

# TOWN OF GILA BEND

Minutes of the May 10, 2016 regular Council meeting

## I. CALL TO ORDER

- A. Call to order – **Mayor C Turner called the meeting to order at 5:00 pm**
- B. Pledge of Allegiance **was led by Mayor C Turner**
- C. Invocation **was given by Steven McClure**

## II. ROLL CALL

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

**Staff present: Town Attorney S McClure, Town Manager M Celaya, Town Clerk B Turner, Finance Director S Young, Community Services Director K Valenzuela, Parks & Recreation Director C Turner, Fire Chief F Baldrige, Town Planner T Smith**

## 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 April 26, 2016 regular meeting minutes. **Discussion and Action**
- B. **Payment of Claims:** The Mayor and Town Council may discuss and possibly take action to approve payment of claims in the amount of \$178,543.68 for the period of April 20, 2016 through May 6, 2016. **Discussion and Action**

**Council Member J Rubalcava moved to approve the consent agenda; Seconded by Vice-Mayor R Henry. Council Member J Turner asked for clarification for the purchase made at Sanderson Ford and it was noted that it was for repair of an ambulance. With no further discussion Mayor C Turner called for the vote and the motion to approve passed unanimously. 7-0**

## VI. NEW BUSINESS - Discussion and possibly action on the following items:

- A. **Ordinance 16-03:** The Mayor shall read Ordinance 16-03 by Title. The Mayor and Town Council may discuss and possibly take action to adopt Ordinance 16-03. An Ordinance of the Town of Gila Bend, Arizona, relating to the privilege license tax; amending Ordinance 16-01 and Ordinance 16-01 as amended, and amending the Town Tax Code pursuant to the Memorandum of the Arizona Department of Revenue as attached hereto and incorporated by reference herein as if fully set forth; providing for penalties for the violation thereof; providing for severability; designating the effective date. **Discussion and Action**

**Mayor C Turner read Ordinance 16-03 by title. Finance Director S Young noted that the Arizona Department of Revenue has asked that items that are exempt be removed. Council Member J Rubalcava moved to adopt Ordinance 16-03; Seconded by Council Member C Kreeger. Motion to adopt Ordinance 16-03 passed unanimously. 7-0**

- B. **Proposal to Partner with NRCD:** The Mayor and Town Council may discuss and possibly take action on a proposal to partner with Gila Bend Natural Resource Conservation District (NRCD) for the establishment and maintenance of xeriscape plants on selected areas along Pima Street/SR85. **Discussion and Action**

***Town Manager M Celaya spoke on the proposal to partner with NRCD noting the desire is to add vegetation along Pima Street with the main focus on the 911 Memorial Park. He also noted that the vegetation would be procured through a reimbursable grant from the NRCD. Council Member J Turner moved to approve partnering with NRCD for the establishment and maintenance of xeriscape plants on selected areas along Pima Street; Seconded by Council Member F Fernandez. Motion to approve item passed unanimously. 7-0***

- C. **Bid Award/Zuni Waterline Improvement Project DG1504:** The Mayor and Town Council may discuss and possibly take action to approve the Award of Bid to DPE Construction for the Zuni Waterline Improvement Project DG1504 in an amount not to exceed \$317,601.00. This project is funded through Community Development Grant.  
**Discussion and Action**

***Town Manager M Celaya deferred to Town Clerk B Turner who advised that three bids were received with DPE being the lowest. Council Member J Turner asked if the bidder had been checked out and it was noted that WLB the Engineer on the project had checked them out and they all came back with no findings. Council Member J Turner also noted that the lowest bidder is not always the best. Council Member J Rubalcava moved to award the bid to DPE Construction for the Zuni Waterline Improvement Project DG1504 in an amount not to exceed \$317,601.00; Seconded by Council Member F Fernandez. Motion to award bid to DPE passed unanimously. 7-0***

- D. **Fiber Optic Cable License / Lease Agreement with FibAire Communications LLC dba AireBeam:** The Mayor and Town Council may discuss and possibly take action to approve a Fiber Optic Cable License and Lease Agreement by and between FibAire Communications LLC dba AireBeam and the Town of Gila Bend.  
**Discussion and Action**

***Town Attorney S McClure reviewed the agreement/license noting that Airebeam is in possession of the agreement/license and has not responded. He advised that the agreement/license is for 5 years and is non-exclusive and there will be no franchise in exchange for no cost services to Town facilities. There was discussion about cost for repairs and who is responsible for those cost. Town Manager M Celaya suggested that this item be tabled for further review. With no further discussion Council Member J Rubalcava moved to table the Fiber Optic Cable License / Lease Agreement with FibAire Communications LLC for further review; Seconded by Council Member F Fernandez. Motion to table passed unanimously. 7-0***

- E. **Re-Subdivision for The Lakes at Gila Bend formerly Dos Lagos:** The Mayor and Town Council may discuss and possibly take action on the approval/disapproval of a submittal for re-subdivision of The Lakes at Gila Bend formerly Dos Lagos.  
**Discussion and Action**

***Town Manager M Celaya noted that this is a re-plat of the Dos Lagos development. Mr. Lou Talerico Developer for the sub-division spoke about the project noting that this is a redesign of the Dos Lagos subdivision that was approved by Council in 2008. Council Member J Turner moved to approve the re-subdivision of the Lakes at Gila Bend formerly Dos Lagos with the condition that all issues have been met prior to recording the final plat; Seconded by Council Member F Fernandez. Motion to approve passed unanimously. 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 J Rubalcava reported on the end of year activities for the GBUSD. Council Member F Fernandez reported that his granddaughter is doing well after her recent surgery.***

***Mayor C Turner reported on the Town Clean up and invited the other members of Council to join.***

- 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)

***Town Manager M Celaya reported on the following that the legislature has adjourned and one bill of concern HB 2568 relating to the formation of CFD's is on the Governor's desk awaiting signature, this is a bill that is not favored and the desire is for the Governor to veto this bill.***

***He reported on the progress of the weekly cleanup noting it has been successful and gave a brief slide presentation of the areas that have been cleaned.***

- VII. STAFF REPORTS  
(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)

***Town Clerk B Turner reported that Candidate packets are available and 3 have been picked up; the Us vs Them volleyball tournament is Saturday and the Town website is being revamped.***

***Finance Director S Young reported that her Department has been working with the Manager to develop the Fiscal Year 2016/2017 budget and the review of the ARCR will be brought to the Mayor and Town Council in the near future.***

***Parks and Recreation Director C Turner reported that his department is working with the school on the triathlon event; continuing with Lil D'Back registration; 50 students from Paloma School and 50 students from Gila Bend School will be attending a Diamond Back game and he suggested that with the loss of fellow employees that the Town do something to show their appreciation.***

***Town Planner T Smith reported on the Planning Commission meeting held May 5<sup>th</sup>, noting there were three items of discussion; The Lakes at Gila Bend re-subdivision was approved, alley way abandonment behind the Apostolic Church 402 N Scott Ave. item was tabled due to lack of blue stake and Pima Streetscape applications item was also tabled for development of standard operating procedures.***

***Community Services Director K Valenzuela reported that the County Board of Supervisors approved full funding for the Community Center renovation project, the renovation will allow for more persons to be served; AAA one time funding in the amount of \$8,000 that will be used to purchase new dining tables and chairs, AAA would also like to support the purchase of a new walk in freezer and refrigerator.***

**Fire Chief F Baldrige reported that every Tuesday his department visits the CAP Office to give blood pressure checks to the Senior Citizens and that they will be on standby for the triathlon event at the school this weekend.**

**Mayor C Turner noted that the Gila Bend Medical Board has received a \$1,000,000 grant for expansion of the Gila Bend medical center.**

**Diane Henry reported on the past Chamber meeting noting that Pat McDermot of APS was guest speaker and the next meeting will be held at the Power Plant on June 14<sup>th</sup>.**

- 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 Donny Young noted his thoughts and prayers for former Town employee and longtime Gila Bend resident Raymond Duran who has become ill.**

- IX. FUTURE AGENDA ITEMS  
(This is the time Council Member's may request items be placed on future agenda's)

**Vice-Mayor R Henry moved to include an update on the redundant waterline project on the next agenda. Seconded by Council Member J Turner. Motion to add update on the redundant waterline project passed unanimously. 7-0**

**Council Member J Turner moved to include an update on Cemetery Road on the next agenda; Seconded by Mayor C Turner. Motion to add an update on Cemetery Road passed unanimously. 7-0**

- X. EXECUTIVE SESSION: The Mayor and Town Council may discuss and possibly take action to enter into 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.

**Mayor C Turner called for an Executive Session pursuant to A.R.S. §38-431.03(A)(3) for the purpose of obtaining legal advice from the Town Attorney. Time 5:41 pm**

**Regular meeting reconvened at 6:16 pm.**

- XI. ADJOURNMENT

**Meeting adjourned at 6:18 pm on a motion by Vice Mayor R Henry and a second by Council Member F Fernandez. Motion to adjourn passed unanimously. 7-0**

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Beverly Turner, MMC  
Town Clerk

05/06/16  
Date re-posted

Before 4:00 pm  
Time

REASONABLE ACCOMMODATIONS FOR PERSONS WITH DISABILITIES AND PERSONS WITH LIMITED ENGLISH PROFICIENCY WILL BE PROVIDED UPON REQUEST. PLEASE TELEPHONE YOUR ACCOMMODATION REQUEST (928 683-2255 OR 1-800-367-8939 ADD ARIZONA RELAY SERVICE) 72 HOURS IN ADVANCE IF YOU NEED A SIGN LANGUAGE INTERPRETER OR ALTERNATE MATERIALS FOR A VISUAL OR HEARING IMPAIRMENT; FOR AN ENGLISH TRANSLATOR CALL 928 683-2255.

LOS ALOJAMIENTOS RAZONABLES PARA PERSONAS CON INCAPACIDADES Y PERSONAS CON LA PERICIA INGLESA LIMITADA SERAN PROPORCIONADOS SOBRE EL PEDIDO. TELEFONEE POR FAVOR SU PEDIDO DEL ALOJAMIENTO (928 683-2255 O 1-800-367-8939 AGREGAN ARIZONA EL SERVICIO DEL RELEVO) 72 HORAS EN EL AVANCE SI USTED NECESITA A UN INTERPRETE DE LENGUAJE POR SEÑAS O ALTERNA LAS MATERIAS PARA UN VISUAL O DETERIORO DE VISTA; PARA UNA LLAMADA INGLESA DE TRADUCTOR 928 683-2255.

Town Manager Approval

Initial

Date