

TOWN OF GILA BEND

Minutes of the March 25, 2014 regular Council meeting

Pursuant to ARS 38-431.02, notice is hereby given that the TOWN COUNCIL will hold a special Council meeting on March 25, 2014 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 S. Holt called the meeting to order at 6:00pm**
- B. Pledge of Allegiance **Led by Mayor S. Holt**
- C. Invocation **Provided by Town Attorney S. McClure**

II. ROLL CALL

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

Staff present: Town Manager F. Buss, Town Attorney S. McClure, Town Clerk B. Turner, Planning and Economic Development Director (PEDD) E. Rubi, Parks and Recreation Director (PRD) C. Turner, Public Works Director (PWD) B. Menard, Deputy Town Clerk C. Eisenberger

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 **Council Member J. Turner motioned to approve the Consent Agenda. Second by Council Member T. Sikes. No discussion. Motion to approve the Consent Agenda passed unanimously: 7 - 0**

- A. **Approval of Council Meeting Minutes:** The Mayor and Town Council may discuss and possibly take action on the approval of the March 11, 2014 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 \$154,121.61 for the period of March 1, 2014 through March 15, 2014. **Discussion and Action**

IV. PUBLIC HEARING: The Mayor and Town Council shall take Public Comment on an application submitted to the Arizona Department of Liquor License and Control for an Agent Change and Acquisition of Control for the liquor license located at Bill's Texaco Foodmart 629 W Pima. **Public Comment Only Mayor S. Holt opened the Public Hearing at 6:02pm. Mayor S. Holt provided background, noting that this is for a change of name on the license only, that the license was still under Bill Henry's name and that this name change on the license, that includes a Public Hearing, is required by law when a business changes ownership. No public comment. Vice Mayor C. Turner made a motion to close the Public Hearing. Second by Council Member R. Henry. Mayor S. Holt closed the Public Hearing at 6:03pm.**

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

- A. **Liquor License Transfer:** The Mayor and Town Council may discuss and possibly take action on a recommendation to the Arizona Department of Liquor Licenses and Control for an Agent Change and Acquisition of Control of the liquor license for Bill's Texaco Foodmart located at 629 W Pima Street. **Discussion and Action Vice Mayor C. Turner moved to recommend approval of the application submitted to the Arizona Department of Liquor License and Control for Agent Change and Acquisition of Control for Bill Henry's Texaco Foodmart. Second by Council Member F. Fernandez. No discussion. Motion to approve passed 6 – 1 with Council Member R. Henry abstaining: 6 yea – 1 abstain – 0 nay**
- B. **Waste Management Billing:** The Mayor and Town Council may discuss and possibly take action to approve/disapprove a request by Waste Management to relieve the Town of Gila Bend of its duties as Waste Management's billing administrator effective July 1, 2014 per Section 7 of the Refuse Hauler Agreement. **Discussion and Action PWD B. Menard reviewed the portion of the contract that addresses customer billing. PWD B. Menard noted several times that there are a lot of challenges for town staff. Discussion on**

Waste Management billing quarterly, billing prior to performing service and it was noted that the Town is still responsible for billing for the month of June. Town Manager F. Buss noted that the bill for trash services will increase \$1.⁰⁰ per month or \$3.⁰⁰ per quarter. Discussion on town staff continuing to do billing. Resident Fred Hull commented that he will need to come up with \$66.⁰⁰ before July 1st, noted that it is not right that residents have to pay up front for a service they haven't received and that it will be a hardship for many to pay quarterly. Mr. Hull expressed his displeasure on being forced to use Waste Management for trash service, having no rights on how and who handles his trash service, noted that a Public Hearing should be held prior to the \$1.⁰⁰ per month rate increase and spoke on the wrongness of the whole thing. Resident Heather Goebel spoke about the problem people have paying library fines and a one month utility bill and wondered how many will be able to pay the \$66.⁰⁰ quarterly trash service fee and whether it would affect how residents pay their water bill. Resident Fred Hull commented that this is going to be a big problem. Town Manager F. Buss noted that there will be at least one more vote on this issue after corresponding/meeting with Waste Management regarding the amended contract. Council Member R. Henry made a motion to approve Waste Management's request to relieve the Town of its duties as the billing administrator and return the billing duties back to Waste Management. Second by Council Member T. Sikes. No further discussion. Motion to approve passed unanimously: 7-0

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)

Vice Mayor C. Turner noted that the Fire Department has a trailer load of things that are considered to be surplus ready to take to Rocky Point, Mexico.

Mayor S. Holt reported on several meetings he has attended and that he met with Chas Buchanan who would like to provide an update on the Barry M. Goldwater Range in regards to the F-35.

VII. TOWN MANAGER REPORT

Town Manager F. Buss reported on HURF Funding issues and asked Council to please contact your legislators regarding the State Budget and SB1487 and encourage them to fully restore HURF Funding; continues to work on two (2) very large potential locates, both are in concert with our sustainable companies economic development pillar; and continues to work on contract renewals with Area Agency on Aging, First Things First and Care1st for the upcoming fiscal year. He spent three (3) hours with FTF on Friday the 14th negotiating terms and details of upcoming contract year. Submitted proposals for FTF and AAA and are awaiting comment. Town Manager Buss noted that per the interview he had, the Phoenix Business Journal has dubbed the Town of Gila Bend as the Solar Capital of the Nation in last week's issue; he and PWD B. Menard are continuing to work on some warranty issues with the R.O. Campus solar installation; CAISO has reached out to the GBTI team and has requested a meeting with the team. We are working on scheduling, but this is a major positive development, one that we have all hoped for. In the words of the VP of Wayzata, "do you understand that if this goes as planned that Gila Bend is set for life?" To which, of course, he answered, yes. He and Buckeye City Manager Stephen Cleveland met with MAG and heard a presentation on the SR85 vs. Wellton Rail study; has received draft reports and are currently reviewing; on the 17th, he was invited by Southern California Edison to attend the Arizona Energy Conference in Phoenix. Also in attendance was Entegra and Wayzata, as well as other California utilities such as PG&E, Sempra Energy, SDG&E, and others.

Town Manager Buss reported the following for:

Planning & Economic Development Department: Status of the General Plan Update, the residential housing project with developer and Cemetery Road ROW progress.

Parks & Recreation Department: There will be a Ken Phelps APS youth baseball clinic Friday March 28th, waiting for the arrival and installation of ADA chairlift for the community pool; and volleyball Tuesday and Thursday nights starting at 7pm.

Public Works Department: Well #8 starts Monday, March 24th with round the clock drilling. Status of the CDBG water line heading east on Papago and Main Street due to be completed by April 4th.

Finance Department: No report

Town Clerk's Office: Spending at least 4 hours a week searching for grants via the e-civis program. At this point, there are several grant opportunities in the queue that will be distributed to department heads; preparing annual business license renewal. We currently have 348 business licenses and preparing for year - end audits with AAA and CAP (Personnel files).

Fire Department: No report

Social Services Department: No report

VIII. MCSO REPORT

MCSO Lt. Pete Metzler provided a report on the month of February that included graffiti, theft, criminal damage by a juvenile, possession of an illegal controlled substance, burglary, trespass, vehicle burglarized and two (2) assaults. He commented that quite a few ended with an arrest . Lt. Metzler noted that Deputy Rob Sikahema, one of the deputies that is assigned to the Gila Bend area, is going to be recognized as Deputy of the Year

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.) Resident Terry Basu spoke about 18-wheelers using the empty lot on Pima Street between Circle K and Sofia's for parking their semi-trucks even though it is marked not to trespass, branches broken off trees due to truck height, sidewalks and curbs will begin breaking down as the tire marks show the semis are driving on them. He asked if repairing the damage is or will be the responsibility of the Town. Town Attorney S. McClure commented that he will look into the legalities of who is or will be the responsible party to repair damages. Resident Fred Hull provided Council with a hand-out titled, Things we need to discuss about Waste Management

X.

FUTURE AGENDA ITEMS

(This is the time Council Member's may request items be placed on future agenda's)

Vice Mayor C. Turner made a motion to put the demolition of the Maza (sp?) Hangar at the airport on the next agenda. Second by Council Member R. Henry. No discussion. Motion to put Demolition of Maza (sp?) Hangar on the next agenda passed unanimously: 7-0

XI.

EXECUTIVE SESSION: Pursuant to A.R.S. 38-431.03(A)(3)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.

XII.

ADJOURNMENT

Council Member R. Henry moved to adjourn. Second by Vice Mayor C. Turner. No discussion. Motion to adjourn passed unanimously: 7-0 Time of Adjournment: 6:37pm

ATTEST:

Steven Holt, Mayor

Beverly Turner, MMC
Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of regular Council Meeting held March 25, 2014 and the meeting was duly called and posted and that a quorum was present.

Beverly Turner, MMC
Town Clerk