



STATEMENT OF LEGAL ACTIONS

PUBLIC NOTICE THE ELOY CITY COUNCIL

**Meets
MONDAY, JUNE 10, 2024
6:00 PM
ELOY CITY COUNCIL CHAMBERS
595 NORTH C STREET
ELOY, ARIZONA 85131
For a
REGULAR MEETING**

AGENDA

- I. Call to Order** *6:01 P.M.*
- II. Roll Call** *Mayor Micah Powell; Vice-Mayor Sara Curtis; Councilmember Sylvia Guanajuato Rodriguez; Councilmember Jose Garcia; Councilmember Andy Sutton; Councilmember Dan Snyder; Councilmember Michelle McKinley-Tarango*
- 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 - 5/28/2024 (Regular)*

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

- A. Authorization for the City Manager to execute eight contracts for On-Call Professional Services for the Community Development and Public Works Departments. *Approved 7-0 (roll call)*
- B. Conduct a public hearing and consider the adoption of Resolution No. 24-1572 approving a two-year time extension to the previously approved Conditional Use Permit (Case No. CUP2022-038) to allow Solar, Utility Scale Generation and Battery Energy Storage System Facility (a 100 Megawatt solar photovoltaic power generating and 100 Megawatt battery energy storage system and associated ancillary facilities) located on the southwest corner of Milligan Road and Eleven Mile Corner Road consisting of approximately 646 acres. The proposed project is located on three privately owned parcels (Pinal County Assessor's Parcel Numbers: 408-01-022B, 408-01-022C, and 408-01-022D), utilizing all of Section 13, Township 8 South, Range 7 East of the Gila, and Salt River Base and Meridian, Pinal County, Arizona. The extension request was submitted by 301AK 8m LLC in care of Stephanie Perry, Chief Operating Officer of Avantus, LLC, on behalf of MDT Investments Limited Partnership. *Approved 6-1 (roll call)*
- C. Adoption of Resolution No. 24-1575, adopting the Tentative Budget for Fiscal Year 2024-2025 for the City of Eloy in the amount of \$64,444,735. *Approved 7-0 (roll call)*
- D. Approval of an employment contract for David Malewitz as City Manager including salary and benefits. *Approved with Amendments 7-0 (roll call)*

IX. Executive Session *Approved 7-0 (6:30 p.m. – 7:16 p.m.)*

- A. Discussion and negotiations of the employment contract of the City Manager, in order to consider its position and instruct its staff and attorney regarding the public body's position regarding discussions conducted on the City Manager employment contract, City Code and legal advice, pursuant to A.R.S. § 38-431.03 (A) (1), (3), and (4).
- B. Discussion of legal matters/consultation with City Attorney, City Staff and/or the public body in order to consider its position and instruct its attorneys regarding any matter on the Agenda pursuant to A.R.S. § 38-431.03 (A) (3), (4) and (7).

X. Adjournment *7:22 P.M.*

POSTED BY 5:00 P.M., TUESDAY, JUNE 11, 2024, 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.