

NOTICE OF A PUBLIC MEETING

Minutes of the August 23, 2011 regular Council meeting

I. CALL TO ORDER

- A. Call to order – **Mayor Henry called the meeting to order at 6:00 pm**
- B. Pledge of Allegiance – **led by Mr. Terry Basu**
- C. Invocation – **Given by Mr. Fred Hull**

II. ROLL CALL

Mayor Ron Henry
Vice-Mayor Chuck Turner
Council Member Fernando Fernandez
Council Member Armida Gonzalez
Council Member Steve Holt - **Absent**
Council Member Tommy Lee Sikes
Council Member Donny Young

Staff present – Town Manager Rick Buss, Town Attorney Steve McClure, Town Clerk Beverly Turner, Planning & Economic Development Director Eric Fitzer, Finance Director Stacey Young, , Deputy Town Clerk Cyndi Eisenberger, Parks & Recreation Director Colby Turner, Interim Fire Chief Fred Baldrige.

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 shall discuss and possibly take action on the approval of the following Council meeting minutes:
 - 1) July 26, 2011 regular Council meeting
 - 2) August 1, 2011 special Council meeting
 - 3) August 9, 2011 regular Council meeting
- B. Payment of Claims: The Mayor and Town Council shall discuss and possibly take action to ratify claims in the amount of \$148,333.63 for the period of August 1, 2011 to August 15, 2011.

Vice Mayor Turner moved to approve the consent agenda; seconded by Council Member Sikes. Motion to approve consent agenda passed unanimously. (6-0)

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

- A. Agreement Financial Advisory Services: The Mayor and Town Council may discuss and possibly take action on an agreement with Piper Jaffray and Co. for Financial Advisory Services. **Town Manager Buss noted the current contract is up for renewal. Vice Mayor C Turner moved to approve agreement with Piper Jaffray & Co. for Financial Advisory Services. Motion to approve passed unanimously; 6-0**
- B. Resolution 11-12: A Resolution of the Mayor and Town Council of the Town of Gila Bend, Maricopa County, Arizona, through the Arizona League of Cities and Towns and its Municipal Members, call upon the Arizona State Legislature not to (1) change the funding formula adopted by the voters of the State as it relates to shared revenues with cities and towns, and (2) increasing costs to cities and towns through shifting existing service costs through increased fees that replace state funding. **Town Manager Buss advised that the resolutions are for the League of AZ Cities and Towns conference and that they are recommendations for state legislation. This resolution opposes the state taking the state shared revenues with cities and towns. Vice Mayor Turner moved to approve. Motion seconded by Councilmember Sikes. No discussion. Motion passed unanimously; 6-0.**
- C. Resolution 11-13: A Resolution of the Mayor and Town Council of the Town of Gila Bend, Maricopa County, Arizona, through the Arizona League of Cities and Towns and its Municipal

Members, call upon the Arizona State Legislature, to support retention of existing economic development tools and programs and increase access to new tools for cities to help them remain competitive nationally and internationally, and to further recognize that support for economic development remains a policy driver for the State's economy through provision of high wage jobs and increasing revenue to municipalities and the State. ***Town Manager Buss informed this resolution recommends increasing economic development tools in order to compete in the global economy. Councilmember Sikes motioned to approve. Motion seconded by Councilmember Fernandez. No discussion. Motion passed unanimously; 6-0***

- D. Resolution 11-14: A Resolution of the Mayor and Town Council of the Town of Gila Bend, Maricopa County, Arizona, through the Arizona League of Cities and Towns and its Municipal Members, call upon the Arizona State Legislature to amend A.R.S. § 39.121.01 regulating request for public records to include specificity of subject matter and time periods, staff time requirements and to exclude media from being limited in their request. ***Town Manager Buss noted this resolution recommends that public record requests be more specific. Councilmember Sikes moved to approve. Motion seconded by Councilmember Gonzalez. No discussion. Motion passed unanimously; 6-0***
- E. Resolution 11-15: A Resolution of the Mayor and Town Council of the Town of Gila Bend, Maricopa County, Arizona, through the Arizona League of Cities and Towns and its Municipal Members, call upon the Arizona State Legislature to amend statutes requiring cities to publish notices, agendas, reports, and other statutorily mandated publications in a newspaper to allow cities and towns the option to publish on an official website or a third party's website in addition to the municipality's website. ***Town Manager Buss noted that this resolution pertains to amendment of laws for publishing legal notices. Councilmember Fernandez moved to approve. Motion seconded by Councilmember Gonzalez. No discussion. Motion passed unanimously; 6-0***
- F. Resolution 11-16: A Resolution of the Mayor and Town Council of the Town of Gila Bend, Maricopa County, Arizona, through the Arizona League of Cities and Towns and its Municipal Members, call upon the Arizona State Legislature to amend the laws and regulations for granting a Certificate of Necessity (CON) and allow cities and towns the authority to provide emergency ambulance transportation services within their jurisdiction. ***Town Manager Buss noted that this resolution is related to the CON, giving more local control and more power to local jurisdictions. Councilmember Young moved to approve. Councilmember Fernandez seconded. No discussion. Motion passed unanimously; 6-0***
- G. Resolution 11-17: A Resolution of the Mayor and Town Council of the Town of Gila Bend, Maricopa County, Arizona, through the Arizona League of Cities and Towns and its Municipal Members, call upon the Arizona State Legislature, to urge Congress to repeal Section 511 of the Tax Increase Prevention and Reconciliation Act of 2005, which mandates Federal, State and Local government entities to withhold and remit to the IRS 3% of nearly all contract payments, effective January 1, 2013. ***Town Manager Buss advised that this resolution recommends repealing the payment of 3% to the federal government (Reconciliation Act of 2005). Vice Mayor Turner motioned to approve. Councilmember Young seconded. No discussion. Motion passed unanimously; 6-0***
- H. Resolution 11-18: A Resolution of the Mayor and Town Council of the Town of Gila Bend, Maricopa County, Arizona, through the Arizona League of Cities and Towns and its Municipal Members, call upon the Governor and Arizona State Legislature to develop and pass legislation that supports efforts to reduce the shortage of physicians in the State of Arizona by expanding the level of Graduate Medical Education (GME) Funding; expanding medical school capacity within the state universities; addressing issues affecting the attraction and retention of physicians from out-of-state; reducing obstacles to medical practice in Arizona; and addressing any other major issues that affect a physician's decision to locate or remain in Arizona to practice. ***Town Manager Buss noted that this resolution is to help prevent loss of physicians to other states by providing more funds for education. Councilmember***

Fernandez moved to approve. Motion seconded by Councilmember Gonzalez. No discussion. Motion passed unanimously; 6-0

Town Manager Buss presented Counter Services Coordinator Teresa Smith with an award received from AZ Building Officials as the Permit Tech of the Year. Town Manager Buss gave a brief history of Ms. Smith's two-year pursuit of a Permit Technician designation.

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)

Councilmember Fernandez congratulated Ms. Smith on her achievement.

Councilmember Gonzalez congratulated Ms. Smith on her achievement.

Councilmember Young congratulated Smith on a good job and reported that he met with the new school superintendent who is interested in allowing the Town to hold Council meetings in the Media Center

Councilmember Sikes: No report

Vice Mayor Turner reported that the Town's 9-11 artifact has been picked up and should be delivered next week.

Mayor Henry asked for reports from:

Town Clerk Turner reported that Deputy Clerk Eisenberger passed the test to become a Certified Municipal Election Official which requires three years of training before eligible to take the test; reported that there is still an opportunity for an interested councilmember to attend the League conference and that she and Deputy Town Clerk Eisenberger will be attending a records management program training in the near future

Parks & Recreation Director Turner reported that they took out the fence at McMahon Field; a late night tournament from 7pm to 2am will be held on Friday; a dump trailer was purchased; temporary parks worker interviews are being held with all four interviewed so far being good prospects; and he is participating in the Jr. High Football program again this year. He reported that he received \$4,000.⁰⁰ in sponsorship money from APS with \$1,000.⁰⁰ earmarked for the Shrimp Festival. Mayor Henry commented that the Shrimp Fest received more than \$1,000 last year and that the amount sponsored last year was closer to \$4,000. Finance Director Young and Deputy Town Clerk Eisenberger both noted that APS gave \$1,000 cash and in-kind of \$4,000 – 5,000.

Planning and Economic Development Director Fitzer reported that we continue to move forward with the 12-inch line on the Butterfield Trail Waterline Project and that he is continuing to meet with and talk to Project Carbon representatives.

Finance Director Young reported that FY2011-2012 Budget is in; continues talking with Kevin Roche of Phoenix Fire who is interested in helping us improve ISO rating; USDA payments are processed; one payment is left with FAA; and Care 1st to be done by next Thursday

Interim Fire Chief Baldrige reported that the Battalion Chief program is off and running and provided information on the program; the fitness program has been implemented; LD Young is enrolled in fire fighter class and Marshall Hipp is enrolled in the EMT class

VI. MCSO REPORT

Captain Brice apologized for not being able to attend the last meeting; noted there were a few burglaries; three to four posse are here every weekend assisting in burglaries and copper thefts; there have been two big arrests and one violent crime arrest and new programs on the web for citizens to use. Councilmember Young noted that the posse is doing a great job.

VII. TOWN MANAGER REPORT

Town Manager Buss reported that a Resource Coordinator, Flor Olivas, has been hired for Care 1st and that she is cross-training in the Avondale facility right now; information is still being gathered for CivicPlus with it up and running in January/February; the Grand Opening for the Care 1st facility is set for October 7th and furniture is being ordered; and the Profiles with Terry Bradshaw television segment will be filming here on September 8th. Town Manager Buss reported that he and Director Fitzer did several presentations last week; AZ Republic is doing a piece on solar in Gila Bend; Phoenix Business Journal is doing an article; the paperwork for the Sister City Program is moving along and recommends a

signing ceremony; and working with the Interim Fire Chief on repairing the rating, working on a letter requesting a reassessment of ISO rating, a policy and procedure manual and other fire department related issues. He noted that there is a lot going on.

- 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.*) **Terry Basu, resident, noted that the landscaping on Pima Street needs attention and he also thanked everyone who participated in the Health Fair last week.**
- IX. EXECUTIVE SESSION: EXECUTIVE SESSION: The Town Council may go into executive session for purpose of obtaining legal advice for any of the above agenda items pursuant to A.R.S.38-431.03(A)(3) **No Executive Session called.**
- X. ADJOURNMENT
Vice Mayor C Turner moved to adjourn. Motion seconded by Councilmember F Fernandez. Motion passed unanimously; 6-0. Time of adjournment: 6:34pm

Ron Henry, Mayor

ATTEST:

Beverly Turner, CMC
Town Clerk

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the regular meeting held August 23, 2011, and the meeting was duly called and posted and that a quorum was present.

Beverly Turner, CMC
Town Clerk