



NOTICE OF REGULAR MEETING  
OF THE TOWN OF GUADALUPE COUNCIL

MARCH 22, 2018

Valerie Molina  
Mayor

Anita Cota  
Vice Mayor

Gloria Cota  
Councilmember

Elvira Osuna  
Councilmember

Joe Sanchez  
Councilmember

Faustino Valenzuela  
Councilmember

Ricardo Vital  
Councilmember

Online agendas and  
results available at  
[www.guadalupeaz.org](http://www.guadalupeaz.org)

Town Council Chambers  
9241 S. Avenida del Yaqui  
Guadalupe, AZ 85283  
Phone: (480) 730-3080  
Fax: (480)-505-5368

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Town of Guadalupe Council and to the general public that the Town of Guadalupe Council will hold a Regular Meeting, open to the public, on **Thursday, March 22, 2018, at 6:00 P.M.**, at Guadalupe Town Hall, 9241 South Avenida del Yaqui, Guadalupe, Arizona, in the Council Chambers.

## AGENDA

A. CALL TO ORDER

B. ROLL CALL

C. INVOCATION/PLEDGE OF ALLEGIANCE

D. APPROVAL OF MINUTES:

1. Approval of the March 8, 2018, Town Council Regular Meeting minutes.

E. CALL TO THE PUBLIC: An opportunity is provided to the public to address the Council on items that are not on the agenda or included on the consent agenda. A total of 3 minutes will be provided for the Call to the Audience agenda item, unless the Council requests an exception to this limit. Please note that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.

F. MAYOR and COUNCIL PRESENTATIONS – None.

G. DISCUSSION AND POSSIBLE ACTION ITEMS:

1. **RESOLUTION NO. R2018.02:** Adoption of Resolution No. 2018.02 authorizes the submittal of an application for a grant from the Ak-Chin Indian Community for public safety and Senior Center purposes.
2. **RESOLUTION NO. R2018.03:** Adoption of Resolution No. 2018.03 authorizes the submittal of an application for a grant from the Fort McDowell Community for Community Development and Public Safety Purposes.
3. **RESOLUTION NO. R2018.04:** Adoption of Resolution No. 2018.04 authorizes the submittal of an application for a grant from the Gila River Indian Community for Public Safety Purposes.
4. **RESOLUTION NO. R2018.05:** Adoption of Resolution No. 2018.05 authorizes the submittal of an application for a grant from the Pascua Yaqui Indian Community for Community Assistance Programming and Public Safety Purposes.



Valerie Molina  
Mayor

Anita Cota  
Vice Mayor

Gloria Cota  
Councilmember

Elvira Osuna  
Councilmember

Joe Sanchez  
Councilmember

Faustino Valenzuela  
Councilmember

Ricardo Vital  
Councilmember

Online agendas and  
results available at  
[www.guadalupeaz.org](http://www.guadalupeaz.org)

Town Council Chambers  
9241 S. Avenida del Yaqui  
Guadalupe, AZ 85283  
Phone: (480) 730-3080  
Fax: (480)-505-5368

5. **RESOLUTION NO. R2018.06:** Adoption of Resolution No. 2018.06 authorizes the submittal of an application for a grant from the Tohono O'odham Nation for Public Safety Purposes.
6. **MERCADO PATIO RENTAL FEES:** Council will review the proposed Mercado patio rental fee schedule, and may provide direction to the Town Manager.
7. **MERCADO PATIO DRAFT TOWN CODE LANGUAGE:** Council will review proposed draft language to amend the Town Code to permit the consumption of alcohol during private events at the Mercado, and may provide direction to the Town Manager.
8. **COUNCIL MEETING SCHEDULE:** Staff will present the 2018 Town Council meeting schedule, and seek direction on whether to reschedule or cancel meetings scheduled for May 24, 2018, and November 22, 2018.

H. TOWN MANAGER'S REPORT

I. COUNCILMEMBERS' COMMENTS

J. ADJOURNMENT



# Minutes Town Council Regular Meeting March 8, 2018

Valerie Molina  
Mayor

Minutes of the Guadalupe Town Council Regular Meeting held on Thursday, March 8, 2018, at 6:00 P.M., at Guadalupe Town Hall, 9241 South Avenida del Yaqui, Guadalupe, Arizona, in the Council Chambers.

Anita Cota  
Vice Mayor

## A. CALL TO ORDER

Mayor Molina called the meeting to order at 6:00 P.M.

Gloria Cota  
Councilmember

## B. ROLL CALL

Councilmembers Present: Mayor Valerie Molina, Councilmember Gloria Cota, Councilmember Elvira Osuna, Councilmember Joe Sanchez, and Councilmember Ricardo Vital

Elvira Osuna  
Councilmember

Councilmember Absent: Vice Mayor Anita Cota, Councilmember Faustino Valenzuela

Joe Sanchez  
Councilmember

Staff Present: Jeff Kulaga – Town Manager / Clerk, Bob Thaxton – Finance Director, Nancy Holguin – Community Development Coordinator, Gerardo Moreno – Public Works Director (*arrived at 6:20 p.m.*), Jennifer Drury – Assistant to the Town Manager, Kay Savard – Deputy Town Clerk

Faustino Valenzuela  
Councilmember

## C. INVOCATION/PLEDGE OF ALLEGIANCE

Mayor Molina called for a moment of silence in recognition of the passing of former community member, Gary Smith. Mayor Molina then led the Pledge of Allegiance.

Ricardo Vital  
Councilmember

## D. APPROVAL OF MINUTES:

**Motion by Councilmember Vital to approve the February 15, 2018, Special Town Council Meeting Minutes; second by Councilmember Sanchez. Motion passed unanimously 5-0.**

Approved the minutes of the Special Town Council Meeting held on February 15, 2018.

Online agendas and  
results available at  
[www.guadalupeaz.org](http://www.guadalupeaz.org)

**Motion by Councilmember Vital to approve the February 22, 2018, Regular Town Council Meeting Minutes; second by Councilmember Sanchez. Motion passed unanimously 5-0.**

Approved the minutes of the Regular Town Council Meeting held on February 22, 2018.

## E. CALL TO THE PUBLIC – no one spoke.

## F. MAYOR and COUNCIL PRESENTATIONS – None.

## G. DISCUSSION AND POSSIBLE ACTION ITEMS:

1. **COUNCIL PRIORITIES:** Jeff Kulaga, Town Manager / Clerk, introduced City of Tempe representative Aaron Peterson, Strategic Management Analyst, who assisted in a recent community meeting regarding the Guadalupe Priority Plan. Mr. Kulaga announced that the upcoming Guadalupe Priority Plan community meeting (March 15, 2018) will be held in the Mercado, Multi-Purpose Room.

Town Council Chambers  
9241 S. Avenida del Yaqui  
Guadalupe, AZ 85283  
Phone: (480) 730-3080  
Fax: (480)-505-5368



Valerie Molina  
Mayor

Anita Cota  
Vice Mayor

Gloria Cota  
Councilmember

Elvira Osuna  
Councilmember

Joe Sanchez  
Councilmember

Faustino Valenzuela  
Councilmember

Ricardo Vital  
Councilmember

Online agendas and  
results available at  
[www.guadalupeaz.org](http://www.guadalupeaz.org)

Town Council Chambers  
9241 S. Avenida del Yaqui  
Guadalupe, AZ 85283  
Phone: (480) 730-3080  
Fax: (480)-505-5368

Mr. Peterson reviewed the feedback gathered at the February 15, 2018, meeting regarding the vision, focus areas, and goals for the Town of Guadalupe. Community members identified six areas for the vision portion of the exercise: family; culture; sharing and collaboration; health and wellness; self-sustaining; and, safe, transparent, and clean. Areas of focus included: economic development; community services and education; and, public safety. Goals included: economic development – business development, revenue/resource management; community services and education – partnerships, programs, and public space; public safety – community partnerships/relationships and public space.

Mr. Peterson outlined the process for the upcoming community meeting, which is designed to help the Town Council prioritize items in order to assist in the decision making process.

Mayor Molina thanked Mr. Peterson and his colleague Angelique Watson, Technical Services Bureau Manager, for their assistance with the process. She encouraged community members to attend the upcoming meeting; and, received confirmation that the information presented for this agenda item will be made available on the Town’s website.

**2. APPROVAL of AGREEMENT:** Approved the First Amendment to Emergency Medical Service Base Hospital Contract with Tempe St. Luke’s Hospital, on behalf of its Fire Department and authorized the Town Manager to execute the agreement. **(Contract #2018-05)**

Jeff Kulaga, Town Manager / Clerk, stated that this contract amendment will allow the Guadalupe Fire Department to utilize Tempe St. Luke’s Hospital as its base hospital. The amendment extends the term of the contract from 2018 to 2023.

**Motion by Councilmember Vital to approve agenda item G2; second by Councilmember Osuna. Motion passed unanimously 5-0.**

**3. APPROVAL of AMENDMENT No. 1 to IGA2017A001:** Approved the Amendment No.1 to IGA2017A001 subject 9004 S. and 9006 S. Avenida del Yaqui Project between the Flood Control District of Maricopa County and the Town of Guadalupe and authorized the Mayor to sign all necessary documents in furtherance of this amendment. **(Contract #2018-06)**

Jeff Kulaga, Town Manager / Clerk, stated that this agenda item, as well as agenda items G4 and G5, involve a flood control project, also known as the Calle Naranjo Project, initially approved by the Town Council in April, 2017. This contract moves the date of the termination of construction from June 30, 2018, to September 30, 2018. That allows construction work up until September 30, to be charged to the County. If this item is not approved, construction costs would be charged to the Town. Mr. Kulaga stated that staff recommends approval of the contract amendment.

**Motion by Councilmember Sanchez to approve agenda item G3; second by Councilmember Vital. Motion passed unanimously 5-0.**

**4. APPROVAL of CONTRACT:** Approved the proposal for construction management services from Dibble Engineering for the 9004 S. and 9006 S. Avenida del Yaqui Project or flood remediation of the sump at the east end of Calle Naranjo for the cost of \$28,000.00 and authorized the Town Manager to execute all necessary documents in furtherance of this contract. **(Contract #2018-07)**

Jeff Kulaga, Town Manager / Clerk, stated that this is a construction management contract that will provide for quality control, construction oversight, and proper use of materials.



Valerie Molina  
Mayor

Anita Cota  
Vice Mayor

Gloria Cota  
Councilmember

Elvira Osuna  
Councilmember

Joe Sanchez  
Councilmember

Faustino Valenzuela  
Councilmember

Ricardo Vital  
Councilmember

Online agendas and  
results available at  
[www.guadalupeaz.org](http://www.guadalupeaz.org)

Town Council Chambers  
9241 S. Avenida del Yaqui  
Guadalupe, AZ 85283  
Phone: (480) 730-3080  
Fax: (480)-505-5368

**Motion by Councilmember Sanchez to approve agenda item G4; second by Councilmember Osuna. Motion passed unanimously 5-0.**

5. **APPROVAL of CONTRACT:** Awarded a \$318,713 construction contract bid to KCCI, LLC for the 9004 S. and 9006 S. Avenida del Yaqui Project IGA2017A001, and issued an Order to Proceed. **(Contract #2018-08)**

Jeff Kulaga, Town Manager / Clerk, stated that this contract is to build project drainage improvements. The total cost of this project is \$378,000. Of that amount, the Flood Control District is providing \$239,000 in funding, with the remaining \$139,000 being funded by the Town of Guadalupe. The Town received four bids; and, staff is recommending that the bid be awarded to KCCI. Mr. Kulaga emphasized the importance of having local matching funds available for these types of projects.

In response to a question related to matching fund projects, Mr. Kulaga stated that in April, staff will be presenting an additional matching funds project for the Calle Sahuaro Project. Bob Thaxton, Finance Director, added that Safe Routes to School and the Avenida del Yaqui Study will be upcoming matching fund projects, in the current fiscal year.

In response to a question, Mr. Kulaga clarified that the notice to proceed for this project calls for construction to begin in July, 2018. Neighbors will be notified about the project.

**Motion by Councilmember Vital to approve agenda item G5; second by Councilmember Sanchez. Motion passed unanimously 5-0.**

6. **APPROVAL of CLAIMS:** Check register for February, 2018, totaling \$415,226.35.

Councilmember Osuna left the meeting at 6:17 p.m..

**Motion by Councilmember Vital to approve agenda item G6; second by Councilmember Cota. Motion passed unanimously 4-0.**

Councilmember Osuna returned to the meeting at 6:19 p.m.

H. TOWN MANAERS REPORT – None.

I. COUNCILMEMBERS' COMMENTS

➤ Councilmember Sanchez

Noted the increased presence of County Animal Control.

➤ Councilmember Osuna

Expressed concern about a resident installing a fence on their property.

➤ Mayor Molina

She recently attended an Open House for Frank Elementary School.

Friday, March 23, 2018 – Frank Elementary School Groundbreaking.

J. ADJOURNMENT

**Motion by Councilmember Sanchez to adjourn the meeting; second by Councilmember Vital. Motion passed unanimously 5-0.**



The meeting was adjourned at 6:22 p.m.

\_\_\_\_\_  
Valerie Molina, Mayor

ATTEST:

\_\_\_\_\_  
Jeff Kulaga, Town Manager / Town Clerk

Valerie Molina  
Mayor

CERTIFICATION:

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Town Council Meeting of the Town Council of Guadalupe, Arizona held on the 8<sup>th</sup> day of March, 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Anita Cota  
Vice Mayor

\_\_\_\_\_  
Jeff Kulaga, Town Manager / Clerk

Gloria Cota  
Councilmember

Elvira Osuna  
Councilmember

Joe Sanchez  
Councilmember

Faustino Valenzuela  
Councilmember

Ricardo Vital  
Councilmember

Online agendas and  
results available at  
[www.guadalupeaz.org](http://www.guadalupeaz.org)

Town Council Chambers  
9241 S. Avenida del Yaqui  
Guadalupe, AZ 85283  
Phone: (480) 730-3080  
Fax: (480)-505-5368



March 16, 2018

To: The Honorable Mayor and Town Council

From: Jeff Kulaga, Town Manager / Clerk

**RE: March 22, 2018 Town Council Regular Meeting Information Report**

The purpose of this report is to provide brief information regarding each of the meeting's agenda items.

**Agenda Item:**

G1 – G4. A 12% gaming grants program, outlined in the attached table, is proposed for your review, information and direction. Overall, staff is recommending that nine grants totaling \$625,000 be pursued from four entities: Ak-Chin, Fort McDowell, Gila River and Pascua Yaqui. Should the grants be awarded, critical Town needs of public safety, neighborhood safety, economic development, and the community assistance program would receive funding. Additionally, aging public works and Senior Center equipment would be replaced. **Attachment A: FY 2018/19 Proposed 12% Gaming Grant Summary.**

G1. Approval of the accompanying resolution would allow the Town of Guadalupe to submit the following applications to the Ak-Chin Indian Community: \$65,000 payment for the Type 1 Fire Truck that was recently purchased and \$80,000 for renovations to the Headstart / Senior Center for a new roof, replacement of kitchen equipment including stove, grill, sinks, refrigerators, freezers and an air curtain, and the replacement of two air conditioning units. To date, the Town of Guadalupe has received \$112,000 for the Ak-Chin Indian Community that has been allocated towards the purchase of a fire truck. The Senior Center kitchen equipment request is a new request. **Attachment B: Resolution No. 2018.02**

G2. Approval of the accompanying resolution would allow the Town of Guadalupe to submit the following applications to the Fort McDowell Indian Community: \$110,000 to install streetlights on Calle Vaou Nawi, south of Guadalupe Road and in the Calle Carlos neighborhood, immediately north of Guadalupe Road, and for \$30,000 to renovate Old Town Hall to bring it up to current code standards, allowing the Town to lease the property. **Attachment C: Resolution No. 2018.03**

G3. Approval of the accompanying resolution would allow the Town of Guadalupe to submit the following applications to the Gila River Indian Community: \$20,000 for Active Shooter Response Equipment and Training. This program will provide the Guadalupe Fire Department with Rescue Task Force equipment and training to respond to active shooter incidents in partnership with law enforcement and other multiple patient incidents; and, for the purchase of ballistic vest, helmets, mass casualty response equipment. Additionally, \$60,000 is sought for the purchase of two heart monitors to be used in medical emergency responses. **Attachment D: Resolution No. 2018.04**

G4. Approval of the accompanying resolution would allow the Town of Guadalupe to submit the following applications to the Pascua Yaqui Tribe: \$80,000 to the Community Assistance Program for rental and utility assistance and food needs. This funding request was granted by the Pascua Yaqui Tribe last year. Two other grant requests are \$60,000 for three replacement utility trucks for the Public Works Department

and \$75,000 for a Command / Community Vehicle for Fire Department use The Command / Community vehicle would be used as a multi-purpose vehicle for incident command and special events. The 3/4-ton multi-purpose pickup truck would be fully equipped; including shell, communications, and emergency warning equipment. The command vehicle is replacing a 2002 Ford Excursion. **Attachment E: Resolution No. 2018.05**

G5. Approval of the accompanying resolution would allow the Town of Guadalupe to submit the following applications to the Tohono O’odham Nation: \$35,000 to fund the purchase of ten replacement sets of firefighter turnout gear and \$25,000 to fund a Guadalupe Road pedestrian safety project that includes a study of current signing, striping, and signals along Guadalupe Road from town limit to town limit, and funds to restripe and resign Guadalupe Road, as identified in the safety study

**Attachment E: Resolution No. 2018.06**

G6. For Council review and discussion are a Draft Mercado Patio Public Event application and agreement and a Draft Mercado Patio Private Event application and agreement. The applications for both public and private events streamline the process by consolidating the necessary event information, identifying fees, including public safety fees, and determining if alcohol permits and/or special event liquor licenses are required. Similar to the Mercado Multipurpose room fee schedule, varied pricing for days of the week and users is proposed. The agreements for both the public and private events outline the terms and conditions of using the patio and require agreement to these terms and conditions, including a hold harmless statement. In addition, to codify the private event application and agreement in the town code, draft language is being proposed (related to Agenda Item G7). Staff would return to Town Council with a final proposal by the April 26th meeting. **Attachment F: Draft Guadalupe Mercado Patio Public Special Event Application & Agreement, Attachment G: Draft Guadalupe Mercado Patio Private Special Event Application & Agreement**

G7. For Council review and discussion is draft language to amend the Town Code to permit the consumption of alcohol during private events held at the Mercado. Neighboring municipalities typically offer an alcohol use permit for private gatherings held on public municipal owned property. This permit is commonly issued by the municipal administration and places requirements on the users. This alcohol use permit is anchored in municipal code thereby providing the authority to issue the permit. This is a completely separate process from issuing a State Special Event Liquor License for larger public events. Staff would return to Town Council with a final proposal by the April 26<sup>th</sup> meeting. **Attachment H: Draft Spirituous liquor in Mercado code Language**

G8. For Council consideration, the May 24, 2018 meeting conflicts with high school graduation ceremonies and the November 22, 2018 meeting falls on Thanksgiving. Staff is recommending that both meetings be cancelled. **Attachment I: 2018 Council Meeting Schedule**

## FY 2018/19 Town of Guadalupe

### Proposed 12% Gaming Grant Summary:

Tribe / Community	Amount	Town Dept.	Purpose	New Request?
Ak-Chin	\$80K	Senior Center	Senior Center Head Start Renovation / Equipment	Yes
Ak-Chin	\$65K	Fire	Type 1 Fire Truck Payment	No
<b>Ak-Chin Total</b>	<b>\$145K</b>			
Fort McDowell	\$110K	Public Works	Streetlight installations	Yes
Fort McDowell	\$30K	Community Development	Old Town Hall Renovation	Yes
<b>Fort McDowell Total</b>	<b>\$140K</b>			
Gila River	\$60K	Fire	Heart Monitors (2)	Yes
Gila River	\$20K	Fire	Active Shooter Equip/Training	Yes
<b>Gila River Total</b>	<b>\$80K</b>			
Pascua Yaqui	\$80K	CAP	Rental/Utility/Food assistance	No
Pascua Yaqui	\$60K	Public Works	Three utility trucks	Yes
Pascua Yaqui	\$75K	Fire	Command / Community Vehicle	Yes
<b>Pascua Yaqui Total</b>	<b>\$215K</b>			
Tohono O'odham	\$35K	Fire	Firefighter Turnout Gear	Yes
Tohono O'odham	\$25K	Public Works	Guadalupe Rd Pedestrian Safety Project	Yes
<b>Tohono O'odham Total</b>	<b>\$60K</b>			
<b>Overall Total</b>	<b>\$640K</b>			

## FY 2018/19 Town of Guadalupe

### Proposed 12% Gaming Grant Summary:

#### By Town Department:

Tribe / Community	Amount	Town Dept.	Purpose	New Request?
Ak-Chin	\$65K	Fire	Type 1 Fire Truck Payment	No
Gila River	\$60K	Fire	Heart Monitors (2)	Yes
Gila River	\$20K	Fire	Active Shooter Equip/Training	Yes
Pascua Yaqui	\$75K	Fire	Command / Community Vehicle	
Tohono O'odham	\$35K	Fire	Firefighter Turnout Gear	Yes
<b>FIRE TOTAL</b>	<b>\$255K</b>			
Fort McDowell	\$110K	Public Works	Streetlight installations	Yes
Pascua Yaqui	\$60K	Public Works	Three utility trucks	Yes
Tohono O'odham	\$25K	Public Works	Guadalupe Rd Pedestrian Safety Project	Yes
<b>PUBLIC WORKS TOTAL</b>	<b>\$195K</b>			
Fort McDowell	\$30K	Community Development	Old Town Hall Renovation	Yes
Pascua Yaqui	\$80K	CAP	Rental/Utility/Food assistance	No
Ak-Chin	\$80K	Senior Center	Replacement Kitchen Equipment	Yes
<b>MISC. TOTAL</b>	<b>\$190K</b>			
<b>Overall Total</b>	<b>\$640K</b>			

Prepared: March 15, 2018

**RESOLUTION NO. R2018.02**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA, AUTHORIZING AN APPLICATION FOR A GRANT FROM THE AK-CHIN INDIAN COMMUNITY FOR PUBLIC SAFETY AND SENIOR CENTER PURPOSES.**

**WHEREAS**, the Congress of the United States has enacted into law the Indian Gaming Regulatory act, Public Law 100-497, 25 U.S.C. §2701-2721 and 18 U.S.C. §1166-1168 (the "Act") which requires a tribal state compact in order to conduct Class 111 gaming activities on the Indian lands of a tribe; and

**WHEREAS**, the Ak-Chin Indian Community has entered into a gaming contract with the State of Arizona and said compact requires that the Ak-Chin Indian Community contributes to Arizona communities for governmental services that benefit the general public such as public safety, mitigation of the impacts of gaming, etc., or promotion of commerce and economic development; and

**WHEREAS**, the Town of Guadalupe, Arizona, has a substantial population of Native Americans and other minorities and is in need of assistance of funding to replace the Guadalupe Headstart / Senior Center roof, air conditioning units, and kitchen equipment; and, provide funding for a Type 1 Fire Truck payment; and

**WHEREAS**, the following needs have been identified:

Type 1 Fire Truck payment:	\$65,000
Senior Center renovation and equipment replacement:	\$80,000

**WHEREAS**, these needs have been identified as most pressing; and, that any grant monies received from the Ak-Chin Indian Community would be restricted to these needs; and

**WHEREAS**, it would be appropriate for Town staff to submit a grant funding request to the Ak-Chin Indian Community in the sum of \$ 145,000 for the aforementioned needs.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA AS FOLLOWS:**

Town staff is directed to submit an application for grant funds in the sum of \$145,000 to the Ak-Chin Indian Community; and, that said funds shall be restricted to the needs set forth in this resolution.

DATED, this 22<sup>nd</sup> day of March, 2018.

\_\_\_\_\_  
Valerie Molina, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Jeff Kulaga, Town Manager / Clerk

\_\_\_\_\_  
David Ledyard, Town Attorney

**RESOLUTION NO. 2018.03**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA, AUTHORIZING AN APPLICATION FOR A GRANT FROM THE FORT MCDOWELL INDIAN COMMUNITY FOR A NEIGHBORHOOD STREETLIGHT NEEDS ANALYSIS, EQUIPMENT PURCHASE, AND STREETLIGHT INSTALLATION; AND, OLD TOWN HALL RENOVATIONS.**

WHEREAS, the Congress of the United States has enacted into law the Indian Gaming Regulatory act, Public Law 100-497, 25 U.S.C. §2701-2721 and 18 U.S.C. §1166-1168 (the "Act") which requires a tribal state compact in order to conduct Class 111 gaming activities on the Indian lands of a tribe; and

WHEREAS, the Fort McDowell Indian Community has entered into a gaming contract with the State of Arizona and said compact requires that the Fort McDowell Indian Community contributes to Arizona communities for governmental services that benefit the general public such as public safety, mitigation of the impacts of gaming, etc., or promotion of commerce and economic development; and

WHEREAS, the Town of Guadalupe, Arizona, has a substantial population of Native Americans and other minorities and is in need of a neighborhood streetlight needs analysis, equipment purchase, and streetlight installations in two Guadalupe neighborhoods, for public safety purposes; and, renovation of Old Town Hall, for economic development purposes; and

WHEREAS, the following needs have been identified:

Neighborhood streetlight needs analysis, equipment purchase, and streetlight installations	\$110,000
Old Town Hall renovations	\$30,000

WHEREAS, these needs have been identified as most pressing; and, that any grant monies received from the Fort McDowell Indian Community would be restricted to these needs; and

WHEREAS, it would be appropriate for Town staff to submit a grant funding request to the Fort McDowell Indian Community in the sum of \$140,000 for the aforementioned needs.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA AS FOLLOWS:

Town staff is directed to submit an application for grant funds in the sum of \$140,000 to the Fort McDowell Indian Community; and, that said funds shall be restricted to the needs set forth in this resolution.

DATED, this 22rd day of March, 2018.

\_\_\_\_\_  
Valerie Molina, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Jeff Kulaga, Town Manager / Clerk

\_\_\_\_\_  
David Ledyard, Town Attorney

**RESOLUTION NO. 2018.04**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA, AUTHORIZING AN APPLICATION FOR A GRANT FROM THE GILA RIVER INDIAN COMMUNITY FOR THE PURCHASE OF PUBLIC SAFETY MEDICAL EQUIPMENT AND TRAINING FOR THE GUADALUPE FIRE DEPARTMENT.**

**WHEREAS**, the Congress of the United States has enacted into law the Indian Gaming Regulatory act, Public Law 100-497, 25 U.S.C. §2701-2721 and 18 U.S.C. §1166-1168 (the "Act") which requires a tribal state compact in order to conduct Class 111 gaming activities on the Indian lands of a tribe; and

**WHEREAS**, the Gila River Indian Community has entered into a gaming contract with the State of Arizona and said compact requires that the Gila River Indian Community contributes to Arizona communities for governmental services that benefit the general public such as public safety, mitigation of the impacts of gaming, etc., or promotion of commerce and economic development; and

**WHEREAS**, the Town of Guadalupe, Arizona, has a substantial population of Native Americans and other minorities and is in need of assistance to purchase public safety and medical equipment and training for the Guadalupe Fire Department; and

**WHEREAS**, the following needs have been identified:

Heart Monitors (2):	\$60,000
Active Shooter Equipment and Training:	\$20,000

**WHEREAS**, these needs have been identified as most pressing; and, that any grant monies received from the Gila River Indian Community would be restricted to these needs; and

**WHEREAS**, it would be appropriate for Town staff to submit a grant funding request to the Gila River Indian Community in the sum of \$80,000 for the aforementioned needs.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA AS FOLLOWS:**

Town staff is directed to submit an application for grant funds in the sum of \$80,000 to the Gila River Indian Community; and, that said funds shall be restricted to the needs set forth in this resolution.

DATED, this 22<sup>nd</sup> day of March, 2018.

\_\_\_\_\_  
Valerie Molina, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Jeff Kulaga, Town Manager / Clerk

\_\_\_\_\_  
David Ledyard, Town Attorney

**RESOLUTION NO. 2018.05**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA, AUTHORIZING AN APPLICATION FOR A GRANT FROM THE PASCUA YAQUI TRIBE FOR PUBLIC SAFETY, PUBLIC WORKS, AND COMMUNITY ACTION PROGRAM PURPOSES.**

**WHEREAS**, the Congress of the United States has enacted into law the Indian Gaming Regulatory act, Public Law 100-497, 25 U.S.C. §2701-2721 and 18 U.S.C. §1166-1168 (the "Act") which requires a tribal state compact in order to conduct Class 111 gaming activities on the Indian lands of a tribe; and

**WHEREAS**, the Pascua Yaqui Tribe has entered into a gaming contract with the State of Arizona and said compact requires that the Pascua Yaqui Tribe contributes to Arizona communities for governmental services that benefit the general public such as public safety, mitigation of the impacts of gaming, etc., or promotion of commerce and economic development; and

**WHEREAS**, the Town of Guadalupe, Arizona, has a substantial population of Native Americans and other minorities and is in need of assistance to purchase a Fire Department Command and Community Service vehicle and three (3) Public Works utility trucks, and for Community Assistance Programs related to funding assistance for rent, utility, and food boxes; and

**WHEREAS**, the following needs have been identified:

Fire Department Command/Community Service vehicle:	\$75,000
Public Works Utility Trucks (3):	\$60,000
Community Assistance Programs:	\$80,000

**WHEREAS**, these needs have been identified as most pressing; and, that any grant monies received from the Pascua Yaqui Tribe would be restricted to these needs; and

**WHEREAS**, it would be appropriate for Town staff to submit a grant funding request to the Pascua Yaqui Tribe in the sum of \$215,000 for the aforementioned needs.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA AS FOLLOWS:**

Town staff is directed to submit an application for grant funds in the sum of \$215,000 to the Pascua Yaqui Tribe; and, that said funds shall be restricted to the needs set forth in this resolution.

DATED, this 22<sup>nd</sup> day of March, 2018.

\_\_\_\_\_  
Valerie Molina, Mayor

ATTEST:

APPROVED ASTO FORM:

\_\_\_\_\_  
Jeff Kulaga, Town Clerk / Manager

\_\_\_\_\_  
David Ledyard, Town Attorney

**RESOLUTION NO. 2018.06**

**A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AN APPLICATION FOR A GRANT FROM THE TOHONO O’ODHAM NATION FOR THE PURCHASE OF FIRE SAFETY EQUIPMENT AND FOR THE GUADALUPE ROAD PEDESTRIAN SAFETY CAPITAL PROJECT.**

**WHEREAS**, the Congress of the United States has enacted into law the Indian Gaming Regulatory act, Public Law 100-497, 25 U.S.C. §2701-2721 and 18 U.S.C. §1166-1168 (the "Act") which requires a tribal state compact in order to conduct Class 111 gaming activities on the Indian lands of a tribe; and

**WHEREAS**, the Tohono O’odham Nation has entered into a gaming contract with the State of Arizona and said compact requires that the Tohono O’odham Nation contributes to Arizona communities for governmental services that benefit the general public such as public safety, mitigation of the impacts of gaming, etc., or promotion of commerce and economic development; and

**WHEREAS**, the Town of Guadalupe, Arizona, has a substantial population of Native Americans and other minorities and is in need of assistance to purchase firefighter protective equipment (10 sets) and to fund a pedestrian safety capital project for Guadalupe Road; and

**WHEREAS**, the following needs have been identified:

Firefighter Turnout Equipment:	\$35,000
Guadalupe Road Pedestrian Safety Capital Project:	\$25,000

**WHEREAS**, these needs have been identified as most pressing; and, that any grant monies received from the Tohono O’odham Nation would be restricted to these needs; and

**WHEREAS**, it would be appropriate for the Town staff to submit a grant funding request to the Tohono O’odham Nation in the sum of \$60,000 for the aforementioned needs.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF GUADALUPE, ARIZONA AS FOLLOWS:**

Town staff is directed to submit an application for grant funds in the sum of \$60,000 to the Tohono O’odham Nation; and, that said funds shall be restricted to the needs set forth in this resolution.

DATED, this 22<sup>nd</sup> day of March, 2018.

\_\_\_\_\_  
Valerie Molina, Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Jeff Kulaga, Town Manager / Clerk

\_\_\_\_\_  
David Ledyard, Town Attorney



# Guadalupe Mercado Patio Private Event Application & Agreement

This application and agreement is to be used for events private events, closed to the public.

## APPLICANT INFORMATION

Applicant Name: \_\_\_\_\_ Application Date: \_\_\_\_\_

Contact Phone Number: \_\_\_\_\_ Email: \_\_\_\_\_

Mailing Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

## EVENT INFORMATION

Purpose of Event: \_\_\_\_\_ Event Date: \_\_\_\_\_

Anticipated # of Attendants: \_\_\_\_\_ Event Hours Date and Time: \_\_\_\_\_

## EVENT ENTERTAINMENT AND VENDORS

Will there be entertainment?  Yes  No

If yes, please attach a complete list of entertainment. \_\_\_\_\_

Will merchandise and/or food items be sold?  Yes  No

Total Number of vendors: \_\_\_\_\_ # of Food/ Beverage Vendors: \_\_\_\_\_ # of Merchandise Vendors: \_\_\_\_\_

If yes, please attach a complete list of all participating vendors, one week prior to event. Include Vendor Business Name, Tax ID #, Sales Tax ID #, and County Food Handlers Lics. #

## EVENT EQUIPMENT

Will the event include any of the following? (Indicate on site plan)

Tables and/or Chairs Yes No Number of Tables: \_\_\_\_\_ Number of Chairs: \_\_\_\_\_

Tents or Canopies:  Yes  No Number of Tents: \_\_\_\_\_ Sizes: \_\_\_\_\_

Temporary Fencing Yes No Provide accurate dimensions of fenced area on site plan.

Port-O-Potties Yes No Number of: \_\_\_\_\_

Electrical Services/Generators Yes No Generators must be separated from tents by a minimum of 20'.

Signs / Banners                      Yes      No      Number of Signs/Banners: \_\_\_\_\_

**ALCOHOL USE PERMIT**

Will alcohol be served? \_\_\_\_\_

**If yes, then this Town of Guadalupe Alcohol Use Permit is required.**

If you plan to serve alcoholic beverages of any kind at your event, you must obtain agree to this Alcohol Use Permit and agree to hire off duty deputies to supervise your function. The applicant on the permit is named as the responsible party and must be present at the event the entire time alcohol is present.

1. Permit is non-transferable and non-refundable.
2. Permit is valid for date, restricted to the Mercado Patio location and number in group as indicated
3. Glass bottles are permitted behind the bar only. No individual glass bottles are allowed. Individual drinks must be served in plastic ware
4. Permit holder only is allowed to bring alcohol into Mercado Patio and is responsible for the conduct of all group members.
5. Obnoxious behavior or excessive noise will not be permitted.
6. Permit holder must retain permit and make it available upon request.
7. The sale or distribution of alcoholic beverages is strictly prohibited unless a State of Arizona special license and insurance are obtained.
8. Permit holder will be responsible for assuming ALL MEMBERS of his/her party are of legal age to drink alcoholic beverages according to Arizona State Law.
9. Any person under 21 years of age is not permitted to consume alcohol.
10. All alcohol must be consumed in the Mercado patio.
11. Alcoholic beverages are not permitted in parking lots and / or adjacent public property.
12. Vehicles must remain in parking lots and in designated parking areas

Please sign for alcohol use agreement and acknowledgment: \_\_\_\_\_

**ACKNOWLEDGEMENT and SIGNATURE**

*To the best of my knowledge and belief, all information contained in this application is complete, true and accurate.*

Name: \_\_\_\_\_ Signature: \_\_\_\_\_ Date: \_\_\_\_\_

# Guadalupe Mercado Patio Rental Fee Schedule

## Fees to be submitted with Special Event Application

### Administrative Fees:

- Administrative Fee..... \$50.00
- Late Fee (if submitted within 30 days of event)..... \$100.00
- Security Deposit (refundable) ..... \$150.00
- Town Alcohol Use Permit ..... \$50.00
- Event Liability Insurance ..... \$150.00
- Alcohol Liability Insurance ..... \$50-200 **\*\*In addition to Event Liability Insurance**

a) Administrative fee: \$ \_\_\_\_\_

### Hourly Rental Applicable Fees:

Day of Week:	Hourly Rate:			
	Resident	Non-Resident	Non-Profit	Commercial
Weekday: M, T, W, Th	\$65.00	\$90.00	\$65.00	\$115.00
Weekend: F, Sat, Sun	\$75.00	\$100.00	\$75.00	\$125.00

b) Hourly Rental Fee: \$ \_\_\_\_\_ x \_\_\_\_\_ # of hours = \$ \_\_\_\_\_

### Public Safety Fees:

MCSO Deputy Sheriff: # of Deputies: \_\_\_\_\_ per hour x # of total event hours: \_\_\_\_\_ = # of deputy/hours: \_\_\_\_\_

c) MCSO Deputy Sheriff Fee: \$50.00 / hour x \_\_\_\_\_ #deputy/hours = \$ \_\_\_\_\_

### Miscellaneous Town Equipment fees:

- Mobil Stage .....\$200.00 per day
- Generator .....\$100.00 per day
- Trash Trailer.....\$50.00 per day – required for 100+ attendees.

d) Equipment fees: .....\$ \_\_\_\_\_

**TOTAL PATIO RENTAL USE FEES:**

- a) Administrative fee: \$ \_\_\_\_\_
- b) Hourly Rental fee: \$ \_\_\_\_\_
- c) Public Safety fee: \$ \_\_\_\_\_
- d) Equipment fee: \$ \_\_\_\_\_

**TOTAL PATIO USE FEE:** \$ \_\_\_\_\_

Receipt #: \_\_\_\_\_

**Guadalupe Mercado Patio –  
Private Event Agreement**

**This agreement is to be used for private events, closed to the public.**

**TERMS AND CONDITIONS**

**In consideration for the use of the Mercado Patio, the undersigned agrees to the following Terms, Conditions and Fees. Please initial each line to indicate your agreement.**

1. \_\_\_\_\_ Enjoy the use of the Mercado Patio with care and kindness.
2. \_\_\_\_\_ Be on site and the responsible party during the entirety of the event.
3. \_\_\_\_\_ Be responsible for cleaning patio after event and provide a refundable **\$150.00 security deposit** to guarantee clean up. The deposit will be refunded within 14 days after the event if all terms and conditions have been met. Clean up includes removing garbage.
4. \_\_\_\_\_ Be responsible for the replacement cost of any missing and /or damaged fixtures and furnishings. Replacement and repair costs are to be determined.
5. \_\_\_\_\_ Pay all applicable fees (two hour minimum) for the use of the Mercado Patio as identified in this application.
6. \_\_\_\_\_ End event no later than 12:00 a.m. and vacate premises no later than 1:00 a.m.
7. \_\_\_\_\_ Maintain neighborly and reasonable volumes of music and sound.
8. \_\_\_\_\_ Assure access to businesses within the Mercado.
9. \_\_\_\_\_ Adhere to Alcohol Use Permit and adhere to all State laws.
10. \_\_\_\_\_ Understand the following are **prohibited**:
  - Illegal substances
  - Glass bottles for individual use
  - Fireworks/explosives
  - Weapons, firearms, knives, bats, etc.

**HOLD HARMLESS, ACKNOWLEDMENT and SIGNATURE**

I/We shall through signing of this Rental Agreement, indemnify, hold harmless and defend the Town of Guadalupe and its agents and employees from all suits and actions, including reasonable attorney’s fees and all costs of litigations and judgment of every name and description against the Town as a result of loss, damage or injury to person or property by reason by any action of any kind and nature resulting from personal injury to any person, including employees of the Applicant or of any subcontractor employed by the Applicant or damages to any property arising or alleged to have arisen

out of the negligent performance of the Applicant for the work to be performed hereunder, except any such injury or damages arising out of the sole negligence of the Town, its officers, agents or employees.

I, the undersigned, do hereby agree to Terms, Conditions and Fees; Alcohol Use Permit (if applicable) and the Hold Harmless Agreement; and all information contained in this application and agreement is complete, true and correct.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**TOWN AUTHORIZATION:**

Authorized: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

DRAFT



## Guadalupe Mercado Patio Public Special Event Application & Agreement

**This application and agreement is to be used for events open to the public.**

### APPLICANT INFORMATION

Applicant Name: \_\_\_\_\_ Application Date: \_\_\_\_\_

Contact Phone Number: \_\_\_\_\_ Email: \_\_\_\_\_

Mailing Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

Business/Organization Name: \_\_\_\_\_ Tax ID #: \_\_\_\_\_ Town Sales Tax ID #: \_\_\_\_\_

Non-Profit: \_\_\_\_\_ 501(c) 3#: \_\_\_\_\_

### EVENT INFORMATION

Name of Event: \_\_\_\_\_ Anticipated # of Participants: \_\_\_\_\_

Event Date(s): \_\_\_\_\_ Event Time: \_\_\_\_\_

Set-up Date and Hours: \_\_\_\_\_ Take Down Date and Hours \_\_\_\_\_

Event Site Map: submit a site map including location of equipment, features and activities with this application

Type of Event: \_\_\_\_\_

Brief description of Event:

\_\_\_\_\_

\_\_\_\_\_

Event Social Media addresses: \_\_\_\_\_

\_\_\_\_\_

### EVENT PROMOTION

Will there be an admission charge?                      \_\_Yes                      \_\_No

If yes, list all price categories: \_\_\_\_\_

Is any other promoter/producer assisting you with your event    \_\_\_\_Yes                      \_\_ No

Name of Promoter / Production Company: \_\_\_\_\_

Address: \_\_\_\_\_ City: \_\_\_\_\_ State: \_\_\_\_\_ Zip: \_\_\_\_\_

**EVENT ENTERTAINMENT AND VENDORS**

Will there be entertainment?  Yes  No

If yes, please attach a complete list of entertainment. \_\_\_\_\_

Will merchandise and/or food items be sold?  Yes  No

Total Number of vendors: \_\_\_\_\_ # of Food/ Beverage Vendors: \_\_\_\_\_ # of Merchandise Vendors: \_\_\_\_\_

If yes, please attach a complete list of all participating vendors, one week prior to event. Include Vendor Business Name, Tax ID #, Sales Tax ID #, and County Food Handlers Lics. #

**EVENT EQUIPMENT**

Will the event include any of the following? (Indicate on site plan and/or vendor list)

Tents or Canopies:  Yes  No Number of Tents: \_\_\_\_\_ Sizes: \_\_\_\_\_

Temporary Fencing  Yes  No Provide accurate dimensions of fenced area on site plan.

Port-O-Potties  Yes  No Number of: \_\_\_\_\_

Electrical Services/Generators  Yes  No Generators must be separated from tents by a minimum of 20'.

Stages:  Yes  No Number of \_\_\_\_\_ Dimensions: \_\_\_\_\_

Signs / Banners  Yes  No Number of Signs/Banners: \_\_\_\_\_

**EVENT FEATURES**

Inflatables:  Yes  No Company Name and Contact: \_\_\_\_\_

Number of Inflatables: \_\_\_\_\_ Type: \_\_\_\_\_

Carnival/Amusement Rides:  Yes  No Company Name and Contact: \_\_\_\_\_

Number of Rides: \_\_\_\_\_ Type of Rides: \_\_\_\_\_

Animal Exhibits:  Yes  No Company Name and Contact: \_\_\_\_\_

Number of Animals: \_\_\_\_\_ Type of Animals: \_\_\_\_\_

**EVENT ALCOHOL**

Will alcohol be served? \_\_\_\_\_ Sold? \_\_\_\_\_ Given Away? \_\_\_\_\_ Included with Admission Fee? \_\_\_\_\_

**If you answered Yes to any of the above, a City and State Liquor License is required. Attach copy of State of Arizona application.**

**State Liquor License will require payment to the State of Arizona.**

**ACKNOWLEDGEMENT and SIGNATURE**

To the best of my knowledge and belief, all information contained in this application is complete, true and accurate.

Name: \_\_\_\_\_ Signature: \_\_\_\_\_ Date: \_\_\_\_\_

## Guadalupe Mercado Patio Rental Fee Schedule

### Fees to be submitted with Special Event Application

#### Administrative Fees:

Administrative Fee.....	\$50
Late Fee (if submitted within 30 days of event).....	\$100
Security Deposit (refundable) .....	\$150
Event Liability Insurance .....	\$150
Alcohol Liability Insurance .....	\$50-200 **In addition to Event Liability Insurance

a) Administrative fee: \_\_\_\_\_ \$ \_\_\_\_\_

#### Hourly Rental Applicable Fees:

Day of Week:	Hourly Rate:			
	Resident	Non-Resident	Non-Profit	Commercial
Weekday: M, T, W, Th	\$65.00	\$90.00	\$65.00	\$115.00
Weekend: F, Sat, Sun	\$75.00	\$100.00	\$75.00	\$125.00

b) Hourly Rental Fee: \$ \_\_\_\_\_ x \_\_\_\_\_ # of hours = \$ \_\_\_\_\_

#### Public Safety Fees:

MCSO Deputy Sheriff: # of Deputies: \_\_\_\_\_ per hour x # of total event hours: \_\_\_\_\_ = # of deputy/hours: \_\_\_\_\_

c) MCSO Deputy Sheriff Fee: \$50.00 / hour x \_\_\_\_\_ #deputy/hours = \$ \_\_\_\_\_

#### Miscellaneous Town Equipment fees:

Mobil Stage .....\$200 per day  
 Generator .....\$100 per day  
 Trash Trailer.....\$50 per day – required for 100+ attendees.

d) Equipment fees: ..... \$ \_\_\_\_\_

#### TOTAL PATIO RENTAL USE FEES:

a) Administrative fee: \_\_\_\_\_ \$ \_\_\_\_\_

- b) Hourly Rental fee: \$ \_\_\_\_\_
  - c) Public Safety fee: \$ \_\_\_\_\_
  - d) Equipment fee: \$ \_\_\_\_\_
- TOTAL PATIO USE FEE:** \$ \_\_\_\_\_

Receipt #: \_\_\_\_\_

**Guadalupe Mercado Patio - Public Special Event Agreement**  
 This agreement is to be used for events open to the public.

**TERMS AND CONDITIONS**

In consideration for the use of the Mercado Patio, the undersigned agrees to the following Terms, Conditions and Fees. Please initial each line to indicate your agreement.

1. \_\_\_\_\_ Enjoy the use of the Mercado Patio with care and kindness.
2. \_\_\_\_\_ Be on site and the responsible party during the entirety of the event.
3. \_\_\_\_\_ Be responsible for cleaning patio after event and provide a refundable **\$150.00 security deposit** to guarantee clean up. The deposit will be refunded within 14 days after the event if all terms and conditions have been met. Clean up includes removing garbage.
4. \_\_\_\_\_ Be responsible for the replacement cost of any missing and /or damaged fixtures and furnishings. Replacement and repair costs are to be determined.
5. \_\_\_\_\_ Pay all applicable fees (two hour minimum) for the use of the Mercado Patio as identified in this application.
6. \_\_\_\_\_ End event no later than 12:00 a.m. and vacate premises no later than 1:00 a.m.
7. \_\_\_\_\_ Maintain neighborly and reasonable volumes of music and sound.
8. \_\_\_\_\_ Assure access to businesses within the Mercado.
9. \_\_\_\_\_ Responsibly enjoy alcoholic beverages, ensure all required State of Arizona liquor license controls are in place and adhere to all State laws.
10. \_\_\_\_\_ Understand the following are **prohibited**:
  - Illegal substances
  - Glass Bottles
  - Fireworks/explosives
  - Weapons, firearms, knives, bats, etc.

**HOLD HARMLESS, ACKNOWLEDMENT and SIGNATURE**

I/We shall through signing of this Rental Agreement, indemnify, hold harmless and defend the Town of Guadalupe and its agents and employees from all suits and actions, including reasonable attorney’s fees and all costs of litigations and judgment of every name and description against the Town as a result of loss, damage or injury to person or property by reason by any action of any kind and nature resulting from personal injury to any person, including employees of the Applicant or of any subcontractor employed by the Applicant or damages to any property arising or alleged to have arisen out of the negligent performance of the Applicant for the work to be performed hereunder, except any such injury or damages arising out of the sole negligence of the Town, its officers, agents or employees.

I, the undersigned, do hereby agree to Terms, Conditions and Fees and the Hold Harmless Agreement; and all information contained in this application and agreement is complete, true and correct.

Signature: \_\_\_\_\_

Date: \_\_\_\_\_

**TOWN AUTHORIZATION:**

Authorized: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

DRAFT

## DRAFT

Spirituos liquor in the Town of Guadalupe Tianguis, 9201 S. Avenida del Yaqui, Guadalupe, AZ.

A. For the purposes of this section:

1. *Beer* means any beverage obtained by the alcoholic fermentation, infusion or decoction of barley malt, hops, or other ingredients not drinkable, or any combination of them.
2. *Tianguis* means any the Town of Guadalupe property located at 9201 S. Avenida del Yaqui, Guadalupe, AZ
3. *Spiritous liquor* means alcohol, brandy, whiskey, rum, tequila, mescal, gin, wine, porter, ale, beer, any malt liquor or malt beverage, absinthe, a compound or mixture of any of them or of any of them with any vegetable or other substance, alcohol bitters, bitters containing alcohol, any liquid mixture or preparation, whether patented or otherwise, which produces intoxication, fruits preserved in ardent spirits, and beverages containing more than one-half of one per cent of alcohol by volume.

B. It shall be unlawful for any person to consume or have in his possession any spirituous liquor in the Tianguis except as provided in Subsection C of this section.

C. The Town Manager is empowered to issue permits authorizing the consumption and possession of beer and or spirituous liquor in the Tianguis and to adopt rules and procedures for the issuance of such permits.

D. A person who has obtained a permit pursuant to Subsection C of this Section shall display the permit upon request. The permit holder and all persons covered by the permit shall abide by the stipulations of use set forth in the permit. The permit may be revoked for failure to comply with the requirements of this Subsection.

E. This Section shall not apply to premises for which a license has been issued pursuant to Title 4, Arizona Revised Statutes.



March 16, 2018

Mayor and Councilmembers:

Below is a list of upcoming 2018 Council Meeting dates, originally approved by the Town Council on December 14, 2017. The May 24, 2018, meeting date conflicts with school graduations, and the November 22, 2018, meeting date conflicts with the Thanksgiving holiday. Staff is seeking direction on whether to reschedule or cancel the meetings.

Month	2 <sup>nd</sup> Thursday Date:	4 <sup>th</sup> Thursday Date:
April	12	26
May	10	24
June	14	28
July	12	26
August	9	23
September	13	27
October	11	25
November	8	22
December	13	27