

A. CALL TO ORDER:

Mayor Hing called the meeting to order at 7:15 pm.

B. SALUTE TO THE FLAG:

Mayor Hing led the council, staff, and audience in the Pledge of Allegiance.

C. OPENING PRAYER:

Mayor Hing led the council, staff and audience in the Opening Prayer.

D. ROLL CALL:

Council Present: Mayor Hing, Vice Mayor Lopez Councilmember Gutierrez, Councilmember Heglie

Tardy: Councilmember Aguilar, Councilmember Peralta

Absent: Vacant council seat

E. CONSENT AGENDA:

1. Work Session January 6, 2011, Regular Meeting January 6, 2011 and January 20, 2011 and Retreat January 22, 2011.

Mayor Hing presented the items on the Consent agenda. Vice Mayor Lopez mentioned some grammar errors in the January 20th 2011 minutes.

MOTION: Councilmember Heglie made a motion to table the consent agenda. Vice Mayor Lopez seconded the motion.

VOTE: *The motion was approved unanimously.*

F. COMMUNICATION:

1. Manager's report -Town Manager Melanie Oliver

a. Magma Club

Jed Lant and John Christianson gave a brief summary on the status of the Magma Club. *They* stated that the Hazardous Materials Crew was on sight and should be finishing up the following week. *Mr. Lant* explained that Burden Electric was doing the electrical work.

Mayor Hing asked if the Town's insurance company was going to pay for the stolen electrical equipment.

Town Manager Oliver explained that they would cover the cost up to \$50,000 and the Town would be responsible for any costs exceeding this amount.

Councilmember Heglie asked what kind of material and color was going to be used to replace the old roofing. *Mr. Lant* replied that it was going to be a steel roof and color was still undecided.

They were asked if there would be any more security measures to try and prevent more theft.

Mr. Lant mentioned that there is going to be secure gating. *Mayor Hing* suggested looking for a winter visitor who wouldn't mind staying on the property due to the vandalism.

Mr. Gutierrez mentioned that he would like to see the budget for this project.

Manager Oliver stated that this is very important and it needs to be completed by the end of April.

b. Superior curbside recycle program

Deputy Town Manager Digirolamo spoke briefly about the program. He explained that the Town will have two zones. Zone A is the north side of US Highway 60 and Zone B will be the south side of US Highway 60. Allied Waste will be providing a packet along with the delivery of carts, beginning February 28th, 2011. For the commercial accounts and are reluctant with the program will have their trash pick-up on Mondays and Fridays.

Mayor Hing asked about contamination monitoring. *Deputy Town Manager Digirolamo* replied that Hudson Baylor will be monitoring the contamination.

2. Public Safety report-Public Safety Director

a. Police Update-Police Chief Digirolamo informed the Council that they did serve a search warrant at 504 Heiner Dr. There was a small amount of a dangerous drug, bagged for sale, was found. An arrest was made. He mentioned that this is a repeat property for drug activity. The landlord was unaware of what was going on. *Chief Digirolamo* expressed that some operations may take longer than others but they are being addressed.

Councilmember Heglie requested a photo safety statistics report for Highway 60.

Mayor Hing congratulated the Chief of Police and his Department for taking down the drug house.

G. BUSINESS. POSSIBLE DISCUSSION AND/OR ACTION ON THE FOLLOWING:

- 1. Discuss/Approve/Reject Selection of a Council Member from the Applicants for vacant Town Council Seat: Albert Archer, Merlin Gindlesperger, Charlene Orlick, and Christopher Tomerlin**
Councilmember Gutierrez recommended moving on to item no. 2 until the other two Council members arrived.
- 2. Discuss/Approve/Reject Library Resource Access and Attainment Policy**
Ms. Josie Campos explained that this policy is to give access to share and use materials from other libraries statewide.

MOTION: Vice Mayor Lopez made the motion to approve the Library Resource Access and Attainment Policy. Councilmember Heglie seconded the motion.

VOTE: *The motion was approved unanimously*

- 3. Discuss/Approve/Reject bids received for the sale of 85 High School.**

Mayor Hing had some questions for Town Attorney, Raya Tahan about the sale of this property. He asked if the Town was allowed to go back and ask the two bidders what their intents are for the property.

Ms. Tahan stated that the Town can indeed ask the bidders for the intent. She also said that the Town can set requirements like the intent, time frame.

Councilmember Gutierrez recommends that the Town sell the property and recover their investment. He is also concerned whether changing the stipulations is going to change the dollar amount.

Mayor Hing addressed the two councilmember's that a motion had been made and seconded. He went forward and asked for all those in favor of the motion.

MOTION: Councilmember Heglie made a motion to table this item. Vice Mayor Lopez seconded the motion.

VOTE: *The motion was carried 4 to 2. Mayor Hing and Councilmember Gutierrez were against tabling this item.*

- 4. Discuss/Approve/Reject Resolution 518 for the sale 85 High School.**

MOTION: Councilmember Heglie made a motion to table this item. Councilmember Peralta seconded the motion.

VOTE: *The motion was approved unanimously.*

- 5. Discuss/Approve/Reject** Bids for Ambulance purchase. Fire Chief Todd Pryor gave the Councilmember's a list of proposals. He mentioned that the cost to maintain the ambulance they have now is going up in maintenance every year.

Councilmember Gutierrez would like to see a report on the cost of maintenance from a budget point of view.

Councilmember Peralta stated that the funding not come from Resolutions urgent needs fund. Councilmember Gutierrez agrees.

MOTION: Councilmember Aguilar made a motion to move forward with the Horton package and come back with final prices and funding sources. Councilmember Peralta seconded the motion.

VOTE: *The motion was approved unanimously.*

- 6. Discuss/Approve/Reject** Bids for Defibrillators purchase. Fire Chief Pryor mentioned that the monitors he was referring to had numerous functions. They could transmit directly to the hospital while they are in route. He mentioned that it is federal funding. The Town only has to match with 5%.

MOTION: Councilmember Heglie made a motion to table the consent agenda. Vice Mayor Lopez seconded the motion.

VOTE: *The motion was approved unanimously.*

Mayor Hing announced that they were going back to the first item of discussion, the selection of Council Member.

Vice Mayor Lopez asked if they could not come to an agreement if they could repost the position.

Ms. Tahan let explained to the Council that they had to choose from this group of candidates even if it meant coming back every two weeks until decided.

Mayor Hing continued with the nomination process.

Councilmember Peralta nominated Charlene Orlick
Councilmember Gutierrez nominated Chris Tomerlin

Votes for Ms. Orlick: Councilmember's Peralta and Aguilar (2)

Votes for Mr. Tomerlin: Councilmember's Gutierrez, Heglie, Mayor Hing and Vice Mayor Lopez (4)

Chris Tomerlin got the position by the majority of the votes.

Manager Oliver stated that Mr. Tomerlin would be sworn in at the next Council meeting.

H. CALL TO THE PUBLIC:

Curt Williams

Mr. Williams thanked the police department for being a police department. He read the definitions of three words, misappropriation, appropriation and malfeasance.

Mila Lira

Ms. Lira invited everyone to go out and celebrate the Grand Opening of the Trail.

Roy Chavez

Mr. Chavez shared his disappointment with how the Town did not post the Council Retreat was not posted in that week's news paper. He also stressed his concerns with the 2010-2011 Budget.

Cindy Tracy

Ms. Tracey announced that she had a story.

Mayor Hing suggested that they not go into executive session. It will give everyone time to prepare for the evaluation.

Councilmember Gutierrez expressed his concern with the evaluation as there were never any goals or requirements that they set or discussed.

I. EXECUTIVE SESSION:

The Town Council may or may not vote to go into Executive Session pursuant to ARS 38-431.03 (A-1), (A-7)

1. Job Performance- Melanie Oliver Town Manger
2. Job Performance- Lou Digirolamo Deputy Town Manager/Public Safety Director

J. COUNCIL COMMENTS:

Councilmember Peralta expressed her concerns with Ms. Tracy not returning her phone calls she does not feel that she is fully reporting all that needs to be reported. Ms. Peralta also thanked Jayme Valenzuela for assisting with one of the work days for on the Lost Trail.

Councilmember Aguilar congratulated Mr. Tomerlin. He also mentioned that he was upset for not receiving paper work with enough time to review.

Councilmember Gutierrez thanked the Chamber of Commerce for putting on the Home Tour. He also thanks Resolution for their help with the Lost Trail. He also thanks the new business Owners in town.

Councilmember Heglie congratulated Mr. Tomerlin and looks forward to serving with him.

Vice Mayor Lopez thanked the Chamber for Home Tour. She congratulated Mr. Tomerlin. Also she thanked everyone who has helped out with the trail. Ms. Lopez stressed her concern with policy for park rental. She would like to see better communication with staff.

Mayor Hing thanked the Arizona Trail for assisting the Town. Mayor Hing and Council discuss the dates of the work session as well as dates for Council to tour the Roosevelt.

Council agreed to meet for the work session on Feb. 15, 2011.

K. ADJOURNMENT:

MOTION: Councilmember Heglie made a motion to adjourn the meeting. Vice Mayor Lopez seconded the motion.

VOTE: *The motion was approved unanimously. Meeting adjourned at 9:10.*