

**MINUTES OF THE REGULAR MEETING OF
THE ELOY CITY COUNCIL
CITY OF ELOY
595 NORTH C STREET
JUNE 12, 2023
6:00 P.M.**

Staff Present: David Malewitz-City Manager; Stephen R. Cooper-City Attorney; Mary Myers-City Clerk; Kazi Haque-Assistant City Manager; Christopher Vasquez-Police Chief; Paul Anchondo-Community Services Director; Brian Wright-Finance Director; Matt Rencher=Public Works Director/City Engineer; Sylvia Payne-HR Director

I. CALL TO ORDER

Mayor Micah Powell called the meeting to order at approximately 6:02 p.m.

II. ROLL CALL

Council Members Present: Mayor Micah Powell, Vice Mayor Sylvia Guanajuato Rodriguez, Councilmember George Reuter, Councilmember Sara Curtis, Councilmember Dan Snyder, Councilmember Jose Garcia, Councilmember Michelle McKinley-Tarango

Council Members Absent: None

III. INVOCATION

Pastor Ken Blondeaux gave tonight's invocation.

IV. PLEDGE OF ALLEGIANCE

Mayor Powell led the Council and the public in the Pledge of Allegiance.

V. PUBLIC APPEARANCES

A. Scheduled - None

B. Unscheduled - None

VI. REPORTS AND ANNOUNCEMENTS

A. Council Member Announcements

1. Councilmember Reuter announced that he recently leased his building on Main Street to a barber and cosmetology school.
2. Councilmember Curtis conveyed that the Planning and Zoning Commission is still working on the solar recommendations and will meet next week.

B. Mayor Announcements

Mayor Powell made the following announcements:

- He, along with Vice Mayor G. Rodriguez, Mr. Malewitz and economic development director, Jeff Fairman, attended the ICSC conference a couple weeks ago in Las Vegas. Mayor Powell said they had meetings with several company representative about bringing their business to Eloy. He assured the public that the Council would continue to work hard to improve economic growth in the city.
- He will be attending a SCMPO meeting tomorrow via telephone conference.

C. City Manager Announcements

Mr. Malewitz made the following announcements:

- City offices would be closed June 19th in observance of the Juneteenth holiday.
- The Frontier Street Community Tree project started today.
- Three grants were submitted for housing through Tohono O'odhman; the senior center roof, and shade coverings at Trekell and Jones parks.
- Staff meet today to talk about streamlining the customer service experience for community development. The staff is currently working on finding a vendor to allow for online permit submittals. Mr. Malewitz said he hopes to have the service up and running in a few months.

VII. CONSENT AGENDA

- A. Approval of Minutes: 5/22//2023 (regular)
- B. Adoption of Resolution No. 23-1555 accepting a grant from Gila River Indian Community for \$75,000 for the Owner-Occupied Housing Rehabilitation Program.
- C. Adoption of Resolution No. 23-1558 appointing Brian Wright, Finance Director, as the designated authorizing agent to submit the Annual Expenditure Limitation Report (AELR) as the Chief Fiscal Officer (CFO) for the City of Eloy for Fiscal Year 2023-2024.

Mayor Powell asked Council if there were any corrections, comments or item(s) to remove from the Consent Agenda.

With there being none, Mayor Powell called for a motion.

Motion by Councilmember Garcia, seconded by Councilmember Reuter to approve the Consent Agenda items as presented, passed unanimously by roll call vote (7-0).

VIII. BUSINESS

A. APPROVAL OF A CONTRACT AGREEMENT WITH COFFMAN ASSOCIATES, INC., AN AIRPORT PLANNING AND CONSULTING FIRM, TO UPDATE THE CITY OF ELOY MUNICIPAL AIRPORT MASTER PLAN.

Staff Cover Sheet Report: *Staff recommends that the Mayor and City Council award Coffman Associates, Inc., a contract to update the City of Eloy Municipal Airport Master Plan and authorize the Mayor and/or the City Manager to enter into a contract between the consultant and the city for an amount not to exceed \$481,520.*

The Eloy Municipal Airport Master Plan Scope of Services and the attached Authorization of Service (AOS) are being prepared according to the initiation of the study, to establish the goals of the project and the framework from which all parties to the project may participate. The objective of the Master Plan Update is to provide the community and public officials with proper guidance for future development which will satisfy aviation demands and be wholly compatible with the environment. Additionally, this study aims to re-examine the recommended direction from the previous Master Plan while incorporating subsequent changes when conditions and circumstances may have invalidated previous recommendations. Still-valid concepts may be retained, while new concepts will be developed for those alternatives no longer valid or considered to be unacceptable or unworkable. Coordination between the City of Eloy (Sponsor), Federal Aviation Administration (FAA), Arizona Department of Transportation – Aeronautics Group (ADOT), and Coffman Associates (the Consultant) will be essential to bringing together all facts and data relevant to the project and to develop a mutual agreement regarding the future development of the airport.

The goal of this Master Plan Update is to provide the framework needed to guide future airport development that will cost-effectively satisfy aviation demand while considering potential environmental and socioeconomic impacts. Since 2009, Coffman Associates, Inc. has assisted the City of Eloy in developing the current Municipal Airport Master Plan. The firm has a team of experienced professionals that will work with the City of Eloy to update the current Municipal Airport Master Plan and provide the city with the proper guidance for future airport development to accommodate the changes taking place in the community and the greater region.

FISCAL IMPACT: *The funding for the Airport Master Plan Update will be provided by grants from the Federal Aviation Administration (FAA 91.06%)) and the Arizona Department of Transportation (ADOT) Aeronautics Division (4.47%) and the city's share will be 4.47% (\$21,511approximately) to be covered by Airport Budget line item 58-456-4937.*

Mr. Haque introduced Mr. Matt Quick, principal with Coffman Associates, who provided the Council and the public with a PowerPoint presentation on the process and scope of services for the airport master plan.

Mayor Powell asked Mr. Quick how many people would serve on the advisory committee that he mentioned in his presentation.

Mr. Quick said there would be no more than 15. The committee would be comprised of local community members, city staff, businesses, organizations and individuals in the aviation field who are interested in the future of the airport.

Councilmember Curtis asked would Council need to submit the names of those who they may recommend to serve on the committee to Mr. Malewitz.

Mr. Quick said yes.

Councilmember Snyder wanted to know would Coffman Associates look at other surrounding airports in phase one of the project.

Mr. Quick said they would definitely look at the surrounding airports. He said it is important to get a sense of the types of services and activities going on at airports nearby. Coffman Associates would take into consideration regional airports, runway length, types of navigational aids, facilities and services provided at other airports. He said all this can factor into how Eloy's airport can accommodate those types of services in the future. Mr. Quick said the analysis would be included as part of the narrative in the inventory chapter of the master plan.

Mayor Powell asked would the master plan include the land owned by the city south of the airport.

Mr. Quick said they would evaluate and look at properties adjacent to the airport.

With there being no further questions, Mayor Powell called for a motion.

Motion by Councilmember Garcia, seconded by Councilmember Snyder to approve a contract agreement with Coffman Associates, Inc., to update the City of Eloy Airport Master Plan, passed unanimously by roll call vote (7-0).

B. ADOPTION OF RESOLUTION NO. 23-1556, ADOPTING THE TENTATIVE BUDGET FOR FISCAL YEAR 2023-2024 FOR THE CITY OF ELOY IN THE AMOUNT OF \$58,488,315.

Staff Cover Sheet Report: *Staff recommends the adoption of Resolution No. 23-1556, adopting the Tentative Budget for Fiscal Year 2023 - 2024 for the City of Eloy in the amount of \$58,488,315.*

State law requires that the City Council adopt a tentative budget on or before the third Monday in July of each fiscal year. Once this tentative budget has been adopted, the expenditures may not be increased upon final adoption, however, they may be decreased. With the adoption of the tentative budget, the Council has set its maximum "limits" of expenditures, but these limits may be reduced upon final adoption. Upon adoption of the tentative budget, a public hearing must be set. The date for the public hearing is set for June 29, 2023, at 5 p.m. in the Council Chambers.

Since presenting the budget to the City Council at the May 15th budget meeting, a few adjustments have been made based on the City Council's direction. Those changes are below.

- *Increased the C.A.R.E line by \$45,000 from \$55,000 to \$100,000 for lot clean-ups and housing demolitions.*
- *Decrease the Unfunded Liability line by \$45,000 to \$60,205 to keep the Public Safety Retirement Fund at the normalization rate.*
- *Increased the Transfer to Sanitation by \$100,000 as it was not inputted on the expense side. This transfer is to cover the repairs to the Scraper.*
- *Increased the General Fund -Fund Balance by \$100,000 to \$8,09,550 to cover the transfer to the Sanitation Fund for the Scraper.*

Once the tentative budget has been adopted, Schedule A-G must be published once a week for at least two consecutive weeks following the adoption. This will be published in the Casa Grande Valley Newspapers. The tentative budget is fully itemized in conformance with forms supplied by the Auditor General as prescribed by Arizona Revised Statutes §§42-17101 and 42-17102 and entered into the Council meeting minutes.

The URL Link to the online version of the Tentative Budget is below.
<https://city-eloy-az-budget-book.cleargov.com/9187>

FISCAL IMPACT: *The overall Fiscal Year 2023-2024 annual operating budget for the City of Eloy will be \$58,488,315.*

Mr. Wright gave a brief overview of the proposed resolution adopting the tentative budget for FY23-24, in the amount of \$58,488,315.00.

Mayor Powell asked the Council and the public if there were any questions or comments about the budget.

With there being none, Mayor Powell called for a motion to read the resolution by title only.

Motion by Councilmember Snyder, seconded by Councilmember Garcia to read Resolution No. 23-1556 by title only, passed unanimously (7-0).

The city clerk read the resolution title into the record.

Mayor Powell called for a motion to adopt.

Motion by Councilmember Snyder, seconded by Councilmember Tarango to adopt Resolution No. 23-1556 as presented, passed unanimously by roll call vote (7-0).

C. ADOPTION OF RESOLUTION NO.: 23-1557 ADOPTING THE CONSOLIDATED RATE AND FEE SCHEDULE FOR THE CITY OF ELOY WITH THE EFFECTIVE DATE OF AUGUST 1, 2023.

Staff Cover Sheet Report: *Staff recommends the adoption of Resolution No.: 23-1557 adopting the Consolidated rate and fee schedule for the City of Eloy with the effective date of August 1, 2023.*

On April 3, 2023, staff presented and discussed the consolidated rate and fee schedule with the City Council. During the presentation, staff informed the City Council of the new rates and fees being proposed. This consolidated rates and fees schedule will be modified annually, as part of the annual budget, to reflect any changes needed in one schedule. If a rate or fee is being modified or added, those rates or fees will be highlighted in light pink along with a justification for the change.

This consolidated rate and fee schedule has followed A.R.S. 9-499.15, by posting the proposed changes on the City's home web page at least sixty (60) days before the date the tax or fee is considered for approval by the City Council. This notice was posted on April 4, 2023.

The new consolidated rate and fee schedule will be effective on August 1, 2023.

Mr. Wright gave a very brief overview of the proposed increase in city rates and fees.

Mayor Powell opened the floor for Council and public comments and questions.

With there being none, Mayor Powell called for a motion to read the resolution by title only.

Motion by Councilmember Garcia, seconded by Vice Mayor G. Rodriguez to read Resolution No. 23-1557 by title only, passed unanimously by roll call vote (7-0).

The city clerk read the resolution title into the record.

Mayor Powell called for a motion to adopt.

Motion by Councilmember Garcia, seconded by Vice Mayor G. Rodriguez to adopt Resolution No. 23-1557 as presented, passed unanimously by roll call vote (7-0).

IX. EXECUTIVE SESSION

Mayor Powell recommended Council go into executive session for a maximum of three hours.

A motion was made by Vice Mayor G. Rodriguez and seconded by Councilmember Tarango to hold an executive session at approximately 6:35 p.m., for approximately three (3) hours with the city attorney, city manager and city clerk (note taking) for:

- A. Discussion or consultation with City Manager, City Staff, City Attorney and Special Legal Counsel of the public body in order to consider its position and instruct its Staff and attorneys regarding the public body's position regarding litigation update or in discussions conducted in order to avoid or resolve litigation and legal advice concerning Milligan Energy Center v. City of Eloy pursuant to A.R.S. § 38-431.03 (A) (3), (4) and (7).
- B. Discussion or consultation with City Manager, City Staff, City Attorney and Special Legal Counsel of the public body in order to consider its position and instruct its Staff and attorneys regarding the public body's position regarding litigation update or in discussions conducted in order to avoid or resolve litigation and legal advice concerning zoning, occupancy and land use issues involving Sky Rider Inn pursuant to A.R.S. § 38-431.03 (A) (3), (4) and (7).
- C. Discussion with City Councilmembers on reviewing applications and setting up interviews for vacancy on City Council. If requested, discussion and consultation with the City Manager, City Staff, City Attorney of the public body for legal advice and setting interview process for filling vacancy on the City Council, pursuant to A.R.S. § 38-431.03 (A)(1),(2) and (3).

Motion passed unanimously (7-0).

Mayor Powell reconvened the public meeting at approximately 7:52 p.m.

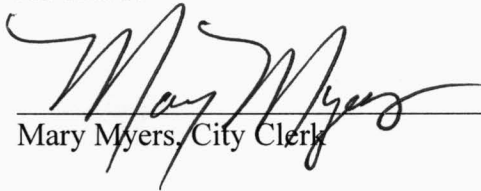
X. ADJOURNMENT

There being no further business, Mayor Powell adjourned the meeting at approximately 7:52 p.m.



Micah Powell, Mayor

ATTEST:



Mary Myers, City Clerk

**MINUTES OF THE SPECIAL MEETING OF
THE ELOY CITY COUNCIL
CITY OF ELOY
595 NORTH C STREET
TUESDAY, JUNE 20, 2023
5:00 P.M.**

Staff Present: Stephen R. Cooper-City Attorney; Myers-City Clerk

I. CALL TO ORDER

Mayor Micah Powell called the meeting to order at approximately 5:01 p.m.

II. ROLL CALL

Council Members Present: Mayor Micah Powell; Vice Mayor Sylvia G. Rodriguez; Councilmember George Reuter; Councilmember Sara Curtis; Councilmember Dan Snyder; Councilmember Jose Garcia; Councilmember Michelle Tarango

Council Members Absent: None

III. PLEDGE OF ALLEGIANCE

Mayor Powell led the Council and the public in the Pledge of Allegiance.

IV. EXECUTIVE SESSION

Mayor Powell made a motion to hold an executive session at approximately 5:04 p.m., for approximately three (3) hours with the city attorney (when needed) and city clerk (note taking) for:

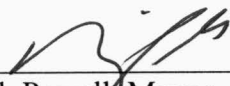
- A. Discussion, interview of applicants, Frank Frassetto Jr., Augustine Saucedo, and Andrew Sutton, for a vacancy on the City Council and/or consideration of appointment of a City Councilmember, pursuant to A.R.S. § 38-431.03 (A) (1), (2) and (3). (*Note: Interviews only*)
- B. Discussion or consultation with City Manager, City Staff, City Attorney of the public body for legal advice on possible vacancy on City Council, pursuant to A.R.S. § 38-431.03 (A) (1), (2) and (3).

The motion passed unanimously (7-0).

Mayor Powell reconvened the public meeting at approximately 8:21 p.m.

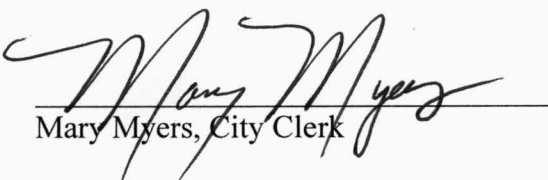
V. **ADJOURNMENT**

There being no further business, Mayor Powell adjourned the meeting at approximately 8:21 p.m.



Micah Powell, Mayor

ATTEST:



Mary Myers, City Clerk