

TOWN OF GILA BEND

Minutes of the May 22, 2012 regular Council Meeting.

I. CALL TO ORDER

- A. Call to order **Mayor Henry called the meeting to order at 6:03pm**
- B. Pledge of Allegiance **Led by Mayor Henry**
- C. Invocation **Given by resident Fred Hull**

II. ROLL CALL

Mayor Ron Henry
Vice-Mayor Chuck Turner
Council Member Fernando Fernandez
Council Member Armida Gonzalez
Council Member Steve Holt
Council Member Tommy Lee Sikes
Council Member Donny Young

Staff present: Town Manager R. Buss, Town Clerk B. Turner, Finance Director S. Young, Planning & Economic Development Director (PEDD) E. Fitzer, Parks & Recreation Director (P&RD) C. Turner, Deputy Clerk C. Eisenberger

Mayor Henry gave condolences to Vice Mayor C. Turner and his family for the loss of his father and condolences to Town employee Raymond Duran, and family, for the loss of his wife.

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 Council Meeting Minutes:** The Mayor and Town Council shall discuss and possibly take action on the approval of the May 8, 2012 work session and 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 \$516,942.92 for the period of April 16, 2012 through April 30, 2012. **Discussion and Action**

Finance Director S. Young reviewed the corrected error on a Brown & Associates statement. Council Member S. Holt moved to approve the Consent Agenda. Seconded by Council Member Gonzalez. Motion passed; 7 - 0

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

- A. **9-11 Memorial Design Renderings:** The Mayor and Town Council shall review and discuss renderings created for the Town of Gila Bend 9-11 Memorial Project. **Discussion and Action**
This item was continued from the 5/08/12 council meeting
Council requested a brief presentation which was provided by PEDD E. Fitzer along with a review of renderings. Discussion on best use of space after completion of Phase One and other funding sources, including possible funds available from Union Pacific Railroad . Vice Mayor C. Turner thanked Council and staff for holding this item over from last agenda. Vice Mayor C. Turner motioned to approve renderings. Council Member T. Sikes seconded. No further discussion. Motion passed 7 - 0
- B. **Gannett Fleming Final Payment:** The Mayor and Town Council shall discuss and possibly take action to approve final payment to Gannett Fleming in the amount of \$38,785.61 for Engineering Services. **Discussion and Action**
Discussion on funding source. Council Member S. Holt moved to approve. Motion seconded by Vice Mayor C. Turner. No further discussion. Motion passed; 7- 0
- C. **Town Magistrate:** The Mayor and Town Council shall discuss and possibly take action on the re-appointment and the contract renewal of JB Getzwiller as the Town of Gila Bend Town Magistrate. **Discussion and Action**
JB Getzwiller asked if there were any questions. Council Member S. Holt noted he will abstain from voting due to familial relationship. Council Member F. Fernandez motioned to re-appoint JB Getzwiller as Town Magistrate and approve the renewal

contract. No further discussion. Motion passed; 6 yea, 0 nay, 1 abstain with Council Member S. Holt abstaining

- D. **MAGIC GIS Services:** The Mayor and Town Council shall discuss and possibly take action to approve a Professional Services Agreement with the Maricopa Association of Governments Information Center for Geographic Information Services (GIS). **Discussion and Action**
PEDD E. Fitzer reviewed the agreement and its benefits. Discussion on included mapping features, a one to three foot margin of error for location of utility lines and annual renewal cost dependent upon changes submitted. Resident Fred Hull provided an example of results of a recent utility line location error. Council Member T. Sikes moved to approve. Motion seconded by Vice Mayor C. Turner. No further discussion. Motion passed; 7-0
- E. **Solon EPC Contract:** The Mayor and Town Council shall discuss and possibly take action to approve the Engineering Procurement and Construction (EPC) Contract with Solon Corporation in the amount of \$1,550,000.00 to engineer, design and construct the Town of Gila Bend RO Solar Project and authorize staff to execute any and all documents. **Discussion and Action**
PEDD E. Fitzer reviewed the contract noting Attorney B. Simms reviewed contract also. Discussion on warranties and insurance coverage. Town Manager R. Buss noted that Attorney B. Simms complimented PEDD E. Fitzer for the job he did constructing the contract. Discussion on APS power usage, response time of SOLON and estimated savings included in the Draft Budget. Council Member S. Holt moved to approve. Seconded by Council Member D. Young. Motion passed; 7 - 0
- F. **Draft Budget Overview:** Town Manager shall give a brief overview of the draft 2012/2013 Town Budget. **Discussion Only**
Mayor Henry noted that this item was taken care of in the Work Session.
- G. **Town Prosecutor:** The Mayor and Town shall discuss and possibly take action on the appointment of a Town Prosecutor. **Discussion and Action. It was noted that this item is on the document, Addendum #1.**
Town Manager Buss noted the current Town Prosecutor retired and reviewed the appointment. Discussion on appointment of Town Attorney and Town Prosecutor are separate in most cities and towns and previous Town Prosecutors. Vice Mayor C. Turner motioned to appoint Attorney Brian DePietro as Town Prosecutor. Motion seconded by Council Member F. Fernandez. No further discussion. Motion passed; 7 - 0
- V. **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)
Council Member F. Fernandez: No report
Council Member A. Gonzalez: No report
Council Member S. Holt reported on the meeting he attended with Luke Air Force Base regarding the Goldwater Range and the pronghorn herd doing well with a second herd started in the Kofa Range.
Council Member D. Young gave his condolences to Vice Mayor Turner and family and to Raymond Duran and family on their loss of a family member. He noted that he has two sons graduating this year.
Vice Mayor C. Turner thanked everyone for their kind words and condolences. He commended the contractor for a good job on the waterline project.
Mayor Henry read a thank you card from the FCCLA for the donation from the Town.
- Town Clerk B. Turner reported that 250+ business license renewals have gone out and some received back, Deputy Clerk C. Eisenberger will be attending the Clerk's Institute June 4th through the 8th; she will be attending the Clerk's Academy June 12th through the 14th; preparing for the CDBG monitoring audit on June 20th; and there are five confirmed rooms reserved for the annual League Conference on August 28th through August 31st at the host hotel.***
Finance Director S. Young reported working on the budget; tomorrow will have a

monitoring audit for Maricopa County portion of CAP; issued checks to employees for reimbursement of ASRS funds withheld for a total payout of approximately \$3,000.⁰⁰; performed an internal audit on Butterfield Trail Waterline Project and found two missed invoices to be remedied; finished all WIFA contract documents and closed on May 18th. She noted that she is glad to see Gannett-Fleming done.

PEDD E. Fitzer reported on the ADOT Quarterly meeting and they will be looking into the 'stacking' issue; status of the Calgon Carbon project and should be under construction in two to three weeks; Scott Ave. project moving along; status of Capitol Ave. project and R.O. Plant project. Discussion on traffic counts.

Mayor Henry asked if the Chamber of Commerce had anything to report. Coordinator C. Hubbard spoke about having an interested party to do Shrimp Alley, noted tMaricopa County Health Departments's ever-growing list of rules and regulations regarding food at events and noted a speaker will be at the Space Age Lodge Conference Room at noon tomorrow speaking on how to have a Tractor Pull event.

VI. MCSO REPORT
No report

VII. TOWN MANAGER REPORT
Town Manager Buss noted that he has three children graduating this year; requested that Council please review the Tentative Budget; reported there will be a meeting on June 12th on the AZ – Mexico industry; and thanked Finance Director S. Young and Town Clerk B. Turner for their work with the budget documents.

VIII. 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.*)

Resident Heather Goebel noted that the Library will re-open on June 18th. Resident Fred Hull opined that the Museum should have more Gila Bend related items and newspaper articles available for visitors to read. No further public comment.

IX. FUTURE AGENDA ITEMS
(This is the time Council Member's may request items be placed on future agenda's)
No agenda items added.

X. EXECUTIVE SESSION: The Town Council may go into executive session for purpose of obtaining legal advice for any of the above agenda items.
No Executive Session called.

XI. ADJOURNMENT
Vice Mayor C. Turner moved to adjourn. Motion seconded by Council Member F. Fernandez. No discussion. Motion passed; 7 – 0. Time of adjournment: 7:11pm

Ron Henry, Mayor

ATTEST:

Beverly Turner, MMC
Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the regular meeting held May 22, 2012, and the meeting was duly called and posted and that a quorum was present.

Beverly Turner, MMC
Town Clerk