

TOWN OF GILA BEND

Minutes of the February 24, 2015 regularly scheduled Council Meeting

Pursuant to ARS 38-431.02, notice is hereby given that the TOWN COUNCIL will hold a regular Council meeting on February 24, 2015 beginning at 5:00 p.m., in the Gila Bend School District Media Center located at 308 N Martin Avenue, Gila Bend, Arizona. **Council Members of the Town of Gila Bend Town Council will attend either in person or by telephone conference or video communication.** 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 C. Turner called the meeting to order at 5:00pm**
- B. Pledge of Allegiance **Lead by Mayor C. Turner**
- C. Invocation **Given by Town Attorney S. McClure**

II. ROLL CALL

Mayor Chuck Turner	Council Member Jesus Rubalcava – via teleconference
Vice-Mayor Ron Henry	Council Member Tommy Lee Sikes
Council Member Fernando Fernandez	Council Member James Turner
Council Member Clyde Kreeger	

Council Member J. Rubalcava attended via teleconference. Connection was lost and reconnected twice. Connection to Council Member J. Rubalcava was permanently lost at 5:16pm.

Staff present: Town Manager (TM) E. Rubi, Town Attorney S. McClure, Town Clerk B. Turner, Finance Director S. Young, Parks and Recreation Director (PRD) C. Turner, Public Works Director (PWD) T. Weter, 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 had a question regarding a payment to Mobile Mini for storage unit on Item B. Payment of Claims. Town Clerk B. Turner informed that the unit is to be picked up and the payment in question is the last payment that will be made on the unit regardless of how long it takes Mobile Mini to retrieve the unit. No further questions. Council Member J. Turner motioned to approve the Consent Agenda. Motion seconded by Council Member F. Fernandez. No further discussion. Motion to approve the Consent Agenda carried 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 February 10, 2015 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 \$199,324.65 for the period of February 1, 2015 through February 15, 2015. **Discussion and Action**

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

- A. **Resolution 14-09:** Request by Vice-Mayor Ron Henry to re-visit Resolution 14-09. The Mayor and Town Council may discuss and possibly take action to amend Resolution 14-09.
Discussion and Action. Vice Mayor R. Henry noted that he asked to have this item put on the agenda as he believes that telephonic appearances are disruptive and he wants to take off Resolution 14-09 (repeal) and make a policy on telephonic appearances. A lengthy discussion on acceptable number of absences, acceptable number of telephonic appearances, acceptable reasons to attend telephonically, exceptions being illness or a death in the family as they are considered emergencies and whether they should make a new policy or amend the resolution already in place. Discussion on amending the resolution to read that one absence and one telephonic appearance per year is allowable with the exceptions being illness or death. Council J. Turner motioned to amend Resolution 14-09 to reflect that one absence and one telephonic appearance per year per council member is allowable with the exceptions being illness or death. Motion seconded by Vice Mayor R. Henry. Resident Fred Hull noted that it looks like the council is trying to find a solution to a problem that doesn't exist. No further discussion. Motion to amend the resolution carried unanimously: 6 – 0.

- B. **Contractor Services Agreement – Gila Bend Municipal Airport:** The Mayor and Town Council may discuss and possibly take action to approve a Contractor Services Agreement with Corey Drury for the express purpose of providing Airport Management Services. **Discussion and Action (Item tabled from February 10, 2015)** *TM E. Rubi reviewed the agreement, noting that Mr. Drury has a Bachelor's degree in Airport Management, and the expenditure doesn't come from the General Fund. Finance Director S. Young noted that this will come from the General Fund but that there will be line item earmarked for it. Question and discussion on whether the revenue generated will support the position. Question and discussion on job responsibilities and maintenance is not included in the responsibilities but management of the airport including obtaining grant funds. Discussion on the amount of revenue estimated from outside event coordinators. Discussion on the importance of recording incidents and incident reports. Question and discussion on contract renewal. Vice Mayor R. Henry motioned to approve the Contractor Services Agreement for the Gila Bend Municipal Airport. Motion seconded by Council Member F. Fernandez. No further discussion. Motion to approve the agreement carried unanimously: 6-0.*
- C. **Request for Proposal:** The Mayor and Town Council may discuss and possibly take action to authorize staff to seek Request for Proposals for the reconstruction of Martin Avenue or Gila Bend Estates. Council may decide which streets will be reconstructed. **Discussion and Action** *PWD T. Weeter reviewed the request for proposal. Question and discussion on doing the core streets first with the Gila Bend Estates area being first on the list. Question and discussion on Safe Routes to School grant, whether there are unused funds available and importance of including sidewalks in the RFP. Discussion on separate RFP's done for Martin and Gila Bend Estates and the Gila Bend Estates sidewalks will require a lot of drainage work. Question and discussion on doing Williams Street after the work on the water mains is completed. Mayor C. Turner made a motion to authorize staff to seek Request for Proposal to do Martin Avenue first. Motion seconded by Council Member C. Kreeger. Motion carried unanimously: 6-0.*
- D. **Donation Request:** The Mayor and Town Council may discuss and possibly take action to approve a request for donation in the amount of \$200.00 to assist with the cost of a benefit 3 on 3 basketball Tournament for Yazmil Gonzalez. **Council Member J. Turner motioned to approve the donation of \$200.⁰⁰ to assist with the cost of a benefit 3 on 3 Basketball Tournament for Yazmil Gonzalez. Second by Vice Mayor R. Henry. No discussion. Motion carried unanimously: 6-0**
- E. **Establishment of debit, credit and online payment option through Xpress Bill Pay:** The Mayor and Town Council may discuss and possibly take action to approve establishing the use of debit/credit cards and online payments through Xpress Bill Pay. **Discussion and Action** *Finance Director S. Young reviewed the benefits of using Xpress Bill Pay and noted this is the only one that works well with Clarity. Question and discussion on online bill paying has not been available due to programs not compatible with our accounting program but this program is compatible. Question and discussion on whether other payments, such as business licensing, will be able to pay online, with a yes response from the Finance Director. Council Member F. Fernandez motioned to approve using Xpress Bill Pay to establish online payments by debit/credit cards. Second by Council Member J. Turner. No further discussion. Motion carried unanimously: 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) **No reports given by Council Members. Mayor C. Turner offered condolences on behalf of the Lanford family for the loss of their daughter, Janie, and to the Shelton family. He expressed that Karen Shelton will be missed by many and that she was well known and respected for her work with the school and in the community.**
- VI. **TOWN MANAGER REPORT**
(This is the time the Town Manager may present a brief summary on current events. The Council may not propose, discuss, deliberate or take any legal action on the information presented) **TM E. Rubi gave his report after Item VII. Staff Reports. TM E. Rubi thanked Town Clerk B. Turner**

and Deputy Town Clerk C. Eisenberger for getting the website ready, noting that they went above and beyond to get the website live. He reported that the Economic Development Retreat is planned for March 21st and will be for a full day and that the public is invited to attend and express their ideas. He noted that the March 21st retreat will propel the Town into looking at what Capitol Improvements are needed/wanted and at the budget. Retreats will then be set up for those items.

VII. STAFF REPORTS (given before Item VI. Town Managers Report)

(This is the time Staff 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)

PWD T. Weter reported that his meeting with Solon regarding the solar array for Well #5 to R.O. Plant was good as they will be doing at no cost to the Town and it should be by Friday. He reported on his meeting with the Finance Director and USDA and that the Town has \$1.1 million left to do the waterline. He then reviewed which would be easiest and cheapest to do, an addendum will be needed, reviewed easement status and noted that some 404 permitting may be needed. He reported that they are looking at the Main Street guardrails, the damage to them and is getting estimates to repair it.

Finance Director S Young reported on the meeting with USDA noting that Ritoch Powell will create the addendum and serve as the engineering company. Reported that the CAP program reimbursement request for January was established and is currently working on the technical assistance grant application for WIFA that must be completed by Friday.

PRD C. Turner thanked all the staff and volunteers who assisted with Butterfield Stage Days. He reported that the ball fields are being prepared and that March 10th is the McMahon Field safety netting project.

Town Clerk B. Turner reported that the new website is live

Mayor C. Turner asked if Corey Drury had anything to report. Mr. Drury noted that the events planned for the airport are moving forward and on schedule.

Mayor C. Turner asked if Judge JB Getzwiller had anything to report for the court. He did not.

Mayor C. Turner asked Gila Bend Chamber of Commerce Coordinator Christina Hubbard if the Chamber had anything to report. Ms. C. Hubbard reported that the rodeo and parade went well and photos can be viewed on the Chamber website. She thanked Dayle Birchfield of the Gila Bend Sun for the great spread in the newspaper. Ms. Hubbard reported that she will be going door-to-door to businesses to get feedback from them and that on March 26th there will be a Chamber mixer at the bank at 2:00pm that is open to all.

No further reports.

VIII. MSCO REPORT

TM E. Rubi noted that the Captain could not attend the meeting this evening but that the Captain informed him that incidents are down and that the graffiti/tagging is being addressed aggressively as they have some leads that are being worked.

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.) Terry Basu, resident, commented that roadwork on Martin should include sidewalks, that sidewalks have made a difference on the southside and that the Town needs to spend the money needed for sidewalks. Kristin Turner, resident, read a prepared statement about a recent incident involving mistreatment of Paloma Elementary School 8th grade students by members of the Gila Bend community and asked that positive messages and decisions be made that are beneficial to all. J. B. Getzwiller, resident, thanked the Town and the Parks and Recreation Department for the work done for Butterfield Stage Days and thanked PRD C. Turner for the good job. He then spoke about the loss of Karen Shelton, reviewed her years of good citizenship and commented on what a neat person she

was. Heather Goebel, resident, asked if a spokesperson from MCSO could be asked to attend the Council meeting when the Captain is unable to attend. Fred Hull, resident, introduced resident Ramona Tupin, noting that she had comments about the train activity. Ramona Tupin, resident, informed that she is the crossing guard for students at Pima and Martin. She spoke about the number of times she has witnessed that the crossing arms are down at the railroad tracks preventing residents from crossing even though the train is passed. She spoke that the arms were down for 1 hour and 20 minutes blocking access back and forth travel by residents though the train was not there. She said that this happens often and asked what if there was an emergency. She commented that she had spoken to others about this and that a MCSO Deputy told her that there is a number that can be called on the white box by the tracks. TM E. Rubi responded that he has a Union Pacific contact number and he will be contacting them and addressing the issue. Fred Hull, resident, commented that he has the number from the box and he calls constantly to report that the train is sitting on the tracks blocking the crossing. He spoke about relaying to them that this is the only emergency crossing and that cars are backed up. He asked whether there is a legal limit to the length of time a crossing can be blocked and whether MCSO could issue them a citation. Mr. Hull then mentioned that this is the second meeting that Mr. Birchfield has missed and that Cody Perry has a new 10-day old baby in ICU. No further public comments made.

X. FUTURE AGENDA ITEMS

(This is the time Council Member's may request items be placed on future agenda's) **Vice Mayor R. Henry motioned for a report on the status of the Cemetery Road right-of-way be put on the next agenda. Motion seconded by Council Member J. Turner. Motion carried unanimously: 6-0.**

XI. EXECUTIVE SESSION: Pursuant to A.R.S. 38-431.03(A)(3) for purpose of obtaining legal advice relative for any of the above agenda items and/or A.R.S. 38-431.03(A)(1) public officer matters. **Mayor C. Turner announced Council would be going in to Executive Session at 6:11pm. Executive Session ended and regular Council Meeting reconvened at 6:25pm.**

XII. ADJOURNMENT **Vice Mayor R. Henry motioned to adjourn. Motion seconded by Council Member F. Fernandez. No discussion. Motion to adjourn carried unanimously: 6-0 Time of Adjournment: 6:26pm.**

Chuck Turner, Mayor

ATTEST:

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 February 24, 2015 and the meeting was duly called and posted and that a quorum was present.

Beverly Turner, MMC
Town Clerk