

Minutes Town Council Regular Meeting July 12, 2018

Valerie Molina
Mayor

Minutes of the Guadalupe Town Council Regular Meeting held on Thursday, July 12, 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 Faustino Valenzuela, and Councilmember Ricardo Vital

Elvira Osuna
Councilmember

Councilmembers Absent: Vice Mayor Anita Cota and Councilmember Joe Sanchez

Joe Sanchez
Councilmember

Staff Present: Jeff Kulaga – Town Manager / Clerk, Bob Thaxton – Finance Director, Wayne Clement – Fire Chief, Gerardo Moreno – Public Works Director, Nancy Holguin, Community Development Coordinator, Jennifer Drury – Assistant to the Town Manager, Veronica Matuz – Senior Center Director, Catalina Alvarez – CAP Director, Luciana Molina Moreno, Custodian, Kay Savard – Deputy Town Clerk, and Dave Ledyard – Town Attorney

Faustino Valenzuela
Councilmember

C. INVOCATION/PLEDGE OF ALLEGIANCE

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

Ricardo Vital
Councilmember

D. APPROVAL OF MINUTES:

1. **Motion by Councilmember Osuna to approve the June 14, 2018, Town Council Regular Meeting minutes; second by Councilmember Vital. Motion passed unanimously 5-0.**

Councilmembers approved the minutes of the Town Council Regular Meeting held on June 14, 2018.

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E. CALL TO THE PUBLIC – No one spoke.

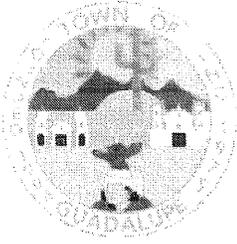
F. MAYOR and COUNCIL PRESENTATIONS – None.

G. DISCUSSION AND POSSIBLE ACTION ITEMS:

Town Council Chambers
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1. **BOYS & GIRLS CLUB OF THE EAST VALLEY:** Chris Quasula, District Executive and Nicole Walters, Branch Manager of the East Valley Boys & Girls Club (Club) provided a slide presentation of the Boys & Girls Club annual report. Ms. Walters discussed the following: the Clubs' mission and values; elements for positive youth development; high yielding activities; targeted programs; attendance; program impacts; special events; typical daily activities; Town of Guadalupe membership statistics and membership rates; and, upcoming programs.

In response to Town Council comments and questions, Ms. Walters provided the following information: hours of operation during the summer are 7:00 a.m. – 6:00 p.m. for youth and remains open until 8:00 p.m. for teens; after school hours are based on when children are



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released from school; out of the approximately 430 Guadalupe children that are members, only 120 Guadalupe children participate in the summer program; Guadalupe has over 1,000 children in the community; increasing enrollment is important; Club members are increasing their presence in the community by attending various events; there is no cap on the number of scholarships available; scholarships are dependent upon a members' income and number of dependents in their home; membership applications include a hardship question that may qualify members for scholarships or free meals; there is a goal of having a 20/1 ratio of children to supervisor; and, the Club has a teen recruitment program.

Ms. Walters stated that she will provide the Council with the number of Guadalupe children that participate in the sports programs. Scholarships are available to pay the \$25 sports program fee for Guadalupe residents.

Councilmembers suggested that the Club partner with high schools to increase teen enrollment; and, to promote Club membership at the summer youth camp. In response to concerns regarding children not being supervised, Ms. Walters confirmed that the children are under constant supervision.

No action was taken on this agenda item.

2. AVENIDA DEL YAQUI PROJECT PREVIEW: Jeff Kulaga, Town Manager / Clerk, stated that the Town of Guadalupe was awarded approximately \$3.8 million in Congestion Mitigation and Air Quality (CMAQ) federal funding to rehabilitate Avenida del Yaqui. Y2K Engineering is in the early design phase of the project. Staff will provide periodic project updates to the Council as the project progresses.

Yung Koprowski, Principal Engineer, Y2K Engineering, LLC, and Rae Johnson, Engineering Designer, Y2K Engineering, LLC, provided a slide presentation of the Avenida del Yaqui Project (Project).

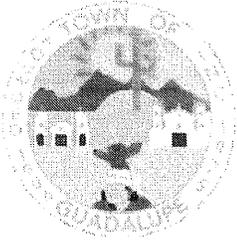
Ms. Yung stated that the Project will provide a safer venue for all users. She reviewed Project details; Project limits; traffic impacts; Project schedule; funding options; planning studies funded and conducted by the Maricopa Association of Governments (MAG); preliminary alternative street cross sections; pros, cons, and trade-off's; and, next steps. On August 15, 2018, there will be an open house at the Mercado to present the project to community members, and to seek community input.

In response to questions, Mr. Kulaga stated that the open house may be scheduled from 6:00 p.m. to 8:00 p.m., in the Mercado multi-purpose room; and, the open house will be promoted to the public. Ms. Yung added that community input will be sought concerning pedestrian lighting related to safety, style, and design. Relocation of utilities and ensuring compliance with the Americans with Disabilities Act (ADA) are also project components.

No action was taken on this agenda item.

3. APPROVAL of an EXTENSION OF CABLE LICENSE AGREEMENT: Councilmembers approved authorizing the Mayor to sign the Extension of Cable License Agreement (C2018-21) with Cox Communications Arizona, LLC, a Delaware limited liability company, authorizing transacting business in the State of Arizona and the Town of Guadalupe, Arizona.

Jeff Kulaga, Town Manager / Clerk, stated that the current agreement with Cox Communications (Cox) dates back to 2003 and expires in September, 2018. This agenda item is an extension of the existing agreement, with the terms and conditions remaining the same. The Town receives approximately \$27,000 annually from Cox, which allows Cox to provide cable services to the community. Due to Uniform Video Service License legislation, the contract extension expires March, 2020. The legislation requires municipalities to issue



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uniform licenses to all video service providers, as of July 1, 2019; and, allows incumbent operators to apply for uniform licenses between January 1, 2020 and June 30, 2020. The law becomes effective August 3, 2018. The League of Arizona Cities and Towns will be assisting cities and towns to establish uniform city/town codes for Council consideration.

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

4. **APPROVAL of FIRST AMENDMENT:** Councilmembers approved authorizing the Mayor to sign a First Amendment to the Amended and Restated Intergovernmental Agreement (C2018-22) to Plan, Design, Construct, Operate, Maintain, and Finance the Regional Wireless Cooperative Network (RWC), effective January 1, 2019. The RWC is a public safety radio network serving police, fire, first responders, and various governmental personnel.

Jeff Kulaga, Town Manager / Clerk, stated that the RWC provides radio services for public safety first responders, ensuring effective communication among various jurisdictions and agencies. This amendment concerns the RWC governing documents and is administrative in nature. The Town pays approximately \$7,200 annually to be a member of RWC. As more jurisdictions are added to the RWC, the Town's membership fee will decrease.

Wayne Clements, Fire Chief, stated that the Town has been a member of RWC for 15 years. The proposed first amendment provides for updated language and processes related to how RWC operates.

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

5. **MERCADO PATIO PUBLIC EVENT APPLICATION AND RENTAL AGREEMENT:** Councilmembers approved the Mercado Patio Public Event Application and Rental Agreement for public special events and directed staff to move forward with implementation on Monday, August 13, 2018. *(continued from the June 28, 2018 Town Council Regular Meeting)*

Jeff Kulaga, Town Manager / Clerk, stated that agenda items G5 and G6 are related. The Mercado public event rental application is more comprehensive in nature than the private event rental application. For public events, serving alcohol requires a Special Event Liquor License issued by the Arizona Department of Liquor Licenses and Control along with a recommendation from the Town Council to the State to approve or deny the liquor license. Mr. Kulaga discussed the various fees outlined in the applications; and, the Hold Harmless Agreement which applies to both public and private events, and is valid for a specific date and period of time. Private and public agreements require the services of the Maricopa County Sheriff's Office (MCSO). In accordance with State law, staff is proposing an Alcohol Use Permit (agenda item G7) for private events to allow for the serving of beer on Mercado patio. The Alcohol Use Permit includes terms and conditions; identifies the responsible party; and, authorizes the Town Manager to issue Alcohol Use Permits.

In response to a question concerning whether or not the Town would receive revenue from admission ticket sales, Mr. Kulaga responded that could be a negotiable item, and is not included in the rental applications or the proposed Alcohol Use Permit ordinance. The Alcohol Use Permit ordinance is similar to the City of Phoenix ordinance.

In response to a question concerning private parties renting MCSO security services whereby MCSO personnel are not present at the event, Mr. Kulaga stated that staff is working with MCSO to ensure that MCSO personnel introduce themselves to the room/patio rental applicant, at each event.



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In response to a question concerning clarification regarding the type of alcohol that will be allowed to be served at events held at the Mercado, Mr. Kulaga stated that only beer would be allowed to be served, in accordance with State Statutes; and, applicant's would also have the option to apply for a Special Event Liquor License from the State of Arizona. The proposed process and requirements mirror what neighboring cities and towns are doing.

Councilmembers confirmed that there are cities and towns that have municipal liquor licenses. Dave Ledyard, Town Attorney, then discussed a provision in the Arizona Revised Statutes that allows the serving of spirituous liquor on public property. The ordinance could be broadened to include the the following: limiting alcohol to private events, event size, and security impacts.

In response to questions, Mr. Kulaga clarified that the ordinance would be enforced administratively, for private events.

Councilmembers questioned limiting the serving of alcohol to beer as it may impact the number of Mercado patio rentals; and, would be interested in exploring the possibility of expanding the ordinance to allow for other types of alcohol. Mr. Kulaga recommended that if the Council wishes to approve the private and public Mercado rental applications, that they include in the motion to delete the portion of the application that references 'Alcohol Use Permit' requirements.

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

6. MERCADO PATIO PRIVATE EVENT APPLCIATION AND RENTAL AGREEMENT: Councilmembers approved the *amended* Mercado Patio Private Event Application and Rental Agreement and directed staff to move forward with implementation on Monday, August 13, 2018. *(continued from the June 28, 2018 Town Council Regular Meeting)*

Motion by Councilmember Vital to approve agenda item G6, with the deletion of the reference to Alcohol Use Permit requirements; second by Councilmember Osuna. Motion passed unanimously 5-0.

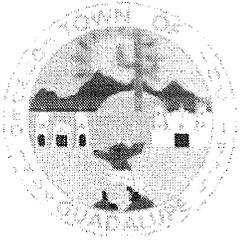
7. SPIRITUOUS LIQUOR ORDINANCE NO. O2018.01: Councilmembers continued agenda item G7 to a Regular Council Meeting, date uncertain. *(continued from the June 28, 2018 Town Council Regular Meeting)*

Motion by Councilmember Vital to continue agenda item G7 to a Regular Council Meeting, date uncertain; second by Councilmember Osuna. Motion passed unanimously 5-0.

H. TOWN MANAGER'S REPORT *(item taken out of order)*

Jeff Kulaga, Town Manager / Clerk provided the following updates:

- The Maricopa County Sheriff's Office has placed a hold on chain gang assistance to communities until further notice.
- Congratulated Veronica Matuz – Senior Center Director, on receiving an A+ rating for a health inspection of the Senior Center.
- Friday, July 27, 2018 – Community Action Program is hosting a Back Pack Drive.
- Announced that the Town Fire Department has a new fire truck; and, that a ribbon cutting ceremony for the new truck will be scheduled.
- Thanked Nancy Holguin, Community Development Coordinator, for managing the Mercado patio and multi-purpose room rentals, which have increased in number.
- New tenant at the Mercado will be a children's dance studio.



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I. COUNCILMEMBERS' COMMENTS *(item taken out of order)*

- Councilmember Osuna
Concerned about the lack of law enforcement visibility and responding timely to calls for service.
Congratulated Veronica Mutz, Senior Center Director, on receiving an A+ rating on a health inspection of the Senior Center.
- Councilmember Cota
Thanked Veronica Mutz, Senior Center Director, and Bob Thaxton, Finance Director for their assistance.
Thanked staff members for attending the meeting.
- Councilmember Vital
Thanked staff members for attending the meeting.
Thanked staff and the Youth Development Program leadership for coordinating and participating in the program.
- Councilmember Valenzuela
Thanked staff members for attending the meeting.
- Mayor Molina
Concerned about right-of-way parking issues on Sonora.
Thanked staff members for attending the meeting.

8. EXECUTIVE SESSION *(item taken out of order)*

Motion by Councilmember Vital to adjourn to Executive Session; second by Councilmember Osuna. Motion passed unanimously 5-0.

Councilmembers convened Executive Session at 7:19 p.m., and reconvened the Regular Meeting at 7:58 p.m.

Councilmembers Present: Mayor Valerie Molina, Councilmember Gloria Cota, Councilmember Faustino Valenzuela, and Councilmember Ricardo Vital

Councilmembers Absent: Vice Mayor Anita Cota, Councilmember Elvira Osuna, and Councilmember Joe Sanchez

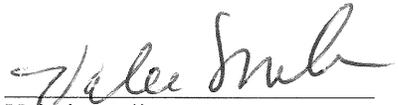
Staff Present: Jeff Kulaga – Town Manager / Clerk, Kay Savard – Deputy Town Clerk, and Dave Ledyard – Town Attorney

ADJOURNMENT

Motion by Councilmember Vital to adjourn; second by Councilmember Valenzuela. Motion passed unanimously 5-0.

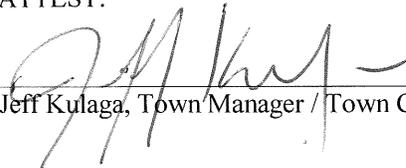


The meeting was adjourned at 7:58 p.m.


Valerie Molina, Mayor

Valerie Molina
Mayor

ATTEST:


Jeff Kulaga, Town Manager / Town Clerk

Anita Cota
Vice 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 12th day of July, 2018. I further certify the meeting was duly called and held and that a quorum was present.

Gloria Cota
Councilmember


Jeff Kulaga, Town Manager / Town Clerk

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