

**MINUTES OF THE REGULAR MEETING OF  
THE ELOY CITY COUNCIL  
CITY OF ELOY  
628 NORTH MAIN STREET  
MARCH 12, 2018  
6:00 P.M.**

**Staff Present:** Harvey Krauss-City Manager; Stephen R. Cooper-City Attorney; Mary Myers-City Clerk; Brian Wright-Finance Director; Keith Brown-Public Works Director/City Engineer; Christopher Vasquez-Police Chief; Sylvia Payne-Human Resource Director; Rus Ketcham-Library Director; Paul Anchondo-Community Services Director

**I. CALL TO ORDER**

Mayor Joel Belloc called the meeting to order at approximately 6:00 p.m.

**II. INVOCATION**

Invocation was given by Mr. Bob Skier.

**III. PLEDGE OF ALLEGIANCE**

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

**IV. ROLL CALL**

Council Members Present: Councilmember Jose Garcia; Councilmember J.W. Tidwell; Vice Mayor Micah Powell; Councilmember Dan Snyder; Mayor Joel Belloc; Councilmember JoAnne Galindo; Councilmember Andrew Rodriguez

Council Members Absent: None

**V. COMMUNICATIONS**

- Councilmember Galindo thanked Mr. Ketcham and his library staff for doing an excellent job celebrating Dr. Seuss' birthday on Friday. She said the event was well attended by the community. She thanked Mr. Ketcham for donating all

- leftover materials from the event to the elementary school, who also celebrated Dr. Seuss' birthday.
- Councilmember Galindo conveyed that she and Councilmember Garcia attended the Pinal Partnership breakfast last Friday. Discussion was mainly on what was happening in Apache Junction and San Tan Valley. They were informed that the RTA tax will start being collected in April; however they will not be able to dispense any of the funds due to a pending lawsuit with the Goldwater Institute.
- Mr. Krauss reminded Council of a budget work session scheduled for Monday, March 19<sup>th</sup> at 6:00 p.m. Discussion will pertain to revenue projection, user fees and primary property tax.
- Mr. Cooper conveyed the city received a mandate order from Superior Court last week, affirming the Paso Fino annexation was void for lack of jurisdiction. The annexation has been recorded to give notice to any party that might be considering an annexation in future. Mr. Cooper said this action concludes the litigation.

Mayor Belloc and Council recognized several Santa Cruz Valley Union High school student athletes for their participation and placing in the state championship wrestling event. The following students were presented with certificates:

Andres Jimenez	1 <sup>st</sup> Place
Hunter Ogle	2 <sup>nd</sup> Place
Joaquin Jimenez	6 <sup>th</sup> Place
Bryant Ogle	6 <sup>th</sup> Place
Tomas Silva	Participant (not present)
Evan Clute	Participant

Mayor Belloc also recognized the parents and coaches of the wrestling athletes. He announced the team is doing fundraisers to help with travel expenses to a national wrestling tournament in Virginia Beach, VA.

Councilmember Galindo wanted to know who to contact if someone wants to contribute to their fundraiser.

Coach Belloc said they are waiting on approval for a 501C3, but in the meantime they are selling tickets and people are donating at the high school.

**VI. APPEARANCES FROM THE FLOOR**

None

**VII. EXECUTIVE SESSION**

No executive session needed tonight.

### VIII. CONSENT AGENDA

Agenda Item

Subject

- A. Approval of Minutes: 3/12/18 (regular).
- B. Approval to accept and expend the 2017 Operation Stonegarden Grant as specified by the Arizona Department of Homeland Security grant award.
- C. Authorization to enter into an Intergovernmental Agreement (IGA) with Pinal County for services by the Pinal County Elections and Recorder Department for the City of Eloy 2018 Primary and General Elections
- D. Authorize the City of Eloy to enter into a Fourth Amended and Restated Membership Agreement with Arizona Municipal Risk Retention Pool (AMRRP).
- E. Approval for the purchase and installation of one Poligon shade structure for Shumway Park
- F. Council re-appointment of Ralph Varela as a regular member of the Downtown Advisory Commission for a three year term expiring on January 31, 2021.

Motion by Councilmember Tidwell, seconded by Councilmember Rodriguez to approve the Consent Agenda as presented, passed unanimously by roll call vote.

### IX. BUSINESS

**A. APPROVE AND ENTER INTO A CONTRACT WITH MARKHAM CONTRACTING FOR VARIOUS ROADWAY IMPROVEMENTS WITHIN THE DOWNTOWN AREA OF ELOY.**

**Staff Cover Sheet Report:** *Staff recommends that City Council approve and enter into a contract with Markham Contracting Inc. in an amount of \$908,596.99 for various roadway improvements within the downtown area of Eloy.*

*The condition of the pavement in these various roads are very poor, and well past the life cycle of a surface preservation treatment. With Council's approval, this project was included in the City's Capital Improvement budget for fiscal year 2018.*

*Following is a general scope of the roadway improvements. Existing pavement on all roads will be milled and removed and new hot asphalt pavement will be placed. Concrete valley gutters will be installed as appropriate at each intersection. The east side of the intersection at 12th St and Madison will be reconstructed to create a positive drainage flow to the north, eliminating a large ponding area.*

*Roads identified in the project are:*

*Phoenix Ave. - Eleven Mile Corner Road to Curiel St  
Washington St. - Phoenix Ave to Frontier St  
Adams St. - Phoenix Ave to Frontier St,  
Jefferson St. - Phoenix Ave to Frontier St  
Adams St. - Phoenix Ave to 11th St.  
8th St. - Phoenix Ave to Curiel St  
Intersection of 12th St. and Madison St*

*Public Works staff will be installing the utilities required for these projects during March, and Markham Contracting plans to initiate the road construction work in April. A five-week construction period is anticipated.*

*Staff has utilized a Job Order Contract #2014-034-4 between City of Buckeye and Markham Contracting to negotiate the scope and fee from Markham Contracting.*

***FISCAL IMPACT:***

*The contract cost of these various road projects is \$908,596.99. The FY18 budgeted amount was \$917,510.00, which is \$8,913.01 less than the project costs.*

Mr. Brown gave an overview of the proposed contract with Markham Contracting for various road improvements. He said if approved, he anticipates construction to begin in April with a completion date of around the first part of May. Mr. Brown said in-house staff will be replacing some water lines and valve connections before road construction begins.

Mayor Belloc read the names of the streets to be repaired to the public.

Councilmember Galindo said she thought the city had recently done construction and raised the drainage at the intersection of Eleven Mile Corner Road and Phoenix Avenue. She wanted to know how far the city went with the road improvements.

Mr. Brown explained this was a recent project to improve Eleven Mile Corner, between Battaglia Road and Frontier Street. Improvements were made to the intersection and drainage. He said there was some repair done to the road at the intersection that extended slightly into Phoenix Avenue.

Mr. Brown told Council that historically, the streets were built without concrete valley gutters which has led to severe road deterioration. He said his crew will be installing the gutters to help with drainage and reduce road deterioration at those intersections.

Councilmember Tidwell asked Mr. Brown about his plan to keep these roads maintained once money is spent to the repair the streets.

Mr. Brown explained that staff has been talking with the contractor who will be doing the streets as well as Pinal County staff, who specialize in street to assist the city in putting together a street preservation plan over the next few months. He acknowledged the importance of applying slurry seals and fog coats as needed to keep them from deteriorating to the point of reconstruction.

Councilmember Snyder asked if the city has ever done traffic counts on some of the heavily traveled roads in the city.

Mr. Brown did not know specifically; however, he is aware there has been traffic counts conducted by the county in the city. Mr. Brown said he will contact the county to see which of those counts are available to the city.

Motion by Councilmember Garcia, seconded by Councilmember Tidwell to approve and enter into a contract with Markham Contracting for various road improvements within the downtown area in Eloy, passed unanimously.

**B. ADOPTION OF RESOLUTION NO. 18-1434 APPROVING UPDATES AND REVISIONS TO POLICY NO. 600 OF THE CITY'S ADMINISTRATIVE POLICIES AND GUIDELINES MANUAL PROVIDING FOR A PERSONAL TIME OFF (PTO) PROGRAM.**

**Staff Cover Sheet Report:** *Council adopt Resolution No. 18-1434 approving updates and revisions to Policy No. 600 of the City's Administrative Policies and Guidelines Manual establishing and implementing a Personal Time Off (PTO) program for employees.*

*The Mayor and Council discussed a proposal for establishing a Personal Time Off (PTO) program at a work session on November 13, 2017. At the work session, Ms. Dawn Jett, City of Casa Grande Human Resources Director, explained the PTO program and shared the positive impact that the City of Casa Grande has experienced after transitioning from the traditional vacation/sick leave program to a PTO program. Staff followed up with information on the impact of transitioning to a PTO program in Eloy with the Mayor and Council at the January 27, 2018 Council Retreat.*

*The PTO program will be offered to all current and new full-time and part-time employees hired prior to April 12, 2018. Employees hired after April 12, 2018 will be required to participate in the PTO program. To implement the PTO program, accumulated vacation leave will be converted at 100% into the PTO bank, and an employee's accumulated sick leave will be converted at 60% into the PTO bank. PTO leave banks will be capped at 480 hours, and amounts above this balance will be paid out to the employee.*

*If approved, staff will hold employee meetings in order to inform employees of the*

**C. COUNCIL REVIEW AND DISCUSSION OF THE STRUCTURE, NECESSITY AND FREQUENCY OF MEETINGS FOR VARIOUS STANDING CITY BOARDS AND COMMISSIONS.**

**Staff Cover Sheet Report:** *Mayor and Council to review and discuss the structure, necessity and frequency of meetings for various standing City boards and commissions.*

*At the February 26th Council meeting, Council Member Tidwell requested that a list of the City's boards and commissions be included on the March 12th agenda. Several of the boards and commissions were established by City Code, which provides for their organizational structure and other procedural matters:*

**Board of Adjustment** – 5 members – organizational meeting held in January 2018. Meets on an as-needed basis.

**Cemetery Committee** – 7 members – quarterly meetings required per City Code.

**Leisure Committee** – 5 members – inactive – there are not sufficient members to hold a meeting.

**Library Advisory Board** – 5 members – inactive.

**Airport Advisory Board** – 5 members – Attended a Council work session in November 2017. Generally holds quarterly meetings.

**Municipal Property Corporation Board** – 5 members – Meets on an as-needed basis.

**Pension Board** – 5 members – Meets on an as-needed basis. (State legislation is being proposed to eliminate the need for local pension boards.)

**Planning & Zoning Commission** – 5 members – Code requires quarterly meetings, but by-laws provide for monthly meetings. State statutes require a Planning & Zoning Commission.

**Utilities Advisory Board** – 7 members – inactive – no citizens currently serving on this board.

**Downtown Advisory Commission** – 7 members – Held meeting in January 2018.

**Building Code Board of Appeals** – 5 members – Held organizational meeting in January 2018. Meets on an as-needed basis. Established under International Building Code and hears appeals on building code interpretations.

*Industrial Development Authority – Not less than 3 members and no more than 9 members. Currently 5 members appointed. Meets on an as-needed basis.*

*Historic Preservation Commission – 5 members – inactive – only 2 members appointed. Code requires quarterly meetings.*

**FISCAL IMPACT:**

N/A

Mr. Krauss gave a brief overview of each city board and commission activity and membership status to Council.

Councilmember Tidwell pointed out there four boards that are inactive (Leisure; Library Advisory; Utilities Advisory; and Historic Preservation). He wanted to know if there is an ordinance which requires the city to keep the boards.

Mr. Krauss conveyed they are referenced in the city code, in particular the Historic Preservation Commission which has a whole chapter on the commission. He said the Council would have to amend the city code if they choose to eliminate the commission. There are no citizens currently serving on the Utilities Advisory Board. The last time the board met was in 2011 when the city did a rate increase. Mr. Krauss stated the Leisure Services Committee and the Library Advisory Board are referenced in the city code, but are inactive. He reiterated that Council can choose to amend the city code to eliminate these boards.

Councilmember Tidwell conveyed that if the city is going to have these boards, they need to be active. If not, the city should not have them.

Councilmember Garcia asked if the five members on the Library Advisory Board currently appointed. He wanted to know why haven't the board met if it has five active members.

Mr. Krauss said he did not have an answer for him as to why the board haven't met.

Mr. Ketcham came forward and said the reason why there hasn't been a meeting is because there hasn't been a request to have one. The last time the board met was when there was discussion of "dual use" of the library between the city and the high school. He said there really hasn't been anything come up that he felt the need to meet for. Mr. Ketcham said he would be open to having a meeting if he is asked to have one.

Councilmember Tidwell said the Cemetery Committee meets every quarter, even if it's nothing more than to ask members if they have anything to discuss or report. He

told Mr. Ketcham that if he feels the board is no longer needed, the Council can do away with it.

Mr. Ketcham said this should not be his decision but rather a Council decision. He said an advisory board is needed when advice is needed on certain things. However, if the Council wants the Library Board to meet, they will meet.

Councilmember Galindo wanted to know if the board was filled. She also wanted to know how the city recruit for board members.

Mr. Krauss said the board has five members whose terms have all expired. However, the city code states the members continue in their capacity until they are replaced by the Council. Mr. Krauss stated the city lists openings and application forms on the city's webpage. He pointed out that the city has struggled in the past to get volunteers to serve on these boards.

Vice Mayor Powell suggested doing a mass advertisement of the boards that are in need of members for a couple of weeks. If there is no interest, Council can eliminate the board(s).

Councilmember Snyder conveyed that on the city's website there is a list of board vacancies; however, there is no information about the roles and responsibilities of the boards. He suggested putting this information on the website. He also suggested sending letters to all current board and commission members asking them if they are still interested in serving on the boards.

Mayor Belloc recommended that staff representatives for these boards and commissions meet with their members to schedule quarterly meeting dates.

Councilmember Galindo suggested all city boards and commissions meet at least one time a year; possibly at the beginning of the year in order for the members to feel validated.

## **X. INFORMATIONAL ITEMS**

- A. February Financial Report – No questions and/or comments from Council.
- B. February Checklist Report – No questions and/or comments from Council.

## **XI. ADJOURNMENT**

There being no further business, Mayor Belloc adjourned the meeting at approximately 6:48 p.m.

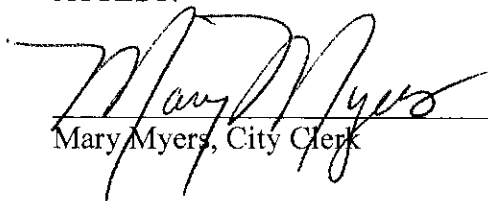




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Joel G. Belloc, Mayor

ATTEST:



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Mary Myers, City Clerk