

CITY OF SOMERTON
MINUTES
REGULAR COUNCIL MEETING
OF THE CITY COUNCIL

7:00 P.M.

Tuesday, March 15, 2011

Council Members:

Staff:

M. Porchas, Mayor	(P)	Bill Lee, City Manager	(P)
A. Magana, Vice-Mayor	(P)	Louie Galaviz, Park & Rec Dir	(P)
J. Yopez	(P)	B. Cotman, Chief of Police	(P)
G. Anaya	(P)	S. Palacios, Interim Public Works Dir	(P)
M. Villalpando	(A)	G.W. Hunt, City Attorney	(P)
L. Ramirez	(P)	M. Figueroa, City Magistrate	(P)
L. Galindo	(P)	G. Halford, Admin. Svcs. Dir	(P)
		VACANT, Interim Com. Dev. Dir	(A)
		P. De Anda, Fire Chief	(A)

CALL TO ORDER/ROLL CALL

Mayor Martin Porchas called meeting to order at 7:00 P.M.

Pledge of Allegiance was led by Councilman Anaya and recited in unison.

All members of the Council were not present. Councilman Villalpando was absent.

Call to the Public

Agustin Tumbaga, 7798 W. County 16th Street-In regards to comments made on the newspaper, he clarified that he didn't make comments to win the Primary Election that was held on March 8, 2011, but because of what he believes in. He feels insulted and criticized to being told at the Call of the meeting, when he's not present, regarding what is thought of him. Believes that criticizing people at the Call to the Public is embarrassing.

Fernando Reyes-Presented Council with a trophy and plaque won by Somerton Soccer Team, Estudiantes Tecos. Thanked Council for the transportation support.

Mayor Porchas-Responded to some criticism made by Mr. Tumbaga by saying that anytime that anybody criticizes the City Council and the Mayor from Somerton he will respond. Doesn't matter how.

CONSENT AGENDA

1. Minutes for Regular Council Meeting of February 15, 2011.
2. Minutes for Regular Council Meeting of March 01, 2010.
3. Liquor License for Cocopah Indian Tribe Dirt Track Racing April 02, 2011.
4. Liquor License for Cocopah Indian Tribe Dirt Track Racing April 8 & April 9, 2011.
5. Liquor License for Cocopah Indian Tribe Dirt Track Racing April 23, 2011.
6. Liquor License for Cocopah Indian Tribe Dirt Track Racing May 08, 2011.
7. Liquor License for Cocopah Indian Tribe Dirt Track Racing May 21, 2011.
8. Check Register for February 2011.

Mayor Porchas entertained a motion to approve Consent Agenda in its entirety as presented. Vice-Mayor Magana moved to approve Consent Agenda. Councilman Anaya seconded the motion. All voted in favor. Motion passed.

OLD BUSINESS

All items are for discussion and possible action.

1. *Sales Tax, Status of General Fund.*

Doug Bradley-Stated that the City collected \$852,665 in City Sales Tax through the end of February.

Bill Lee-Stated that the Mayor from Glendale offered that the larger cities 5 years are up, they would do our tax collection for us, with a fee.

NEW BUSINESS

All items are for discussion and possible action.

1. *Review and Presentation of the Comprehensive Annual Audit Report for the fiscal year ended June 30th, 2010 by Chad Atkinson, CPA and Partner of Hinton Burdick.*

Doug Bradley-Stated that the Auditor mentioned some things he would like to see improved.

Chad Atkinson, City Auditor-Stated that they had an unqualified or clean opinion this year for the Financial Statements, which is the highest level of assurance that can be received from an auditing firm.

Chad Atkinson-Commented that there were four deficiencies identified in internal control.

Chad Atkinson-There needs to be some improvements done in the capital assets accounting sector. A better job needs to be done in tracking construction progress and also identifying assets throughout the year.

Chad Atkinson-Stated that there're total assets of \$31.8M for the City, which is a slight decrease.

Councilwoman Ramirez-Needs time to go through the information. Feels rushed.

Mayor Porchas-Bring it back next meeting.

2. **ORDINANCE 2011-003** *AN ORDINANCE OF THE MAYOR AND CITY COUNCIL, AMENDING THE SOMERTON ZONING ORDINANCE BY THE ADDITION OF A NEW APPENDIX C ENTITLED "MEDICAL MARIJUANA DISPENSARIES AND CULTIVATION SITES; CONDITIONAL USE PERMIT REQUIRED" THERETO; REPEALING ANY AND ALL OTHER ORDINANCES AND PARTS OF ORDINANCES IN CONFLICT THEREOF.*

a.) First Reading by Title Only

b.) Approval of Ordinance

Bill Lee-Stated that staff prepared this amendment to regulate this new land use.

Mayor Porchas-The Stricter the better. Doesn't want to see marijuana dispensers in Somerton.

Mayor Porchas-Thanked staff for coming up with the regulations.

Councilwoman Ramirez-Likes the way it looks as is.

Mayor Porchas entertained a motion to approve First Reading by Title Only. Councilman Galindo moved to approve First Reading by Title Only. Mayor Porchas seconded the motion. All voted in favor. Motion passed.

Mayor Porchas entered a motion for the Approval of Ordinance. Councilman Yopez moved to approve the Approval of Ordinance. Councilman Galindo seconded the motion. All voted in favor. Motion passed.

3. **RESOLUTION 2011-006** *A RESOLUTION OF THE YUMA METROPOLITAN PLANNING ORGANIZATION IN SUPPORT OF MEASURES TO PRESERVE FUNDING FOR THE US 95 CORRIDOR FOR RECONSTRUCTION OF THE AVENUE 9E TO ABERDEEN ROAD SEGMENT.*

Bill Lee-Stated that this Resolution was requested by YMPO to maintain funding levels.

Mayor Porchas entertained a motion to approve Resolution 2011-006. Councilman Yopez moved to approve Resolution 2011-006. Vice-Mayor Magana seconded the motion. All voted in favor. Motion passed.

4. *Contract with American Pavement Preservation for Slurry Seal Work.*

Sam Palacios-Stated that staff identified many areas with adequate conditions to receive slurry seal treatment.

Sam Palacios-Recommends for Council to approve and authorize the City Manager to sign a contract with American Pavement Preservation for Slurry Seal Work for approximately \$55K.

Sam Palacios-Stated that part of these funds are already budgeted by HURF and rest will be used from GADA.

Mayor Porchas entertained a motion to authorize the signing of the contract upon review from legal. Councilman Yopez moved to approve authorization. Councilwoman Ramirez seconded the motion. All voted in favor. Motion passed.

5. *Update on Solar Financial Model.*

Doug Bradley-Stated that this model is evolving as new information is available.

Doug Bradley-Commented that if the city goes solar, the net benefit (net savings) would be of \$12K a year.

Doug Bradley-Explained the difference between net metering vs net billing. More electricity will be produced during the day if the meters are turned backwards. When the sun sets, the meter will then start going forward.

Doug Bradley-Stated that there will be a net savings of \$60K with these changes for the Waste Water Facility.

Doug Bradley-Expressed that with these changes to the model are a net positive to the City.

6. *Discussion and update on application for QECB Bonds and analysis of solar projects for City Waste Water Treatment facility and Public Safety Facility.*

Bill Lee-Stated that if everything goes alright, we will receive the ability to go out and apply for additional QECB Bonds of \$2.2M combined with the \$1.4M that's already in reserve from the County.

Councilwoman Ramirez-How much is in reserve? **Bill Lee**-\$1.42M.

7. *Discussion and consideration for placement of 16kw Solar System at one of the Cities Lift Station or other site that would net out the electricity generated by this system. The system being offered is in the form of a Power Purchase Agreement.*

Bill Lee-Green Volts has approached the City to enter into a PPA for 16kw system.

Bart Edwards-Wants to know if the City is interested in the service.

Bart Edwards-Proposes a start of 0.5 cents per kilowatt hour and then a 0% escalation for 15 years.

Bill Lee-Stated that the City currently pays a rate of 0.8 cents a kilowatt hour.

Bill Lee-Believes this will be a good project for the community.

Mayor Porchas-Thinks it's a good investment. Rate is good. Looks a lot better.

Councilman Yopez-How much space is needed? **Bart Edwards**-It's roughly 80 ft. in the north-south direction and about 20 ft. wide.

Councilman Anaya-It makes sense, financially. There's minimal risk to the City, saves money and it's a flat rate.

Bill Lee-Just wants to know if Council feels comfortable pursuing this.

ADDENDUM

10. *RESOLUTION 2011-007 A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF SOMERTON, YUMA COUNTY, ARIZONA, DECLARING AND ADOPTING THE RESULTS OF THE PRIMARY ELECTION HELD ON MARCH 08, 2011.*

Mayor Porchas entertained a motion to approve Resolution 2011-007. Councilman Yopez moved to approve Resolution 2011-007. Councilwoman Ramirez seconded the motion. All voted in favor. Motion passed.

Summary of current events by Mayor, Council Members and or City Manager, pursuant to A.R.S. §38-431.02(K). Provided that the public body does not propose, discuss, deliberate or take legal action on any matter in the summary.

A motion to ADJOURN was made by Mayor Porchas. Motion approved 6-0.

ADJOURNMENT

Meeting was adjourned at 9:50 P.M.


MAYOR MARTIN PORCHAS

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Special Council Meeting for Tuesday, March 15, 2011.



CITY CLERK