



STATEMENT OF LEGAL ACTIONS

PUBLIC NOTICE THE ELOY CITY COUNCIL

Meets

MONDAY, AUGUST 12, 2024

6:00 PM

ELOY CITY COUNCIL CHAMBERS

595 NORTH C STREET

ELOY, ARIZONA 85131

For a

REGULAR MEETING

AGENDA

- I. Call to Order *6:16 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) Item E pulled for discussion*

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 - 7/22/2024 (Regular)
- *B. Adoption of Resolution No. 24-1584 authorizing officers/agents to deposit, transfer, and withdraw monies with First Interstate Bank.
- *C. Adoption of Resolution No. 24-1585 authorizing officers/agents to deposit, transfer, and withdraw monies for the Magistrate Checking Account.
- *D. Adoption of Resolution No. 24-1586, declaring and adopting the results of the City of Eloy Primary Election held on July 30, 2024.
- *E. A recommendation to the Arizona Department of Liquor Licenses and Control (ADLLC) for issuance of a Series 10 liquor license (beer and wine) to Lucky Star Market, located at 112 W. Dr. Martin Luther King Jr. St., Eloy Arizona.
Approved 7-0 (roll call)
- *F. Approval of a request by City Staff to continue Case No. RZPAD2004-018.A1: Rancho Del Sol Brillante Planned Area Development—Milligan Energy Center to the September 23, 2024, City Council meeting. The application is a Zoning Map Amendment to modify the Rancho Del Sol Brillante Planned Area Development to permit Solar, Utility- Scale Generation, and Battery Energy Storage System Facilities as allowed uses.
- *G. Approval to purchase a Telehandler Forklift and Aerial Manlift (aka. "Cherry Picker") from Herc Rentals for a total cost not to exceed \$113,447.20, plus applicable taxes, for the Public Works Department.
- *H. Approval of an Intergovernmental Agreement (IGA) between the City of Eloy and Pinal County to allow employees of the City of Eloy Public Works Department to participate in the Annual Pinal County Safety Rodeo
- *I. Approval of the Annual Development Impact Fee Report for the City of Eloy ending June 30, 2024.

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

- A. Presentation by Annette Gaston, from PFM Asset Management, LLC, on the City's investment portfolio as of June 30, 2024. *Presentation Only*
- B. Approval to enter into a contract with RSM US LLP to provide certain tax services to the City of Eloy, including the preparation of qualified tax credits and appropriate returns for qualified energy-saving projects, for an amount not to exceed \$50,000.
Approved 7-0 (roll call)
- C. Authorization to purchase a used Caterpillar scraper with an extended warranty from Empire-Caterpillar under the Arizona State Procurement Contract for an amount not to exceed \$850,000.00, plus applicable taxes, for use in the City of Eloy Municipal Landfill to improve the efficiency of operations. *Approved 7-0 (roll call)*
- D. Approval of an Intergovernmental Agreement (IGA) between the City of Eloy and Pinal County to authorize Pinal County to place, own, operate, and maintain a temporary traffic signal at the intersection of Sunland Gin and Arica Road as a temporary improvement to traffic congestion in the area until the permanent traffic signal can be designed and installed as part of the Sunland Gin Widening Project.
Approved 7-0 (roll call) with Amendment

- E. Adoption of Resolution No. 24-1577 declaring a public record for that certain document filed with the City Clerk and entitled “Eloy Valley Specific Plan a “Planned Area Development” - 1st Amendment - Sawtooth Energy Center.”
Approved 6-1 (roll call)
- F. Conduct a public hearing and consider the adoption of Ordinance No. 24-971, approving an Amendment to the Zoning Map, Case No. RZPAD2024-001: Eloy Valley Specific Plan PAD - Sawtooth Energy Center, an application to rezone approximately 50.61 acres of land from Single-family (R1-43) to Single-family (R1-43) PAD situated about 1,325 feet west of the southwest corner of West Milligan Road and South Toltec Road and to incorporate the property into the Eloy Valley Specific Area Planned Area Development (PAD). In addition, the proposed Amendment to the Zoning Map is to add the Solar, Utility Scale Generation, and Battery Energy Storage System Facility as an allowed use on the northern approximately 2,106 gross acres of the PAD located on an irregular-shaped site located between W. Shay Road and W. Alsdorf Road, and S. Toltec Buttes Road and S. Curry Road, in the City of Eloy, Pinal County, Arizona (Applicant Contact: The Rose Law Group, PC, c/o Court Rich). *Approved 5-2*
- G. Conduct a public hearing and consider adopting Resolution No. 24-1587 approving Case No. CUP2023-057: Milligan Energy Center, a Conditional Use Permit to allow Solar, Utility-scale Generation, and Battery Energy Storage System Facilities on an approximately 33-acre site zoned Estate Residential (R1-43) and Light Industrial (I-1), located approximately 750 feet south and 680 feet east of the southeast corner of W. Milligan Road and S. Eleven Mile Corner Road. *Approved 5-2*

IX. Executive Session

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 7:44 P.M.

POSTED BY 5:00 P.M., WEDNESDAY, AUGUST 14, 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.