

# TOWN OF GILA BEND

Minutes of the August 12, 2014 Regular Council Meeting

## I. CALL TO ORDER

- A. Call to order **Mayor Holt called the meeting to order at 6:01 pm**
- B. Pledge of Allegiance **Led by Mayor Holt**
- C. Invocation **given by Fred Hull**

## II. ROLL CALL

Mayor Steve Holt	Council Member Ron Henry
Vice-Mayor Chuck Turner <b>absent</b>	Council Member Tommy Lee Sikes
Council Member Fernando Fernandez	Council Member James Turner
Council Member Armida Gonzalez	

**Staff Present: TM R Buss; TA S McClure; TC B Turner; PDD E Rubi; FD S Young; PRD C Turner; SSD D Dempsey; PWD B Menard**

## 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 may discuss and possibly take action on the approval of the July 22, 2014 work session and 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 \$323,484.81 for the period of July 16, 2014 through July 31, 2014. **Discussion and Action**
- C. **Amendment Contractor Services Agreement General Plan Update:** The Mayor and Town Council may discuss and possibly take action to amend the Contractor Service Agreement with Stella Polaris, LLC for the General Plan Update. **Discussion and Action**

**Consent agenda was approved as presented on a motion by Council Member J Turner and a second by Council Member F Fernandez. Motion to approve consent agenda as presented carried 6-0**

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

- A. **Ordinance 14-05 Property Tax Levy 2014-2015:** An Ordinance of the Town Council of the Town of Gila Bend, Arizona, hereby levying upon the assessed valuation of the property within the Town of Gila Bend subject to taxation a certain sum of each one hundred dollars (\$100.00 of valuation sufficient to raise the amount estimated to be required from licenses, fines and other sources of revenue; providing a general fund for general municipal expenses; all for the fiscal year ending the 30<sup>th</sup> day of June, 2015; and declaring an emergency. **Discussion and Action Mayor Holt read Ordinance 14-05 by title. With no discussion the Mayor called for the question; Council Member J Turner moved to adopt Ordinance 14-05 adopting Property Tax Levy for F/Y 2014-2015; Seconded by Council Member T Sikes. Motion carried 6-0.**
- B. **Airport Event – Roll/Race Approval:** The Mayor and Town Council may discuss and possibly take action to approve a Roll/Race Event in the “No Fly Zone” at the Gila Bend Municipal Airport. The event would take place in December of 2014. **Discussion and Action PWD B Menard gave a brief review of the event noting it is similar to a drag race with a rolling start. He noted it is a driver on driver event; the event organizers will pay \$2,000 per day for use of the Airport runway and will be contracting with local vendors to supply such services as EMS, Fire, food, security, etc. There was a brief discussion about insurance and it was noted that the Town would be named as additionally insured for the event. With no further discussion Council Member R Henry moved to approve the Roll/Race Event in the “No Fly Zone” at the Gila Bend Municipal Airport; Seconded by Council Member J Turner; Motion to approve carried 6-0.**
- C. **Production Well #8 Project DG 1208 Change Order #3:** The Mayor and Town Council may discuss and possibly take action to approve change order #3 for the CDBG Funded Production

Well #8 Project DG1208. **Discussion and Action PWD B Menard gave a brief overview of the current status of the project and the need for the change order. He advised that he will be presenting to CDAC a request for contingency to cover the cost overrun on this project. Council Member J Turner moved to approve Change Order #3 for the CDBG Funded Production Well #8 Project DG#1208; Seconded by Council Member R Henry. Motion to approve carried 6-0.**

- D. **TYCO Security & Camera System Contract Approval:** The Mayor and Town Council may discuss and possibly take action to approve the Security & Camera System contract by and between TYCO and the Town of Gila Bend. **Discussion and Action P&R Director C Turner reported on the need to update the current security system located at the Community Center as the current system does not always work. There was a question about camera location and it was noted that 8 camera's would be installed and monitoring will be at the Community Center. It was also asked if the cost was included in the budget and it was advised yes it was. There was discussion about whether or not other vendors were sought out and it was advised that TYCO is the Town's current vendor. With no further discussion Council Member R Henry moved to approve TYCO Security & Camera System Contract; Seconded by Council Member F Fernandez. Motion to approve carried 6-0.**
- E. **Waste Management Billing:** Per the request of Mayor Holt, the Council may discuss and possibly take action relative to billing administration for Waste Management solid waste sanitation services. Specifically, the Council may take action relative to the Town continuing to act as the billing administrator, or to turn over the billing administration function to Waste Management by approving the Second Amendment to the Refuse License Agreement. **Discussion and Action (Item Tabled from 6/10/14 & 7/22/14 Council meetings) PWD B Menard reviewed the Waste Management Billing noting that the 2<sup>nd</sup> amendment if approved would transfer billing to Waste Management. Council Member R Henry moved to approve the 2<sup>nd</sup> amendment to the Waste Management Refuse License Agreement; Seconded by Council Member T Sikes. There was a brief discussion about Waste Management's billing cycle which includes ¼ billing vs monthly billing. It was noted that this may cause an un-do hardship on those who are on fixed incomes. Mr W Black of Waste Management spoke that Waste Management works with people all the time. Resident Fred Hull asked about those residents who do not generate enough trash to warrant two pick-ups per week and Mr. Black advised that according to the contract everyone has to have trash pick-up. With no further discussion Mayor S Holt called for the vote. Motion to approve the Second Amendment to the Waste Management Refuse License Agreement passed 6-0.**
- F. **Appointment of Interim Town Manager:** The Mayor and Town Council may discuss and possibly take action to appoint Mr. Ernest Rubi as the Interim Town Manager, effective August 27, 2014 and to approve a 90 day contract. **Discussion and Action Council Member R Henry moved to discuss this item in executive session after the last item on the agenda is heard. Motion seconded by Council Member F Fernandez. Motion to discuss in executive session carried 6-0.**
- G. **Town Manager Recruitment:** The Mayor and Town Council may discuss and possibly take action on retaining the League of Arizona Cities and Towns to conduct the recruitment for the Town Manager, and to approve the draft job recruitment. **Discussion and Action Council Member R Henry moved to table Town Manager Recruitment and set item for a work session or special meeting; Seconded by Council Member J Turner. Motion to table and set item for work session or special meeting carried 6-0.**

#### **Addendum #1**

- H. **Bid Award Pest Control Services:** **The Mayor and Town Council may discuss and possibly take action to award bid for Pest Control and Termite Control Services to H&H Pest Management, LLC in the amount of \$330.00 per month for pest control and \$795.00 annually for termite control. PWD B Menard noted only one bid was received which included a price lock for 4 years. Council Member J Turner moved to award the bid for**

**Pest & Termite Control Services to H&H Pest Management, LLC in the amounts proposed; Seconded by Council Member F Fernandez. Motion to award bid carried 6-0.**

**Addendum #2**

- I. **Gila Bend Transmission Initiative (GBTI) Memorandum of Understanding (MOU) Second Amendment: The Mayor and Town Council may discuss and possibly take action to approve the Second Amendment to the Gila Bend Transmission Initiative (GBTI) Memorandum of Understanding. Town Manager R Buss reviewed the amendment noting 3 items and advised the MOU carries no cost to the Town. Council Member R Henry made a motion to table this item for a work session; Seconded by Council Member J Turner. Motion to table for work session carried 6-0.**
  
- 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)  
**Mayor Holt announced that Town Manager Rick Buss is moving on his career and wished him well and thanked him for his service to Gila Bend. Council Member R Henry reported that the Candidate Forum hosted by the Chamber of Commerce went well. Mayor Holt reported that early voting is available until August 21<sup>st</sup> at the Town Hall during normal business hours.**
  
- VI. TOWN MANAGER REPORT  
**Town Manager R Buss thanked the Town for allowing him to serve the community; he also thanked staff and the public for their support.**
  
- VII. 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 Clyde Kreeger spoke about the need to fly flags at half staph and he spoke of an oil spill at the Power Plant. Candidate for State Representative Jose Suarez spoke that he is a candidate running for the Senate in District 4 and he is willing to work with the residents of Gila Bend and listen to their concerns. Resident Fred Hull spoke against Waste Management noting that it is a sad day in Gila Bend, he also thanked Town Manager Rick Buss for his hard work. Town Magistrate JB Getzwiller thanked Mr. Buss for his service and wished him luck.**
  
- VIII. FUTURE AGENDA ITEMS  
(This is the time Council Member's may request items be placed on future agenda's)  
**No future agenda items were noted.**
  
- IX. 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 relative to any of the above agenda items.  
**Council entered into executive session on a previous motion by Council Member R Henry and a second by Council Member F Fernandez regarding Item IV. F. Appointment of Interim Manager. Time 6:52 pm**  
  
**Regular meeting reconvened at 7:04 pm**
  
- IV. **F. Appointment of Interim Town Manager: The Mayor and Town Council may discuss and possibly take action to appoint Mr. Ernest Rubi as the Interim Town Manager, effective August 27, 2014 and to approve a 90 day contract. Council Member R Henry moved to appoint Ernest Rubi as Interim Town Manager and to approve the contract as presented. Seconded by Council Member F Fernandez. Motion to appoint Interim Manager and approve the contract carried 6-0**

- X. ADJOURNMENT  
***Meeting adjourned at 7:05 pm on a motion by Council Member R Henry and a second by Council Member F Fernandez. Motion carried 6-0***

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Steven Holt, Mayor

ATTEST:

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Beverly Turner, MMC  
Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the regular Council Meeting held August 12, 2014 and the meeting was duly called and posted and that a quorum was present.

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Beverly Turner, MMC  
Town Clerk