

THE HAYDEN TOWN COUNCIL  
MEETS ON  
TUESDAY, JANUARY 19, 2021  
5:30 P.M.  
HAYDEN TOWN COUNCIL CHAMBERS  
520 N. VELASCO AVENUE  
HAYDEN, ARIZONA 85135  
FOR A  
SPECIAL COUNCIL MEETING

1. CALL TO ORDER

The special council meeting was called to order at 5:34 p.m.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Mayor Dean Hetrick, Vice-Mayor Bobby Smith, Council Members Rosalinda Lopez, Thomas Lagunas, and Enrique Lopez

Not Present: Council Members Bernardino Cruz

Staff: Town Attorney Stephen Cooper, General Superintendent Gary Cruz, Police Officer Kevin Heaslip and Senior Center Director Anita Hinojos

4. APPROVAL OF MINUTES

Regular Council Meeting Minutes 12-21-2020

Council Member Lagunas moved to approve the above minutes as recorded. Vice-Mayor Smith seconded the motion and the motion carried. 5-0

5. 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.**

There was no one in the audience to address the council.

6. Possible Executive Session for discussion/consultation for legal advice with the Town Attorney and Town Staff concerning any of the agenda items, pursuant to A.R.S. §38-431.03(A)(3)(4) and (7)

7. Oath of Office taken and subscribed to by Rosalinda Lopez by Town Attorney

Town Attorney Cooper administered the Oath of Office to Council Member Rosalinda Lopez.

8. Discussion and possible action/Mr. Glen Woodland to present a power point on opening a Dispensary in the Town of Hayden for tax benefits to the Town of Hayden

Mr. Woodland presented a power point to the council concerning opening a dispensary and the benefits a dispensary would be for the Town of Hayden. Town Attorney Cooper told the

council that once the council approves the Recreation Marijuana Ordinance anyone can open a dispensary in the Town of Hayden if they go by the regulations in the Ordinance and State Guidelines

9. Resolution No. 2021-01/Consideration and possible action adopting and approving Resolution No. 2021-01 declaring as a public record certain documents filed with the town clerk and entitled Town of Hayden Town code, Article 17, Section 17.04.050, Recreational Marijuana  
Attorney Cooper told the council that if they approve this resolution then Ordinance No. 2021- 01 will not need to be published in the local newspaper. Council Member Lagunas moved to approve and adopt Resolution No. 2021-01. Council Member R. Lopez seconded the motion and the motion carried. 5-0
10. Ordinance No. 2021-01/ Consideration and possible action approving and adopting Ordinance No. 2021-01 amending the Town code of the Town of Hayden by adopting a new article 17.04.050 relating to the regulation of Recreational Marijuana  
Council Member Lagunas moved to approve and adopt Ordinance No. 2021-01. Council Member R. Lopez seconded the motion and the motion carried. 5-0
11. Resolution No. 2021-02/ Discussion and possible action approving and adopting Resolution No. 2021-02 authorizing all council members as signers and with the mayor's direction to transfer funds to or from town bank accounts  
Council Member R. Lopez moved to approve and adopt Resolution No. 2021-02. Vice-Mayor Smith seconded the motion and the motion carried. 5-0
12. Discussion and possible action on Public Rights-of-Way Franchise Agreement for CopperNet to provide interstate broadband Internet access services to businesses and residents residing within Grantor's territorial limits  
Council Member Lagunas moved to approve a Public Rights-of-Way Franchise Agreement for CopperNet. Vice-Mayor Smith seconded the motion and the motion carried. 5-0
13. Discussion and possible action on changing the Regular Council Meeting in February from the third Monday to the third Tuesday in observance of President's Day  
Vice-Mayor Smith moved to change the Regular Council Meeting in February from the third Monday to the third Tuesday in observance of President's Day. Council Member Lagunas seconded the motion and the motion carried. 5-0
14. Discussion and possible action on switching notification of fire call outs from dispatch to Active 911  
Vice-Mayor Smith told the council that the Hayden Volunteer Fire Department is on a different service than the Winkelman and Kearny Volunteer Fire Departments, this is why the Hayden Fire Department does not get called out when the other two departments get called out. Council Member R. Lopez moved to switch to Active 911. Council Member Lagunas seconded the motion and the motion carried. 4-1 Vice-Mayor Smith abstained due his participation in the fire department.

15. Discussion and possible action on account type change which includes fraud protection and ability to do ACH payments from town accounts with Wells Fargo Bank  
The account that the town currently has with Wells Fargo Bank will no longer be available. The town will be able to set up a new account that is a no interest-bearing account but reduces fees at the end of the year. There will be three people that have access to the account; two will verify and authorize and the third will be able to change the amount of the check but will not have access to do anything else. Council Member R. Lopez moved to change the town's bank account to an account that includes fraud protection and the ability to do ACH payments from town's account. Vice-Mayor Smith seconded the motion and the motion carried. 5-0
16. Discussion and possible action concerning increasing the employees earning minimum wage from \$12.00 an hour to \$12.15 an hours effective January 1, 2021  
Vice-Mayor Smith moved to approve increasing the hourly wage for employees making Minimum wage. Council Member Lagunas seconded the motion and the motion carried. 5-0
17. Discussion and possible action on renting a lift from United Rental in the amount of \$418 per day, \$1,120 weekly or \$2,414 for 4 weeks  
Vice-Mayor Smith moved to rent a lift from United Rental in the amount of \$2,414 for 4 weeks. Council Member Lagunas seconded the motion and the motion carried. 5-0
18. Discussion and possible action on sanitation department picking up appliances and large items and placing them in a designated area, an individual will pick up the items from the designated area/ setting a fee for sanitation department picking up the appliances  
General Superintendent Cruz told the council that there is a person from Phoenix that is willing to pick up; however, there will need to be at least a ton before he will make a trip to pick up items. If you contact 4-H they will accept appliances; however, the town will need to deliver the appliances to them. General Superintendent suggested that once the appliance is picked up by the town, it can be placed on the cement slab behind the old fire station. Vice-Mayor Smith suggested placing the appliances in the old fire station. It was decided that there would not be an increase fee for picking up appliances at this time. No action was taken on this item.
19. Discussion and possible action to ratify the Financial Audit Engagement Letter not to exceed \$14,000, Court Engagement Letter not to exceed \$1,500 and ELR Engagement Letter not to Exceed \$2,000, the audit will be performed by Snyder & Butler, CPAs, PLLC  
Council Member Lagunas moved to ratify and accept the Financial Audit Engagement Letter not to exceed \$14,000, Court Engagement Letter not to exceed \$1,500 and ELR Engagement Letter not to exceed \$2,000. Vice-Mayor Smith seconded the motion and the motion carried. 5-0
20. Discussion and possible action on the town's current financial situation  
Finance Director Williams said she will have more information on February 10<sup>th</sup>.
21. DEPARTMENTAL REVIEW/REPORTS
  - a) Police & Animal Control, No Written Report – Sergeant Heaslip explained that the clerk was out of the office, that is why there is not a written report. He reported two police department employees were out with Covid-19, 5 animal control citations issued to the same person and 4 felonies were sent to the County Attorney's office. It was mentioned that one of the police officers is spending a lot of time at the school checking to make sure doors are locked which should be the school's maintenance personnel's job to make sure the doors are locked.

Sergeant Heaslip said he would check into it.

- b) Fire, No Written Report –
- c) Magistrate, Written Report- Mayor Hetrick mentioned the low activity in the magistrate court.
- d) Finance, Written Report
- e) Public Works, Oral Report – General Superintendent Cruz commended his employees for a job well done; they had a lot of call outs over the holidays. He mentioned the crew that worked on the waterline project will be back to finish up some repairs and that he is needing some repairs to the sewer pumps.
- f) Golf, Written Report
- g) Senior Center, Written Report – Senior Director Hinojos reported that she has lost some of the homebound clients, her numbers are down.
- h) Mayor/Vice-Mayor – Vice-Mayor Smith asked if signs can be posted on the abandoned homes and then cite anyone that trespass.

22. CLAIMS FOR PAYMENT FOR SERVICES –

December 2020/January 2021

Consideration to approve the above claim for payment.

No report in packets. Mayor Hetrick moved to table this item until next regular council meeting. Council Member Lagunas seconded the motion and the motion carried. 5-0

23. ADJOURNMENT

The regular council meeting was adjourned at 6:58 p.m.

CERTIFICATION

I hereby certify that the foregoing meeting minutes are true and correct. The Hayden Town Council held a Special Council Meeting on the 19<sup>th</sup> day of January 2021. I further certify that the meeting was duly called and held and that a quorum was present.

2-16-2021  
Date

Laura E. Romero  
Laura E. Romero, Town Clerk