

TOWN OF GILA BEND

Minutes of the October 23, 2012 regular Council meeting

Pursuant to ARS 38-431.02, notice is hereby given that the TOWN COUNCIL will hold a Council meeting on October 23, 2012 beginning at **6:00** p.m., in the Gila Bend Town Council Chambers located at 644 W Pima, Gila Bend, Arizona. A copy of the final agenda will be available twenty-four hours prior to the meeting in the Town Clerk's Office, 644 West Pima, Gila Bend, AZ 85337.

I. CALL TO ORDER

- A. Call to order **Mayor R. Henry called the meeting to order at 6:00pm**
- B. Pledge of Allegiance **Led by Mayor R. Henry**
- C. Invocation **Given by resident Fred Hull**

II. ROLL CALL

Mayor Ron Henry	Council Member Steve Holt
Vice-Mayor Chuck Turner	Council Member Tommy Lee Sikes
Council Member Fernando Fernandez	Council Member Donny Young arrive
Council Member Armida Gonzalez	6:02pm

Staff Present: Town Manager R. Buss, Town Attorney S. McClure, Finance Director S. Young, Planning & Economic Development Director (PEDD) E. Fitzer, Public Works Director (PWD) B. Menard, Parks & Recreation Director (PRD) C. Turner, Deputy Town Clerk C. Eisenberger

Mayor R. Henry noted that the Council would address Addendum #1 first and entered into the Public Hearing at 6:01pm.

III. A. PUBLIC HEARING: The Mayor and Town Council may receive public comment related to a proposed annexation of 320 acres of property generally east of the Town of Gila Bend incorporated limits. **PUBLIC COMMENT ONLY PEDD E. Fitzer reviewed proposed annexation with a short PowerPoint presentation. Mayor R. Henry asked if there was any way to do the annexation without taking on the stretch of road included in the annexation. PEDD E. Fitzer noted that the Town could split the parcel but that could possibly result in access and permitting issues from Maricopa County. No further public comments. Vice Mayor C. Turner moved to close the Public Hearing. Seconded by Council Member F. Fernandez. Motion approved: 7-0 Public Hearing closed at 6:03pm.**

Mayor R. Henry reconvened the regular Council meeting at 6:03pm.

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 **Motion to approve made by Council Member T. Sikes Seconded by Vice Mayor C. Turner No discussion. Motion passed: 7-0**

A. Approval of Council Meeting Minutes: The Mayor and Town Council may discuss and possibly take action on the approval of the October 9, 2012 regular meeting minutes. **Discussion and Action**

B. Payment of Claims: The Mayor and Town Council may discuss and possibly take action to ratify claims in the amount of \$4,322.88 for the period of October 1, 2012 through October 15, 2012. **Discussion and Action**

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

A. Resolution 12-10 Call of Election: A Resolution of the Town Council of the Town of Gila Bend, Arizona, designating the Election date and purpose of Election; designating the deadline for voter registration; and designating the place and last date for Candidates to file nominating papers. **Discussion and Action PEDD E. Fitzer noted that the Public Hearing addressed this. Motion to approve: Vice Mayor C. Turner Second by Council Member T. Sikes No further discussion. Motion passed: 7-0**

B. Ordinance 12-08 Annexation: An Ordinance extending and increasing the corporate limits of the Town of Gila Bend, Maricopa County, State of Arizona, pursuant to the provisions of Title 9, Chapter 4, Article 7, Arizona Revised Statutes and Amendments thereto, by annexing thereto certain territory contiguous to the existing town limits of Gila Bend. **Discussion and Action PEDD E. Fitzer reviewed ordinance. Motion to approve by Council Member S. Holt Seconded by Council Member A. Gonzalez No further discussion. Motion passed: 7-0**

- C. **Annexation 12-02:** The Mayor and Town Council may discuss and possibly take action to sign and direct staff to record the petition for Annexation 12-02, in the Office of the Maricopa County Recorder. **Discussion and Action** *PEDD E. Fitzer reviewed annexation and noted that this item will allow recordation of the annexation. Motion to approve made by Council Member S. Holt. Seconded by Vice Mayor C. Turner No further discussion. Motion passed: 7-0*
- D. **Revised MCSO IGA:** The Mayor and Town Council may discuss and possibly take action on a slightly revised Intergovernmental Agreement between the Town of Gila Bend and the Maricopa County Sheriff's Office. **Discussion and Action (Item tabled from 10/9/12 regular Council meeting)** *Town Manager F. Buss reviewed the minor revisions. Discussion on response times. Captain R. Brice spoke about the County cost efficiency audit, response times and commended Town Manager F. Buss on his negotiation for the inclusion of the response time in the agreement. Discussion on five (5) year term of contract, addressing increases and mileage includes only miles within town limits. Town Attorney S. McClure noted it is a standard contract and approval by the Board of Supervisors is required and reviewed their process. Motion to approve made by Council Member F. Fernandez Seconded by Council Member T. Sikes No further discussion. Motion passed: 7-0*
- E. **WLM Consulting, LLC:** Request approval of 10% contract rate adjustment for WLM Consulting, LLC., in accordance with the draft FY12/13 budget. **Discussion and Action** *Town Manager F. Buss reviewed contract terms. PWD B. Menard reviewed his two (2) years of service and reviewed his letter to Council noting that he is paid only when here with no paid vacation, exceeded the amount of contract hours by 300+ and provides his own equipment (vehicle, laptop computer and other items). PWD B. Menard noted that he does not receive any benefits and that even with the 10% increase he is requesting that he will make less than previous Public Works Directors. Motion to approve made by Vice Mayor C. Turner Seconded by Council Member D. Young. No further discussion Motion passed: 7-0*
- F. **LED Safety Lighting and Communication Headsets:** The Mayor and Town Council may discuss and possibly take action to authorize the purchase and installation of LED Safety Lighting and Communication Headsets for Squad 381 and Engine 381 in an amount not to exceed \$21,439.40 to Fisher Wireless Services, INC and waive bidding requirements pursuant to Town Code Chapter 3, Title 38, Section 9. **Discussion and Action** *Town Manager F. Buss noted that this was budgeted for. Fire Chief F. Baldrige reviewed details of the requested equipment purchase. Discussion on monetary figure being within budget. Motion to approve made by Council Member D. Young Seconded by Council Member F. Fernandez. No further discussion. Motion passed: 7-0*
- G. **Legal Services:** The Mayor and Town Council may discuss and possibly take action to authorize the Town Manager to secure outside Legal Services as needed. **Discussion and Action (Item tabled from 10/9/12 regular Council meeting)** *Town Manager F. Buss reviewed process to be used which includes a 'go-ahead' from Town Attorney S. McClure. Town Attorney S. McClure noted that outside legal services need to be obtained occasionally and suggested that expenditures for outside legal services in an amount over \$5,000.00 be approved by Council. Discussion on a lowering the monetary amount from \$5,000.⁰⁰ and what controls Council would have on outside legal firms. Council Member S. Holt moved to approve authorizing the Town Manager to secure as needed legal services up to \$2,500.⁰⁰. Seconded by Vice Mayor C. Turner. No further discussion. Motion passed: 7-0*
- H. **Budgetary Transfer:** The Mayor and Town Council may discuss and possibly take action to transfer funds in an amount not to exceed \$75,000.00 from the Town Manager's Contingency Line item 10-46-700 to the First things First/Care1st Resource Center line item 25-71-350 Contractual Services for additional services to be provided by HFIN (Helping Families in Need) **Discussion and Action** *Town Manager F. Buss reviewed noting the Town already has the funds. Motion to approve made by Council Member S. Holt. Seconded by Council Member A. Gonzalez. No further discussion. Motion passed: 7-0*

Mayor R. Henry noted the next item to be Addendum #2:

- I. **Intergovernmental Agreement:** The Mayor and Town Council may discuss and possibly take action to approve an Intergovernmental Agreement (IGA) with the Regional Public Transportation Authority (RPTA) for designing, providing shelter pads and site improvements at two locations and procurement of fabrication and installation of two transit shelters and two transit kiosks. **DISCUSSION AND ACTION** *PEDD E. Fitzter reviewed the grant and location of two (2) shelters. Motion to approve made by Council Member S. Holt. Seconded by Council Member T. Sikes 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 T. Sikes reported spoke about the CDAC meeting he attended with Council Member F. Fernandez and PEDD E. Fitzter and commended Fitzter on the good job he did. Vice Mayor C. Turner reported that GBFD and EMS crews wore pink T-shirts while on call for the entire month of October in a show of support for Breast Cancer Awareness month. He noted that each person purchased their own shirts and there was no cost to the Town. He noted office staff also wearing T-shirts in support and commended them. Mayor R. Henry on Gillespie Dam Bridge rededication and how well it was done and very enjoyable. He reported that
Reports given by staff members:
Finance Director S. Young reviewed TPT tax numbers (approximates) and Clarity program getting better with few glitches that should be resolved next week.
PEDD E. Fitzter reported on Capitol Ave project; RO Solar project; 9/11 Memorial Park project; received funds for well (production well); consolidate plan amendment and Gila Bend Transportation Study meeting scheduled for tomorrow.
PWD B. Menard reported on runway obstruction repaired and commended Jesus Baldenegro on a job well done; Main St. potholes repaired; set-up trailer for funerals; new garbage cans in; ordered new cameras for back; in the process of getting final quote for airport waterline; sanitation truck issues; signage issues with a business owner and that someone on the Butterfield Trail sewer line is dumping massive amounts of grease into the lines and messing them up.
P&RD C. Turner reported on upcoming Fright Night; status of lights at Centennial Park; and working with APS and Gila Bend Chamber of Commerce holiday lights.

- VI. **TOWN MANAGER REPORT**
Town Manager R. Buss reported on status of financial report; VM server up and running and reviewed its benefits; Gatlin Site steward status; was appointed to MAG Board re: homelessness; working with Land Institute on good affordable housing; meeting with Supervisors on joint initiatives with school; Border Patrol station house status; appointed on the Board for Rio Salado college; GPEC locates status; meeting with Adelante regarding more available services and possible dental clinic; quarterly meetings with department heads on goal tracking; and P&RD C. Turner and Social Services Director D. Dempsey working on getting bids on the CAP building.

- VII. **MCSO REPORT**
Captain R. Brice reviewed new contract and monthly reports. Reported that there will be a new dispatch center next year; cooler weather brings increase in drug trafficking and to be vigilant; more park patrol and several people cited for Town Code violations; and the 'wrong facility' bomb threat from disgruntled ex-employee of power plant.

- 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 Fred Hull spoke about how nice it is to see people using Centennial Park and the kids on the new playground equipment. He requested that any Council Member on good terms with APS to encourage them to get the lighting at the park completed.**

IX. FUTURE AGENDA ITEMS

(This is the time Council Member's may request items be placed on future agenda's) **Vice Mayor C. Turner noted that he requested an agenda item be added at last meeting, that request was noted in the minutes but items not on the agenda. Vice Mayor C. Turner moved to place the State Land Contract, San Lucy and Paloma Mutual Fire Protection agreements, and the review process for the renewal of the Town Manager's contract be added to the next agenda. Seconded by Council Member T. Sikes Motion passed: 7-0**

X. ADJOURNMENT

Vice Mayor C. Turner moved to adjourn. Seconded by Council Member T. Sikes Motion passed: 7-0 Time of adjournment: 7:03pm

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 October 23, 2012 and the meeting was duly called and posted and that a quorum was present.

Beverly Turner, MMC
Town Clerk