discussion about the amount of rent and it was suggested that lease amount be reviewed and adjusted in two (2) years. Town Manager Buss advised that the lease locks in the amount for the duration of the Agreement. There was also discussion about the necessary permits and it was advised that those requirements are addressed in Items 7 and 8 of the agreement. Council Member A Gonzalez asked about employees and whether or not background checks are required. After a brief discussion about the necessity of background checks Council Member D Young amended his motion to approve the lease agreement to include "in addition instructors and staff must have a successful background check prior to employment" . Motion to amend seconded by Vice-Mayor Hull. It was also suggested that the Town be provided copies of such background checks. Town Attorney McClure spoke about the need to add a clause under item six(6) Right o Terminate that states "If substantial business activity does not commence within two (2) years the lease shall be terminated". With no further discussion Mayor Henry called for the vote. Motion to approve lease agreement with amendment passed unanimously. (5-0)***
- f. American Recovery and Reinvestment Act (ARRA) Stimulus Funding for Signage. Tabled from the July 7, 2009 Council Meeting, this is a request by the Town Manager for assistance in locating road and monument signage throughout the Town of Gila Bend. Funding in the amount of \$33,000.00 has been allocated to the Town via ARRA Stimulus Program to design and construct signage and improvements. ***On a request by Town Manager Buss, Vice-Mayor***

V, EXECUTIVE SESSION: The Town Council may go into executive session for purpose of obtaining legal advice from the Town Attorney on any of the above agenda items pursuant to A.R.S. 38-431.03(A)(3)
No executive session called.

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VI. ADJOURNMENT

Vice Mayor Hull moved to adjourn. Council Member C. Turner seconded. Motion passed unanimously, 6-0. Time: 6:55pm.

Ron Henry, Mayor

ATTEST:

Beverly Turner, CMC
Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the regular meeting held July 7, 2009, and the meeting was duly called and posted and that a quorum was present.

Beverly Turner, CMC
Town Clerk