

**MINUTES OF THE REGULAR MEETING OF
THE ELOY CITY COUNCIL
CITY OF ELOY
628 NORTH MAIN STREET
APRIL 9, 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; Jon Vlaming-Community Development Director

I. CALL TO ORDER

Mayor Joel Belloc called the meeting to order at approximately 6:01 p.m.

II. INVOCATION

Invocation was given by Ms. Sharon Girard.

III. PLEDGE OF ALLEGIANCE

Councilmember JoAnne Galindo 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 Tidwell asked the city clerk to read a letter written by an unknown author to police officers acknowledging and appreciating their call to

serve and protect. Afterwards, Councilmember Tidwell presented Chief Vasquez with the letter (framed) from the Tidwell family. Councilmember Tidwell told Chief Vasquez that his daughter found the letter and thought it was befitting of the police department. He asked the Chief to please share the letter with his department.

- Vice Mayor Powell conveyed there has been some negative comments recently made on Facebook about the city. He and Councilmember Rodriguez tried to respond to the negative comments as much as possible. He said the public is invited to all public meetings; yet they don't show up to find out what's going on in the city. The Council and city staff work hard every day to do what is best for the community overall, but people from the outside don't see it. He said the city is doing so many positive things for the community and there is more to come in the future. Vice Mayor Powell thanked staff and Council for doing what they do on a daily basis to make this city better.

Mayor Belloc conveyed the Council has taken the position of being proactive for Eloy. He wanted to let the public know that he is available and accessible to any member of the public and is willing to meet with anyone to discuss any issue concerning the city.

- Councilmember Snyder gave an update on the Eloy transit feasibility study sponsored by Sun Corridor Metropolitan Planning Organization (SCMPO).

Mr. Krauss conveyed the following communications to Council and the public:

- The annual Safety Fair will be held April 14th, from 9am to 12:00pm. at the Main Street park. The event is sponsored by CORR;
- A special meeting April 16th, starting at 5pm, followed by a budget work session, starting at 6pm.
- Groundbreaking ceremony for the new city hall will be held April 19th, at 9am. at Main Street park. The event will be sponsored by CORE.

Per Vice Mayor Powell's request, Mr. Krauss gave a brief overview on the hiring of Mr. Jeff Fairman as the new economic development specialist for the city. Mr. Krauss said Mr. Fairman will begin his employment with the city May 1st.

Councilmember Snyder asked Mr. Krauss about the status of the city's economic development brochure.

Mr. Krauss conveyed that he has a meeting tomorrow with the consultant to see a draft of the brochure.

Per Mayor Belloc's request, Mr. Krauss updated Council on the new Express Fuel travel center that will be located at Toltec Road and I-10.

Mayor Belloc also announced that McDonald's will be upgrading its facility in Eloy.

VI. APPEARANCES FROM THE FLOOR

None.

VII. EXECUTIVE SESSION

Mr. Cooper conveyed there are two matters under executive session. One involves contracts and the other involves community funding. Mr. Cooper announced to the public that Council will only be receiving legal advice and possibly giving direction to city staff on these items. There will be no action taken on the items tonight.

Mayor Belloc moved Executive Session after "X. Informational Items."

VIII. CONSENT AGENDA

- A. Approval of Minutes: 3/26/18 (regular).
- ~~B. Authorization to create a Lead Detective position in the Police Department's Criminal Investigation Division. (removed for discussion)~~
- C. Mayor and Council reappoint Isabel Morales as a regular member of the Downtown Advisory Commission for a three (3) year term expiring on January 31, 2021.
- ~~D. Mayor and City Council to consider appointing Mr. Allen J. Crawford as an Alternate member of the Planning and Zoning Commission to serve a three (3) year term, with the term of appointment to expire on January 31, 2021. (removed for discussion)~~
- ~~E. Mayor and City Council to consider appointing Mr. Allen J. Crawford to fill a current vacancy of the Downtown Advisory Commission as a regular member to serve the remainder of such term to expire on January 31, 2020. (removed for discussion)~~

Vice Mayor Powell requested item B removed for discussion.

Councilmember Snyder requested items D and E removed for discussion.

Motion by Vice Mayor Powell, seconded by Councilmember Rodriguez to remove agenda items B, D and E and approve remaining Consent Agenda items as presented, passed unanimously by roll call vote.

B. AUTHORIZATION TO CREATE A LEAD DETECTIVE POSITION IN THE POLICE DEPARTMENT'S CRIMINAL INVESTIGATION DIVISION.

Staff Cover Sheet Report: *Staff recommends the City Council authorize the creation of a lead detective in the Police Department's Criminal Investigation Division.*

The Eloy Police Department wishes to develop a five-squad system for the Patrol Division. Five-squad patrol units have several advantages that will greatly improve the level of service to the City:

- 1. Providing 24/7 direct supervision by a sergeant (except for vacation, sick, or other issues);*
- 2. Continuity of supervision with the same group of officers allowing for better training, evaluation and deployment;*
- 3. An expectation for better camaraderie within the squads;*
- 4. Teamwork, and knowing how each officer works and reacts, especially in critical situations such as, clearing a building of suspects or searching for an active shooter; and*
- 5. Ability of sergeants to hold productive briefings as a team.*

To accomplish this the department will transfer the current sergeant's position from criminal investigations to patrol to create the five squad system. The five squad system will be comprised of the following shifts: day shift, swing shift, graveyard shift, day/swing relief, and swing/grave relief. This system will create certain times where squads will overlap, giving time for training or more coverage on the streets. The overlap could range from one hour to possibly six hours.

Also, to maintain some level of supervision and accountability in detectives, the Police Department is requesting the creation of a lead detective to replace the sergeant in CID. The lead detective is a special assignment to last three years. After that time a rotation will occur out to patrol and a lead detective will be selected from detectives within the division. Besides carrying a case load, the lead detective will act as "detective in charge" assigning cases to the other detectives, ensuring they are productive, producing sound cases worthy of prosecution. The lead detective will also have oversight of the evidence/crime scene tech and the evidence room.

FISCAL IMPACT: *The lead detective will be a grade seven and the approximate additional personnel cost will be \$1,391.00 yearly.*

Vice Mayor Powell asked Chief Vasquez why there is a need for the position.

Chief Vasquez conveyed there is a need to have more supervisory coverage in the patrol division. To accomplish this, he wants to develop a five squad system to provide 24/7 supervisory coverage of patrol by the five sergeants. By doing this, the squads will work together instead of officers coming in working for different sergeants. He said this will bring continuity of command to the squads. Chief Vasquez stated he would also like to take one of his senior detectives and assign that person as lead detective for three years. The person would supervise the detectives to

maintain some level of supervision and accountability. Chief Vasquez said the lead detective would be responsible for initial supervision of detectives; case assignments; and reviewing case assignments for prosecution.

Vice Mayor Powell wanted to know how many detectives the department currently has.

Chief Vasquez said there are three. He wants to take an existing senior detective and make that person a lead detective for three years. He told Council there will be no new hire.

Vice Mayor Powell asked who the lead detective will report to.

Chief Vasquez said the lead detective will report to the lieutenant over that division.

Councilmember Snyder wanted to know if the position includes a salary increase. And if so, what happens after three years when the assignment is over and someone else comes in. Will there be a decrease in salary for the person leaving the assignment.

Chief Vasquez said yes. He said whenever someone goes into detectives, they get a temporary assignment. The lead detective will get a little more in pay for the extra duties that assignment requires. Chief Vasquez said when the assignment is over, the detective will go back to his/her base pay.

Mr. Krauss told Council that since Chief Vasquez has come on board, overtime in patrol has decreased dramatically.

Vice Mayor Powell wanted to know if this is due to the department being fully staffed or are things getting done in a timely fashion.

Chief Vasquez said it's a combination of several things. He said when he came on board there was a lot of waste and needless overtime which he cut out. He said the city is at 75% of its budget; his overtime line item is at 74.8%. Chief Vasquez gave credit to command staff and sergeants for keeping the overtime low.

Motion by Vice Mayor Powell, seconded by Councilmember Snyder to authorize the creation of a lead detective position in the police department's criminal investigation division, passed unanimously.

- D. MAYOR AND CITY COUNCIL TO CONSIDER APPOINTING MR. ALLEN J. CRAWFORD AS AN ALTERNATE MEMBER OF THE PLANNING AND ZONING COMMISSION TO SERVE A THREE (3) YEAR TERM, WITH THE TERM OF APPOINTMENT TO EXPIRE ON JANUARY 31, 2021.**

Staff Cover Sheet Report: *Staff recommends that the Mayor and City Council appoint Mr. Allen J. Crawford to fill one of the two (2) "Alternate" vacancies of the Planning and Zoning Commission to serve a three (3) year term of appointment to expire on January 31, 2021.*

Mr. Allen J. Crawford has expressed interest on becoming an Alternate member of the Planning & Zoning Commission. If approved, the terms for the remaining members of the Commission currently stands as follows:

TERM EXPIRES

01/2021 Marlo Schuh (Chair for 2018)
01/2020 Larry Brown (Vice-Chair for 2018)
01/2019 Kirk Tatom
01/2020 Steven Paulson
01/2019 John Peterson
01/2021 Allen J. Crawford (Alternate)
TBD Alternate (Open)
12/2018 Daniel Snyder (Ex-officio for 2018) His term as an Alternate member would expire on January 31, 2019.

STAFF FINDINGS:

The Planning and Zoning Commission consists of five (5) members, two (2) alternates and one (1) Ex-officio, non-voting City Council member. All members shall be appointed by a majority vote of the City Council, and serve without compensation at the pleasure of the City Council.

FISCAL IMPACT: N/A

Councilmember Snyder asked Mr. Crawford who was in attendance, to provide Council with a little background information about himself.

At this time, Mr. Crawford came forward and gave a brief overview of his work experience and why he is interested in serving on the board.

Councilmember Snyder expressed concern about the wording of this item. He was confused as to why the word "consider" was included in the subject title. He said if Council approves this, what are they actually doing? Is Council considering it or are they approving it?

Mr. Krauss conveyed the intent was to recommend appointment. He said future coacs will not use this language, unless it's a matter for discussion to consider other options.

Motion by Councilmember Snyder, seconded by Vice Mayor Powell to appoint Mr. Allen J. Crawford to fill a current vacancy of the Downtown Advisory Commission as a regular member to serve the remainder of such term to expire on January 31, 2020, passed unanimously.

E. MAYOR AND CITY COUNCIL TO CONSIDER APPOINTING MR. ALLEN J. CRAWFORD TO FILL A CURRENT VACANCY OF THE DOWNTOWN ADVISORY COMMISSION AS A REGULAR MEMBER TO SERVE THE REMAINDER OF SUCH TERM TO EXPIRE ON JANUARY 31, 2020.

Staff Cover Sheet Report: *Staff recommends that the Mayor and City Council appoint Mr. Allen J. Crawford to fill one of the two (2) current vacancies of the Downtown Advisory Commission as a regular member to serve a three (3) year term of appointment to expire on January 31, 2020.*

Mr. Allen J. Crawford has expressed his interest on becoming a member. If approved by Council, the portion of the unexpired term remaining for Mr. Allen J. Crawford to serve as a Member expires on January 31, 2020. If appointed, there would be one (1) additional vacant Member position and two (2) Alternate positions available. If approved, the terms for the remaining members of the Commission currently stands as follows:

TERM EXPIRES

02/2021	Mark Benner (Chair for 2018)
01/2019	Dick Myers (Vice-Chair for 2018)
01/2019	Betty Peterson
01/2021	Ralph Varela
01/2020	Allen J. Crawford
02/2021	Isabel Morales (re-appointment for consideration)
TBD	Member (open)
TBD	Alternate (open)
TBD	Alternate (open)
12/2018	Joel G. Belloc (Ex-office for 2018)

The Commission consists of seven (7) members, two (2) alternate members and one (1) ex-officio non-voting City Council member. All members are appointed by a majority vote of the City Council, and serve without compensation.

The full term of each position on the Commission is three (3) years, with the intent to stagger the terms in a manner that no more than two (2) members shall expire at the same time in any one year. The incumbent member(s) continue to serve after the member's term of office has expired, or until a successor has been appointed by the City Council.

FISCAL IMPACT: N/A

Motion by Councilmember Snyder, seconded by Councilmember Garcia to appoint Mr. Allen J. Crawford as an Alternative member of the Planning and Zoning Commission to serve a three (3) year term, with the term of appointment to expire on January 31, 2021, passed unanimously.

IX. BUSINESS

A. APPROVE THE EXPENDITURE OF FUNDS UP TO \$10,000 FROM THE CITY'S GENERAL FUND CONTINGENCY BUDGET FOR THE RENOVATION OF THE PUBLIC WORKS IT CLOSET

Staff Cover Sheet Report: *Staff requests that City Council approve the expenditure of funds up to \$10,000 from the City's General Fund Contingency budget for the renovation of the Public Works IT Closet to accommodate fiber optic hardware to serve the Public Works building.*

AireBeam, the City's fiber Vendor/Contractor, is finalizing connectivity to the Public Works Facility on Houser Rd. In review of the point of connection in the building's IT closet, it has been identified that the closet should be enlarged to accommodate a two post IT racking system for the fiber hardware to be placed in. This will also allow for the existing IT server, building security system and other data components to be placed in the rack. See attached Exhibit of existing room conditions.

City Staff may solicit a JOC Contractor to obtain quotes for this work.

FISCAL IMPACT: *Funds will be from the General Fund Contingency line item for "Building and Improvements" 10-429-9920.*

Mr. Brown conveyed that currently the public works IT closet is too small to accommodate the connectivity to AireBeam. The closet is approximately 4'x 5' and houses servers that sit on the floor and coffee table. He said there are a lot of cords on the walls for the phone and security systems. Mr. Brown said AireBeam wants to put fiber optics and their equipment in the room. He suggested taking a wall out and move the door over to create a room with adequate space for the equipment. Mr. Brown said it would cost approximately \$7000 for a contractor to expand that area. If approved, the minor modification can start next week and be completed by the time the fiber is pulled. He said he's talked to three local contractors who will provide him with written quotes to do the work.

Councilmember Galindo asked Mr. Brown if he's looked at the other city buildings to see if they will need to upgrade to accommodate the fiber optics.

Mr. Brown said AireBeam has looked at each building to find the appropriate place to bring the fiber in. He said the company has been working with Regis Reed, the city's project manager on this.

Vice Mayor Powell wanted to know will the city incur any charges from the phone company, the IT contractor, or alarm company to reroute these cables when the room is expanded.

Mr. Brown said no; the equipment on the wall will remain on the wall and will not be relocated.

Mr. Brown said he talked to AireBeam and was told that the fiber optics to city hall, parks and recreation and public works will be up and operational by the first part of July.

Motion by Vice Mayor Powell, seconded by Councilmember Garcia to approve the expenditure of funds up to \$10,000 from the city's general fund contingency budget for the renovation of the public works IT closet, passed unanimously.

B. COUNCIL TO HOLD THE FIRST OF TWO REQUIRED PUBLIC HEARINGS ON AN EXTENSION OF THE ALTERNATIVE EXPENDITURE LIMITATION (AKA HOME RULE OPTION) TO ELOY VOTERS AT THE AUGUST 2018 PRIMARY ELECTION.

Staff Cover Sheet Report: *Council hold the first of two required public hearings on submitting an extension of the Alternative Expenditure Limitation (aka Home Rule Option) to Eloy voters for approval at the August 28, 2018 primary election. No Council action is required at this time.*

In 1980 Arizona voters approved a constitutional amendment designed to limit the annual expenditures of all Arizona cities and towns. This was based upon a formula that adjusted the municipality's actual expenditures of local revenues using fiscal year 1979-1980 as the base year and permitted increased spending limits based upon population growth and inflation since the base year.

Recognizing that a single formula might not be appropriate for all cities and towns, the amendment included some specific alternatives whereby cities and towns could make their own annual budget decisions if they felt the state-imposed formula would not be appropriate locally, known as the "Home Rule Option". Under the Home Rule Option, the Mayor and Council can adopt a local spending limit and present it to Eloy voters for approval every four years. Adoption of the Home Rule Option would give the Mayor and Council the authority to set the City's annual spending limit based upon available revenues. Thus, over the next four years Eloy would continue to adopt an annual budget that provides spending which does not exceed anticipated revenues.

Approval to continue with the Home Rule Option does not give the City authority to impose new taxes or change the property tax or sales tax that the City currently collects. Home Rule only allows the City to spend the revenues it collects as approved in the annual budget.

Council is required to hold two public hearings before submitting the Home Rule Option to the Eloy voters for approval on the August 2018 primary election ballot. The second public hearing will be scheduled at a special meeting of the Council on Monday, April 16, 2018. At the conclusion of the second hearing, Council will be asked to consider adoption of a resolution formally authorizing the Home Rule Option on the upcoming primary election ballot.

FISCAL IMPACT: *The cost of publishing the publicity brochure required for the Home Rule Option ballot initiative will be covered in the City Clerk's budget.*

Mayor Belloc declared a public hearing open.

Mr. Krauss explained to Council and the public the purpose of the home rule option and provided a brief historical overview of how voters approved a constitutional amendment years ago to limit annual expenditures for all Arizona cities and towns.

It was at this time that Mayor Belloc allowed comments and/or questions from the public pertaining to the Alternative Expenditure Limitation – Home Rule Option.

Mr. Jesus Duarte conveyed that he was here tonight to talk about the poor road conditions in Eloy and the high cost (\$5000) to connect to the city's water. He said he can pay the \$5,000, but there are others who don't have that kind of money. Mr. Duarte said people don't trust the city anymore.

Mayor Belloc thanked Mr. Duarte for coming forward with his concerns; however, the item being discussed tonight pertains to the home rule option. Mayor Belloc told Mr. Duarte that he or any member of the Council will be happy to meet with him to address his concerns.

Mr. Duarte apologized; he said did not plan to talk about this tonight after he read the agenda outside, but his wife was already standing before Council when he walked back in.

Mayor Belloc invited Mr. Duarte to attend the next council meeting and sign in so he will be given an opportunity to voice his concerns.

Mayor Belloc asked if there were any other members in the audience who wish to offer comment or ask questions regarding the home rule option.

Vice Mayor Powell stressed the importance of ensuring voters that approving the home rule option will not increase their taxes.

Mayor Belloc asked why Eloy chose the primary election to have the home rule option instead of the general election.

Mr. Cooper explained there is a possibility that all the seats could be won in a primary election, therefore eliminating a need for a general election. If the home rule option was placed on the general election ballot, it could be a stand-alone matter.

Vice Mayor Powell recommended advertising the home rule option.

Mr. Krauss conveyed that state law does not allow cities or towns to expend public funds to advertise for the home rule option. Mr. Krauss said council can write letters individually for the publicity pamphlet. Also, he is available to speak at the various service organizations about it. He mentioned that he talked about the home rule option at last week's Chamber luncheon.

There being no further comments and/or questions, Mayor Belloc closed the public hearing.

X. INFORMATIONAL ITEMS

- A. March Financial Report – No comments and/or questions from Council.
- B. March Checklist Report – Mayor Belloc asked about several checks payable to Ahsigma, LLC.

Mr. Krauss conveyed that these are payments to the city's housing rehab contractor.

Mr. Wright explained that payment to Ahsigma is tracked by the house. When invoices are submitted for reimbursement, they are matched to the house that is being remodeled.

VII. EXECUTIVE SESSION

Motion by Vice Mayor Powell, seconded by Councilmember Garcia to hold an executive session at approximately 6:59 p.m. for approximately 45 minutes with the city attorney, city manager and city clerk (transcribing) for:

- A. 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 the public body's position regarding contracts and leases that are the subject of negotiations, pursuant to A.R.S. '38-431.03 (A) (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 the public body's position regarding contracts for Community Organizations that are the subject of negotiations, pursuant to A.R.S. '38-431.03 (A) (3) and (4).

Motion passed unanimously.

Mayor Belloc reconvened the public meeting at approximately 7:48 p.m.

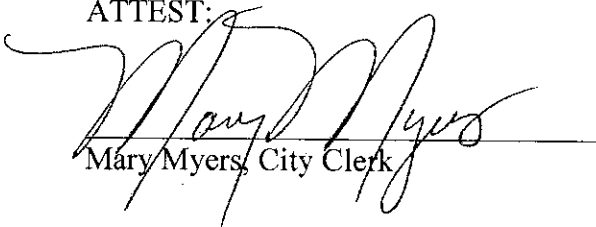
XI. ADJOURNMENT

There being no further business, Mayor Belloc adjourned the meeting at approximately 7:48 p.m.



Joel G. Belloc, Mayor

ATTEST:



Mary Myers, City Clerk