



STATEMENT OF LEGAL ACTIONS

PUBLIC NOTICE THE ELOY CITY COUNCIL

Meets

MONDAY, MAY 8, 2023

6:00 PM

ELOY CITY COUNCIL CHAMBERS

595 NORTH C STREET

ELOY, ARIZONA 85131

For a

REGULAR MEETING

AGENDA

- I. Call to Order** *6:00 pm*
- II. Roll Call** *Mayor Micah Powell; Vice-Mayor Sylvia Guanajuato Rodriguez; Councilmember Sara Curtis; Councilmember Jose Garcia; Councilmember George Reuter; Councilmember Michelle McKinley-Tarango; Councilmember Dan Snyder (telephonically)*
- III. Invocation**

The invocation shall be voluntarily delivered by an eligible member of a religious/spiritual organization in the incorporated limits of the City of Eloy, Arizona, and shall not exceed three (3) minutes in length. Invocations are not intended to affiliate the City Council with, or express the City Council's preference for, any religious/spiritual organization, or to disparage the religious faith or non-religious view of others. If the selected invocation speaker does not appear at the scheduled meeting, the Mayor may ask for an adult volunteer from the audience to deliver the invocation or call for a moment of silence.
- IV. Pledge of Allegiance**
- V. Public Appearances**

Those wishing to **ADDRESS THE CITY COUNCIL** may do so by signing in on a form provided by the City Clerk, identifying the topic(s) or agenda item(s). **ACTION** taken as a result of public comment regarding non agenda items will be limited to directing staff to study the matter or rescheduling the matter for further consideration and decision at a later date.
SPEAKERS SHALL BE LIMITED TO THREE (3) MINUTES.

 - A. Scheduled
 - B. Unscheduled
- VI. Reports and Announcements**
 - A. Council Members' Announcements
 - B. Mayor's Announcements
 - C. City Manager's Announcements

VII. Consent Agenda *Approved 7-0 (roll call)*

ALL ITEMS LISTED WITH AN ASTERISK(*) ARE CONSIDERED TO BE ROUTINE MATTERS AND WILL BE ENACTED BY ONE MOTION AND ONE ROLL CALL VOTE OF THE COUNCIL. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCIL MEMBER SO REQUESTS, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED IN ITS NORMAL SEQUENCE ON THE AGENDA.

**A. Approval of Minutes - 4/24/2023 (regular)*

**B. Approval of a Lease Agreement with New Cingular Wireless PCS, LLC, on a portion of the City-owned Police Communications Tower at 95 W. 7th Street, Eloy, for the use and co-location of AT&T cellular telecommunications equipment.*

VIII. Business: Possible Discussion and/or Action on the Following:

- A. Council to conduct a public hearing and consider taking action on an applicant requested extension of twelve (12) months on the Conditional Use Permit (CUP2022-022) approved by the Council on October 24, 2022. This request was submitted by Eloy Valley Solar, LLC (a NextEra Energy, Inc. company) c/o Ashley Johnson, Project Manager, of its Eloy Valley Solar Project to extend the termination date of the existing Conditional Use Permit (April 24, 2023) to allow solar generation on approximately 320 acres of land (owned by John P. Donley), located on Pinal County Assessor's Parcel Numbers: 411-41-043, 411- 41-044, 411-41-045 and 411-41-046 in a portion of Section 8, Township 9 South, Range 8 East of the Gila & Salt River Base & Meridian, Pinal County, Arizona (Project Name: Eloy Valley Solar). This solar field in Eloy will be part of the larger Eloy Valley Solar Project, including eight privately owned parcels within unincorporated Pinal County, consisting of approximately 1,252 acres adjacent to, and to the south of, the existing CUP. (Project Name: Eloy Valley Solar and Storage Project). *Approved 6-1 (roll call)*
- B. Adoption of Ordinance No. 23-946 amending section 16-455 of the City Tax Code by decreasing the rate of taxation on Restaurants and Bars from six percent (6%) to five percent (5%) and designating an effective date. *Approved 7-0 (roll call)*
- C. Consideration and acceptance of the resignation of Georges Reuter as a City Councilmember effective June 30, 2023 and direct the City Clerk to advertise the Council vacancy and accept statements of interest for the Council vacancy for a two (2) week period for the seat to be filled at a City Council Meeting in July 2023. *Approved 7-0 (roll call)*

IX. Executive Session *Approved 7-0 (6:47pm- 7:44pm) (7:44pm – 8:15pm)*

- A. Performance evaluation including discussion and/or negotiation of salary and/or an employment contract of a public officer - City Attorney (Cooper & Rueter LLP), and possible contract negotiations, pursuant to A.R.S. §38-431.03 (A)(1), (3) and (4).
- B. Possible executive session for discussion/ consultation for legal advice with the City Attorney and/or City staff concerning any of the agenda items, pursuant to A.R.S. §38-431.03 (A) (3) and (4).

X. Adjournment *8:15pm*

POSTED BY 5:00 P.M. ON TUESDAY, MAY 9, 2023, AT CITY WEBSITE:
www.elayaz.gov



Mary Myers, MMC, CPM
City Clerk

INDIVIDUALS WITH SPECIAL ACCESSIBILITY NEEDS MAY CONTACT LORENA LaSALDE-RIOS, ADA COORDINATOR FOR THE CITY OF ELOY AT 520-466-9201 OR 520-466-7455 (TDD). IF POSSIBLE, SUCH REQUESTS SHOULD BE MADE 72 HOURS IN ADVANCE. ONE OR MORE MEMBERS OF THE COUNCIL AND/OR STAFF MAY PARTICIPATE BY TELEPHONIC OR VIDEO MEANS.