



Minutes

Town Council Regular Meeting

March 22, 2018

Valerie Molina
Mayor

Minutes of the Guadalupe Town Council Regular Meeting held 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.

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, Vice Mayor Anita Cota, Councilmember Gloria Cota, Councilmember Joe Sanchez, and Councilmember Ricardo Vital

Elvira Osuna
Councilmember

Councilmembers Absent: Councilmember Elvira Osuna, Councilmember Faustino Valenzuela

Joe Sanchez
Councilmember

Staff Present: Jeff Kulaga – Town Manager / Clerk, Bob Thaxton – Finance Director, Wayne Clement – Fire Chief, Gerardo Moreno – Public Works Director, Jennifer Drury – Assistant to the Town Manager, Catalina Alvarez – CAP Director, Kay Savard – Deputy Town Clerk, and Dave Ledyard – Town Attorney

C. INVOCATION/PLEDGE OF ALLEGIANCE

Vice Mayor Cota led the invocation. Mayor Molina then led the Pledge of Allegiance.

Faustino Valenzuela
Councilmember

D. APPROVAL OF MINUTES:

Motion by Councilmember Vital to approve the March 8, 2018, Town Council Regular Meeting minutes; second by Councilmember Cota. Motion passed unanimously 5-0.

Ricardo Vital
Councilmember

Approved the minutes of the Town Council Regular Meeting held on March 8, 2018.

E. CALL TO THE PUBLIC – None.

F. MAYOR and COUNCIL PRESENTATION – None.

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G. DISCUSSION AND POSSIBLE ACTION ITEM:

1. **RESOLUTION NO. R2018.02:** Adopted **RESOLUTION NO. 2018.02** authorizing the submittal of an application for a grant from the Ak-Chin Indian Community for public safety and Senior Center purposes.

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Jeff Kulaga, Town Manager / Clerk, stated that agenda items G1 through G5 are resolutions authorizing staff to apply for gaming grant funds from various Tribal Indian communities. Mr. Kulaga reviewed the list of items outlined in each of the resolutions where staff is seeking grant funding assistance. Mr. Kulaga emphasized that the items being requested for grant funding are for equipment and improvements, all of which are one-time expenditures; no grant funding is being requested for recurring operation costs.

Motion by Vice Mayor Cota to approve agenda item G1; second by Councilmember Sanchez. Motion passed unanimously 5-0.



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2. **RESOLUTION NO. R2018.03:** Adopted **RESOLUTION NO. 2018.03** authorizing the submittal of an application for a grant from the Fort McDowell Community for Community Development and Public Safety Purposes.

There was no discussion on agenda item G2.

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

3. **RESOLUTION NO. R2018.04:** Adopted **RESOLUTION NO. 2018.04** authorizing the submittal of an application for a grant from the Gila River Indian Community for Public Safety Purposes.

There was no discussion on agenda item G3.

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

4. **RESOLUTION NO. R2018.05:** Adopted **RESOLUTION NO. 2018.05** authorizing the submittal of an application for a grant from the Pascua Yaqui Indian Community for Community Assistance Programming and Public Safety Purposes.

There was no discussion on agenda item G4.

Motion by Councilmember Vital to approve agenda item G4; second by Vice Mayor Cota. Motion passed unanimously 5-0.

5. **RESOLUTION NO. R2018.06:** Adopted **RESOLUTION NO. 2018.06** authorizing the submittal of an application for a grant from the Tohono O'odham Nation for Public Safety Purposes.

Motion by Vice Mayor Cota to approve agenda item G5; second by Councilmember Vital. Motion passed unanimously 5-0.

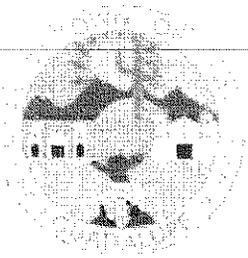
Jeff Kulaga, Town Manager / Clerk, stated that each of the Tribal Indian communities has different due dates for grant applicant submittals.

6. **MERCADO PATIO RENTAL FEES:** Councilmembers reviewed the proposed Mercado patio rental fee schedule.

Jeff Kulaga, Town Manager / Clerk, voiced appreciation to staff for their assistance in gathering information from various communities regarding Town facility rental use and fee schedules. The proposed Mercado patio rental fee schedule is broken down by private and public events.

Mr. Kulaga stated that private events are not open to the public. To serve alcohol at a private event, an applicant would have to apply for an Alcohol Use Permit from the Town. There are terms and conditions associated with the Alcohol Use Permit, as well as rental of the patio area. The Town Code (Code) does not currently include a provision related to Alcohol Use Permits. Staff has drafted Code language (Agenda item G7) to permit the consumption of alcohol during private events at the Mercado. Once the Code language has been adopted, staff will have the ability to issue Alcohol Use Permits. The Town Attorney will ensure that the Code is consistent with state statutes. The Town Council will then have a process to follow when issuing Alcohol Use Permits for private events.

Mr. Kulaga outlined the items included in the proposed fee schedules, and noted that the terms and conditions of the Mercado patio rental are similar to those of renting the Mercado multi-



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purpose room. In addition, the Town Attorney is currently reviewing the language for a Hold Harmless Agreement.

For events that are open to the public, Mr. Kulaga stated that there is a separate application which requires additional information from the applicant. He reviewed various items listed on the application. For public events that include alcohol, it would require a Special Event Liquor License issued by the State of Arizona. Special Event Liquor License requests would go before the Town Council for review. The Council recommendation of approval or denial would then be forwarded to the State Liquor Board for their review. He noted that because public events are open to the public, there is a higher threshold of review.

In response to questions, Mr. Kulaga stated that alcohol is not allowed in the Mercado multi-purpose room; however, that language is not currently included in the room rental agreement. Staff could add language to the terms and conditions that stipulates that no alcohol is allowed in the Mercado multi-purpose room, or Councilmembers may wish to implement a policy concerning alcohol use in the Mercado multi-purpose room.

Mayor Molina noted that the purpose of drafting the proposed agreements is to have a policy in place for activities at the Mercado. Mr. Kulaga stated that this process will provide a foundation for rental of the facility.

David Ledyard, Town Attorney, stated that he is in the process of reviewing the Arizona Revised Statutes (A.R.S.) related to the serving of alcohol at private events. He discussed aspects of the A.R.S. concerning the exchange of money for alcohol; and, limiting the serving of alcohol to beer versus having the ability to serve beer and wine, or spirituous liquor.

Mr. Kulaga stated that staff hopes to present a revised policy to the Town Council at their Regular Meeting on Thursday, April 26. He noted that the City of Phoenix includes a reference to 'spirituous liquor' on their special event liquor licenses.

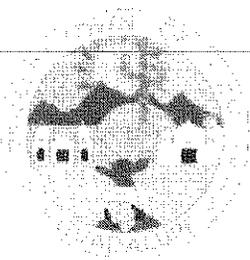
In response to questions and comments, Mr. Kulaga stated that the intent of this process is to simplify the Mercado patio rental fee schedule. He stated that he will update the form to include an 'administrative only' section, and to request that a promotional event flier be attached to the application. Mr. Kulaga confirmed that the form indicates that glass bottles are prohibited for individual use; the fee schedule is affordable; and, that the form does not require the applicant to have a bar.

Mr. Kulaga stated that staff will incorporate Councilmember feedback into the forms and proposed ordinance language. He also welcomed additional feedback from Councilmembers.

In response to a question regarding how this process will impact Town parks, Mr. Kulaga stated that the ordinance language will be drafted for the rental of Mercado facilities. He noted that various cities offer beer permits for their city/town parks.

In response to concerns raised regarding how beer in the Mercado parking lot is regulated, Mr. Kulaga stated that the Maricopa County Sheriff's Office would regulate that activity. The Alcohol Use Permit would limit the area of alcohol consumption to the Mercado patio. Mr. Ledyard added that there is currently nothing that would allow for alcohol consumption in the parking lot. That activity would be in violation of State statutes. Many events have signage stating 'no alcohol beyond this point', or the events issue arm bands.

For purposes of clarification to Mercado patio users, Councilmembers suggested that signage be added stating 'No Alcohol Beyond this Point'.



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7. **MERCADO PATIO DRAFT TOWN CODE LANGUAGE:** Councilmembers reviewed proposed draft language to amend the Town Code to permit the consumption of alcohol during private events at the Mercado.

Discussion points on agenda item G7, are included with agenda item G6.

8. **COUNCIL MEETING SCHEDULE:** Councilmembers reviewed the 2018 Town Council meeting schedule.

Jeff Kulaga, Town Manager / Clerk, stated that the May 24, 2018, Regular Council Meeting date conflicts with high school graduations, and November 22, 2018, is a Thanksgiving holiday. Councilmembers may reschedule or cancel these meetings. Cancellation of the May 24, 2018, meeting would not impact Town operations.

Motion by Vice Mayor Cota to approve agenda item G8; second by Councilmember Vital. Motion passed unanimously 5-0.

H. TOWN MANAGER'S REPORT

Jeff Kulaga, Town Manager / Clerk, announced the following:

Safe Routes to School – the Town of Guadalupe is partnering with Frank Elementary School and the Maricopa Association of Governments to assess safe school routes, including education, and enforcement measures. The Tribal Council is assisting in this effort. Surveys will be sent to the families of students. Data collected will be utilized in formulating recommendations for street signing, striping, signals, and crosswalks.

The Guadalupe Senior Center received a Grade A rating from the Maricopa County Health Department.

Town Council candidate packets are available in the Town Clerk's Office and are available on the Town's website.

I. COUNCILS' COMMENTS

Vice Mayor Cota

- Thanked staff members for attending the meeting.

Councilmember Cota

- Thanked staff members for attending the meeting.

Councilmember Sanchez

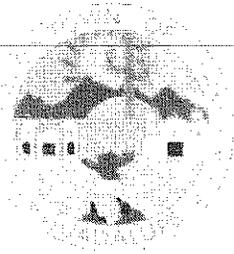
- Reported a water leak in Stottlemeyer Park.
- Reported hearing fireworks at night.
- Announced the passing of former employee, Mike Shinkis

Councilmember Vital

- April 18 – 21, 2018 – Men's Health Fair.
- Friday, April 27, 2018 – Dia de Niño event.

Mayor Molina

- Thanked staff members for their assistance with the Guadalupe Little League event. Equipment was noted from the Arizona Diamondbacks and the City of Tempe.
- Saturday, March 24, 2018 – Youth Walk event in Phoenix.
- Reported a water sprinkler malfunction.
- Thanked staff members for attending the meeting.



J. ADJOURNMENT

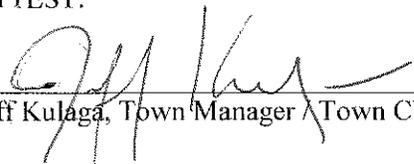
Motion by Vice Mayor Cota to adjourn; second by Councilmember Sanchez. Motion passed unanimously 5-0.


Valerie Molina, Mayor

Valerie Molina
Mayor

ATTEST:

Anita Cota
Vice Mayor

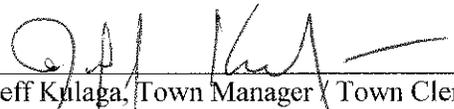

Jeff Kulaga, Town Manager / Town Clerk

Gloria Cota
Councilmember

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Town Council Regular Meeting of the Town Council of Guadalupe, Arizona held on the 22nd day of March, 2018. I further certify the meeting was duly called and held and that a quorum was present.

Elvira Osuna
Councilmember


Jeff Kulaga, Town Manager / Town Clerk

Joe Sanchez
Councilmember

Approved by the Town Council on April 12, 2018.

Faustino Valenzuela
Councilmember

Ricardo Vital
Councilmember

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