

THE HAYDEN TOWN COUNCIL
MEETS ON
MONDAY, SEPTEMBER 15, 2014
5:30 P.M.
HAYDEN TOWN COUNCIL CHAMBERS
520 N. VELASCO AVENUE
HAYDEN, ARIZONA 85135
FOR A
REGULAR MEETING

CALL TO ORDER

The regular council meeting was called to order at 5:42 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Mayor Thomas Lagunas, Vice-Mayor Maria Munoz, Council Members Gloria Ruiz, Rhonda Cooper Gault, Bobby Smith and Enrique Lopez

Staff: Attorney Stephen Cooper, General Superintendent Gary Cruz, Chief of Police Louie Tartaglia, Senior Center Director Anita Hinojos, Head Librarian Mary Helen Lopez, Assistant Fire Chief Cruz Gonzales and Deputy Town Clerk Gloria Beltran

Audience: Mr. Jeremy Garcia, Ms. Nellie Acton, Ms. Gwynette Greenwood, Mr. Manuel Sonny Orcasitas, DPS Officer D. Blue (Kearny Chief of Police)

APPROVAL OF MINUTES

Budget Hearing – July 21, 2014

Regular Council Meeting – July 21, 2014

Regular Council Meeting – August 18, 2014

Mayor Lagunas told the council that the meeting minutes for July 21, 2024 will need to be tabled. Council Member Ruiz made corrections on Regular Council Meeting Minutes for August 18, 2014 on page 3; there were no written reports for the Magistrate Dept. or the Finance Dept. and on page 4 under possible termination it should read 3-2 instead of 5-0. Council Member Smith moved to table the July 21, 2014 minutes and to approve the other meeting minutes with the corrections made by Council Member Ruiz. Council Member Ruiz seconded the motion and the motion carried. 6-0

CALL TO THE PUBLIC/Citizens Wanting to Address the Council on Any Non-Agenda Item The Mayor and Council Will Listen to Comments, But May Take Any One of the Following Actions (1) Respond to Criticism, (2) Request That Staff Investigate and Report on the Matter and (3) Request that the Matter be Scheduled on a Future Agenda. **SPEAKERS SHALL BE LIMITED TO THREE (3) MINUTES.**

Mr. Jeremy Garcia addressed the council concerning issues dealing with the chief of police and the officers. He said that he had left 4 messages on the mayor's phone but never received a call. Mayor Lagunas said that he would meet with him after the meeting.

Council Member Ruiz invited everyone to the 100 year celebration for the Town of Winkelman on October 11th.

Mr. Jonathan Bearup to address the council on the upcoming Electronic Document Management System implementation and how it will enhance the courts business and save the town money
Mr. Bearup was unable to attend the meeting.

Discussion on an IGA for Animal Control between the Town of Hayden and the Town of Kearny
Vice-Mayor Munoz had been talking with the Town Manager and Chief of Police from the Town of Kearny concerning an IGA for animal control. She told the council that the Town of Kearny contracts with Pinal County at this time but they do have a person interested in being the animal control officer but they need a vehicle. DPS Officer Blue said that the Town of Kearny will be responsible to paying the animal control officer and the Town of Hayden will provide the vehicle. Council Member Ruiz questioned if an animal is picked up in Hayden would it go to Pinal County or Gila County. DPS Officer Blue said that if the animal was picked up in Hayden it would go to Gila County. Vice-Mayor Munoz asked the council if they wanted to pursue the IGA. Mayor Lagunas said that he felt that it should be pursued. Police Chief Tartaglia felt that it would be a cost savings for both towns. Hayden resident Ms. Acton reported that there is a coyote running around by her house. Vice-Mayor Munoz said that she would work on this and bring something back to the council.

Discussion and possible action on an IGA for Police Protection between the Town of Hayden and the Town of Winkelman

Police Chief Tartaglia told the council that he had understood that the Town of Winkelman reached out to the Rangers to help with the 100 Year Celebration. This should not have been done through the Town of Winkelman but should have come through the Hayden Police Department. The Rangers will not allow their officers to come to an event without a police department requesting their help. Mayor Lagunas said that he had understood from the mayor of Winkelman that the Rangers would only be used to help with parking. Chief of Police Tartaglia said that they still will not come out without police officers being present. Town Attorney Cooper told the council that he did not negotiate this agreement with the Town of Winkelman but that he feels that the Town of Winkelman wants to put a cap the level of police services we would provide. He knows the chief had more detailed security and was more organized at this year's event but he doesn't know how much it cost the Town of Winkelman. He told the council that if the Town of Hayden lets the Town of Winkelman make decisions about getting who they want and something was to happen, then the Town of Hayden will be responsible. There were concerns with item

number 11 in the contract about the Town of Winkelman making decisions about the security at special events. Council Member Cooper-Gault moved to table this item. Council Member Smith seconded the motion and the motion carried. 6-0

Discussion and possible action on an IGA for dispatch services between the Town of Hayden and Town of Winkelman

Vice-Mayor Munoz told the council that she had been researching the contract for dispatch services and chief of police. The Town of Kearny was never sent a letter from the Town of Hayden cancelling the contract. DPS Officer Blue told the council that the dispatch contract had not been paid since November 2013. The Town of Kearny is willing to offer a contract for the amount of \$22,000 for the next three years for dispatch services and the town will not need to pay the money owed since November 2013. The contract would start from July 1, 2014. There was some discussions on the Grand Canyon State equipment that was received through a grant. It was mentioned that the equipment had belonged to Hayden. Council Member Cooper-Gault mentioned that she remembered when the grant was applied for and that she had helped the grant writer and she knew that some of the equipment went to Kearny; some went to Superior and some went to Hayden. DPS Officer Blue said that he looked into the equipment when he started as Chief with the Town of Kearny and the Town of Kearny did not have an inventory list for this equipment and neither did the Town of Hayden. Chief of Police Tartaglia said that he did not know of any reason that Hayden would want this equipment. The Town of Hayden does not have their own dispatch; therefore, would not have any use for the equipment.

Council Member Smith moved to approved to have an IGA with the Town of Kearny for dispatch services. Council Member Cooper-Gault seconded the motion and the motion carried. 5-1 Vice-Mayor Munoz abstained

Consideration to accept the letter of resignation from Melissa Lovio effective September 8, 2014/Discussion and possible action on coverage for the front office

Council Member Cooper-Galt moved to accept the letter of resignation submitted by Melissa Lovio effective September 8th. Council Member Smith seconded the motion and the motion carried. 6-0

Town Clerk Romero asked the council to consider their employees and give Melissa Lovio's hours to the other office clerks that had their hours cut to 19.5 hours instead of hiring someone else to fill the position. There were discussions concerning the financial situation. Mayor Lagunas told the council that he had checked with the town clerk and the clerks would still be under the 30 hours that would entitle them to health insurances. There was some discussion on phones not being answered and doors being locked before 5:00 p.m. Town Clerk Romero stated that the office closes at 4:30 p.m. and that is why the doors are locked before 5:00 p.m. and the phones are not working properly. Vice-Mayor Munoz said she has received calls or e-mails because they cannot get a hold of someone in the office. Vice-Mayor Munoz said that she is more concerned with the money situation. Council Member Cooper-Gault told the council that we are still paying the same amount of hours. Vice-Mayor Munoz said that you are increasing the hours of someone that may be making more per hour. Council Member Lopez moved to approve 29.25 hours per week to be given to the other clerks temporary until the financial situation can be looked into. Council Member Cooper-Gault seconded the motion and the motion carried. 5-1 Council Member Ruiz voted no

RESOLUTION NO. 866/Declaring and adopting the results of the Primary Election held on Tuesday, August 26, 2014

Mayor Lagunas moved to approve and adopt Resolution No. 866. Council Member Cooper-Gault seconded the motion and the motion carried. 6-0

DEPARTMENTAL REVIEWS/REPORTS

- a) Police & Animal Control, - Chief of Police Tartaglia reported that he has been working with the Town of Kearny on an IGA for dispatching and animal control officer. His officers have been out on the streets enforcement action dealing with thefts and burglaries, implementing technology to help solve some of these issues.
- b) Fire, -August 19th they had fire training, training information from the fire school attendees on Sept. 8th. They were called out to a car roll over and they did vehicle maintenance. He would like to start a Junior Firefighter Program for high school students. These firefighters will not be paid and they will not fight fires. They will give firefighters water and they will learn the ins and outs of firefighting. Council Member Lopez said that his only concern would be that they have parents sign a form giving permission for their child to participate. Attorney Cooper said that the Town of Superior is starting a program like this and they probably have forms that the fire department can use.
- c) Magistrate, Written Report – No Comments
- d) Library, Written Report – Head Librarian Lopez told the council that there are a lot of kids on Fridays playing games and on the computer
- e) Finance, No Written Report
- f) Public Works, Oral Report – Council Member Lopez asked the council how they felt about kids practicing soccer on the Little League Park. General Superintendent Cruz said that these are smaller kids and the damage would be minor. He will keep an eye on it to make sure there is not any damage. Council Member Cooper-Gault asked if the town would be responsible if someone gets hurt. Attorney Cooper said that there is a Recreational Use Immunity Statue that we are exempt from negligence unless it is gross negligence. General Superintendent Cruz that he understands that they will not be using lights. As long as there are no damages, he has no problem with the practicing on the field. Council Member Lopez asked if the light post have been reported. General Superintendent said he will look into it. He told the council that he has been keeping cost down but he will be needing to order some asphalt.
- g) Golf, No Report – General Superintendent Cruz reported that they are getting ready to reseed so they have the ground torn up. Because of the rain this week he is hoping to reseed next week. General Superintendent Cruz mentioned that the fire department, police department and his department should meet and set up a plan for when there is a lot of rain and they need to direct traffic and remove debris.
- h) Senior Center, No Written Report – They have been holding on with the employees she has. Mayor Lagunas asked if the employee that is off at this time will be returning soon. Center Director Hinojos said that she is hoping she will be release in a couple of weeks.

DEPARTMENTAL REVIEWS/REPORTS (CONTINUED)

- i) Mayor/Vice-Mayor- Mayor Lagunas told the council that Council Member Smith will be working the next few months during our regular council meeting. Attorney Cooper said that the town code regulates when we have our regular meeting. We can amend the town code, changing the day for regular council meetings or we can hold special meetings and post a notice indicating that there will not be a regular council meeting because all business was handled in the special meeting. Council Member Smith said that it will be for a few months but then the schedule will go back to what it is now.

CLAIMS FOR PAYMENT FOR SERVICES –

September/October 2014

Consideration to approve payment of the above claims

There were no claims for approval. This item was tabled.

EXECUTIVE SESSION – Legal Matters and Legal Advice:

Pursuant to A.R.S. '38-431.03 (A) (3) and (4), discussion with Staff and Legal Counsel and/or Consideration of settlement of construction claims with B & F Contracting, Inc. and Burgess and Niple reached in mediation on January 27, 2014.

REGULAR SESSION/Consideration of settlement of construction claims with B & F Contracting, Inc. and Burgess & Niple reached in mediation on January 27, 2014.

Executive Session was not held. No action on this item.

ADJOURNMENT

The regular council meeting was adjourned by the mayor at 7:22 p.m.

CERTIFICATION

I hereby certify that the foregoing minutes are true and correct. The Hayden Town Council held a regular council meeting on the 15th day of September 2014. I further certify that the meeting was duly called and a quorum was present.

Date

Laura E. Romero, Town Clerk