

TOWN OF GILA BEND

Minutes of the special Council meeting of February 21, 2012

I. CALL TO ORDER

- A. Call to order **Mayor Henry called the meeting to order at 5:02pm**
- B. Pledge of Allegiance **led by Mayor Henry**
- C. Invocation **given by Town Attorney McClure**

II. ROLL CALL

Mayor Ron Henry
Vice-Mayor Chuck Turner
Council Member Fernando Fernandez-
absent
Council Member Armida Gonzalez

Council Member Steve Holt-**arrive 5:06pm**
Council Member Tommy Lee Sikes
Council Member Donny Young-**absent**

Staff Present: Town Manager Buss, Town Attorney McClure, Town Clerk Turner, Planning & Economic Development Director Fitzer, Finance Director Young, Public Works Director Menard, Parks and Recreation Director Turner, Deputy Town Clerk Eisenberger, Counter Services Coordinator Smith

III. PUBLIC HEARING:

Community Development Block Grant Program: The Mayor and Town Council shall receive public comment on the submission of a project to the Community Development Block Grant Program for FY2012/2013. The proposed project must be chosen from the Town's Consolidated Plan that is on file with Maricopa County Community Development. **Public Comment Only Public Hearing opened at 5:03pm by Mayor Henry. Resident Fred Hull commented that residents need to have "dessert" like lights at the southside park for parties and basketball games and that he would like to have it as a project on this grant cycle. He commented that the Town needs to finish current projects before beginning new before it reflects the broken window theory where you have one broken window not taken care of and before long there are numerous broken windows. Mr. Hull noted that we need the meat and potato projects like all of the water projects but that we also need some dessert. No further public comments. Public Hearing closed at 5:06pm.**

IV. 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 **Vice Mayor Turner motioned to approve the Consent Agenda. Motion seconded by Councilmember Sikes. No discussion. Motion passed unanimously; 5-0**

- A. **Approval of Council Meeting Minutes:** The Mayor and Town Council shall discuss and possibly take action on the approval of the February 14, 2012 regular meeting minutes. **Discussion and Action**
- B. **Payment of Claims:** The Mayor and Town Council shall discuss and possibly take action to ratify claims in the amount of \$439,936.75 for the period of February 1, 2012 through February 15, 2012. **Discussion and Action**
- C. **Resolution 12-01 CDBG:** A resolution of the Town Council of the Town of Gila Bend, Maricopa County, Arizona, authorizing the Town to submit an application to the Maricopa County Community Development for Community Development Block Grant Funds and Execute Agreements. **Discussion and Action**

V. BUSINESS – Discussion and possibly action on the following items:

- A. **March 13, 2012 Council Meeting:** The Mayor and Town Council shall discuss and possibly take action to move the regular council meeting of March 13, 2012 to March 12, 2012, and to move the meeting location to the Gila Bend School Media Center in order to allow Maricopa County Elections Department use of the Council Chambers as a polling place for the Town's March 13, 2012 Franchise Elections. **Discussion and Action Councilmember Holt moved to approve. Motion seconded by Councilmember Gonzalez. No discussion. Motion passed unanimously; 5-0**

- B. **Area Agency on Aging Contract Amendment for 2012:** The Mayor and Town Council shall discuss and possibly take action to approve an Amendment to the Area Agency on Aging Contract. Area Agency on Aging will increase the Congregate Meal funding by \$450.00 in order to pay for mandatory fingerprinting of direct service staff and/or volunteers. **Discussion and Action** *Town Manager Buss noted that this is for extra funding for AAA. No further discussion. Vice Mayor Turner moved to approve. Motion seconded by Councilmember Sikes. Motion passed unanimously; 5-0*
- C. **Cobra Services Contract:** The Mayor and Town Council shall discuss and possibly take action to enter into an agreement with Basic Western USA for Cobra Administration Services. **Discussion and Action** *Town Manager Buss noted that he would like to table this item until the March 12, 2012 meeting since the current provider needs a 60 day notification. Discussion on this is needed, too labor intensive to do ourselves, current costs, savings, and there is a large amount of legality involved. Councilmember Sikes moved to table the Cobra Services Contract until the meeting on March 12. Motion seconded by Councilmember Holt. No further discussion. Motion passed unanimously; 5-0.*
- D. **Anza Trail Traveling Exhibit Loan Agreement:** The Mayor and Town Council shall discuss and possibly take action to approve a Loan Agreement for the Juan Bautista De Anza Trail Traveling Exhibit. **Discussion and Action** *Town Clerk Turner reviewed the program. Discussion on there being no cost to Town and insurance is covered by National Park Service. No further discussion. Councilmember Holt moved to approve. Motion seconded by Councilmember Gonzalez. Motion passed unanimously; 5-0*
- E. **Capitol Ave Waterline Design:** The Mayor and Town Council shall discuss and possibly take action to approve a Professional Engineering Services Agreement with the WLB Group for the design of the 8" Capitol Ave Waterline in the amount of \$. **Discussion and Action** *Director Fitzer noted that the amount should be \$39,500.⁰⁰, that this is to expedite the project and reviewed the issues of the 1.5 rule designation. He noted that this includes engineering and emphasized the need to spend as much of the available funds as possible. Discussion on promptness of WLB Group, savings of \$20,000.⁰⁰ using WLB Group, circumstances leading to 1.5 rule designation and other communities in same situation. Councilmember Sikes moved to approve. Motion seconded by Councilmember Holt. No further discussion. Motion passed unanimously; 5-0.*
- F. **4,000 Gallon Water Truck:** The Mayor and Town Council shall discuss and possibly take action to approve the purchase of a 4,000 gallon water truck from PacWest Trading in the amount of \$49,500.00 plus tax and title fees and waive bidding requirements declaring PacWest Trading as a sole source provider. **Discussion and Action** *Director Menard noted that this is a priority and reviewed the differences in possible vehicles and the process he used to determine this as best option. Discussion on draft ability, adapting for possible use for Fire Department needs and benefits of this equipment. Director Menard noted that there are some funds in the street department budget. Vice Mayor Turner moved to approve. Councilmember Holt seconded the motion. No further discussion. Motion passed unanimously; 5-0*
- G. **Budgetary Transfer:** The Mayor and Town Council shall discuss and possibly take action to transfer funds from the Town Manager's contingency line item 10-46-700 to the Enterprise Water Department 50-52-770 New Water Meter and Repair to Well #4 and for additional cost of the repairs to Well #6, for a total of \$53,491.84. **Discussion and Action** *Town Manager Buss noted that Council had questions on line items and that a full break-down will be provided. Director Young noted that there was only \$10,000.⁰⁰ in two line items and actual cost was \$48,937.⁰⁰. Director Menard reviewed estimated cost versus actual cost. Discussion on costs of Well #6 and a realization of a 20% increase in revenue from in-place card-reader. Director Menard noted the Town should see a decrease in electricity costs. Director Young reviewed the bulk water price increase and reviewed the previous bulk water usage process. Vice Mayor Turner moved to approve. Councilmember Sikes seconded. No further discussion. Motion passed unanimously; 5-0*

- H. **Town Manager:** The Mayor and Town Council may discuss and possibly take action on amending the Town Manager's contract by adjusting the term to February 21, 2015 and to increase compensation by 3%, representing an amount equal to the lowest compensation increase given to any employee for FY 2011/2012, and to be retroactive to July 1, 2011. **Discussion and Action** *Town Manager Buss noted that he sent Councilmember's an email and that he would like to follow the review process as stated in the contract. Vice Mayor Turner motioned to exercise the review process in it's entirety. Motion seconded by Councilmember Sikes. No further discussion. Motion passed unanimously; 5-0*
- I. **Sanitation RFP:** Staff requests Mayor and Council discuss and consider "what possible ramifications the placing of the Sanitation function out on RFP would have"; and possibly take action to direct staff to prepare an RFP to contract Sanitation Services. **Discussion and Action** *Director Menard noted that he would like to a discussion on this and vote on a future agenda. Director Menard noted that the RFP for this service is now about 72 pages, reviewed possible zoning and liability issues and different types of services available. Discussion on loss-of-control, satisfaction of residents and the need for citizen input. Director Young noted the line item for this is about 98% used, the continuous rise in tipping fees, the inability to keep current rate for residents with the rate hikes the Town continues to face and the high cost of truck maintenance. Director Menard noted that the Council should think about what they want, look at different community models and that where there was no interest before there now three companies showing interest. Vice Mayor Turner motioned to set up a workshop to discuss and get citizen input. Councilmember Sikes seconded the motion. Discussion on taking notes at the workshop for use on the RFP and possible recycling. No further discussion. Motion passed unanimously; 5-0*

VI. MAYOR AND COUNCIL MEMBER'S REPORT ON CURRENT EVENTS

(This is the time Council Member's may present a brief summary on current events. The Council may not propose, discuss, deliberate or take any legal action on the information presented)

Councilmember Fernandez: Absent

Councilmember Gonzalez: No report

Councilmember Holt thanked the Town staff for the great job on Butterfield Stage Days and stating it was the best rodeo in many, many years, something the Town could be proud of and on the right track having a pro rodeo. He noted that there were a lot of town crew working the entire weekend. He indicated Director Turner did an excellent job. He emphasized again what a really great job was done and noted the Chamber did a good job too and how beneficial it is to the town with both working together. The Town and Chamber worked really well together.

Vice Mayor Turner commented that, we are starting to get a lot of mileage on our ambulances and we are gonna have to take a look at that pretty soon. He noted that, we have an ambulance approaching 200,000 miles and its time to think about budgeting and re-chassissing that ambulance in the next year or so, maybe next years budget. He noted that, Carlos is spending a lot of time on maintenance on those. Director Young asked how much is the chassis with Vice Mayor Turner responding, about %65,000 to \$70,000. A question about trading boxes was asked and Vice Mayor Turner advised, yes. Discussion on the cost if the boxes were not traded out and Vice Mayor Turner advised, the cost would be between \$130,000 to \$150,000.

Mayor Henry thanked staff for the great job on Butterfield Stage Days and noted he would like to ditto Councilmember Holt's' remarks. He noted that everything stayed watered down and cleaned up and he would like to see the same for next year. Mayor Henry then requested that Town Manager Buss explain the franchise fees because there are a lot of questions. Town Manager Buss noted that once it goes to ballot the town staff cannot advise how to vote, franchise fees are paid by the utility companies to use the Town's Right-of-Ways, there are two franchises on the ballot, APS and Southwest Gas and that the franchise is for 25 years. He added that the franchises paid for the upcoming election and are running them together. He noted that, Council can recommend voting for or against but that staff could not. Mayor Henry commented that, we should vote yes because that is how the Town receives their fees from them.

Town Clerk Turner reported that funeral services for Sandra Kelly will be held this Wednesday; the annual League conference will be August 28 – 31, 2012 this year and working on a public records request for the 410 Papago demolition.

Director Turner reported that signage will be completed at the end of the AZSTA project; new playground equipment is scheduled for the southside park and that APS is requiring \$20,000.⁰⁰ for the southside park lighting. He thanked everyone for their support, for donated hay, Pat Lauderdale for barriers, ADOT for signs and barricades and the JAG Student Council volunteers.

Director Fitzer reported on the WIFA board meeting where the Town was recommended for the \$1.55 million grant; received five RFP's and will submit for the award on the March 12th agenda and reviewed the benefits of the chosen RFP and noted that the other RFP's were not even close. Town Manager Buss commended Director Fitzer on doing a great job and noted that there was a lot of work involved. He noted that all suppliers are AZ companies. Director Fitzer reviewed the status of the Scott Avenue project.

Director Young reported on the GFO conference she attended in Prescott, the auditors will be here until Thursday with the firms partner here tomorrow to go over grants, reviewed the grant process and sent progress report for the AZSTA grant. She noted that Director Turner is right on track with that grant.

Director Menard reported that they are still doing the jetting, San Lucy project starts next Monday, repairing several water breaks, working on the Butterfield line and fixing manholes.

VII. MCSO REPORT **No report**

VIII. TOWN MANAGER REPORT

Vice Mayor Turner thanked Town Manager Buss for the itinerary he received. Town Manager Buss reported on the conference call with Project Carbon and their status, iPads have arrived, working on iPad configurations, will be meeting on Thursday with Cesar Chavez group regarding affordable housing and he emailed Council that the Black Hawk litigation ruling was in the Town's favor.

IX. CALL TO THE PUBLIC (The procedures to follow if you address the Council are: Council requests that you express your ideas in three minutes or less and refrain from any personal attacks or derogatory statements about any individual . The Mayor will limit discussion whenever he deems such an action appropriate to the proper conduct of the meeting. At the conclusion of an open call to the public, individual members of the Council may respond to criticism made by those who have addressed the Council, may ask Staff to review a matter, or may ask that a matter be put on a future agenda. However, members of the Council shall not discuss or take legal action on any matters during an open call to the public unless the matters are properly noticed for discussion and legal action.) **No public comments.**

X. FUTURE AGENDA ITEMS

(This is the time Council Member's may request items be placed on future agenda's) **No items added**

XI. EXECUTIVE SESSION: The Town Council may go into executive session for purpose of obtaining legal advice for any of the above agenda items and the Town's code compliance code and policy, pursuant to A.R.S.38-431.03(A)(3); **Vice Mayor Turner moved to go into Executive Session. Motion seconded by Councilmember Sikes. No discussion. Motion passed unanimously; 5-0. Time: 6:22pm.**

XII. ADJOURNMENT

Regular Council meeting reconvened at 6:56pm. Vice Mayor Turner motioned to adjourn. Motion seconded by Councilmember Sikes. No discussion. Motion passed unanimously; 5-0 Time of adjournment; 6:56pm.

Ron Henry, Mayo

ATTEST:

Beverly Turner, MMC

Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the special meeting held February 21, 2012, and the meeting was duly called and posted and that a quorum was present.

Beverly Turner, MMC
Town Clerk