



Agenda
Regular and Possible Executive Session
Queen Creek Town Council
Queen Creek Town Hall, 22350 S. Ellsworth Road
Council Chambers
June 5, 2013
7:00 p.m.

1. Call to Order

2. Roll Call (one or more members of the Council may participate by telephone)

3. Pledge of Allegiance:

4. Invocation: Pastor Ron Nelson, Life Link Church

5. Ceremonial Matters: Presentations, Proclamations, Awards, Guest Introductions and Announcements.

A. Proclamation – Dust Awareness Week June 2-8

B. Recognition of Service to the Queen Creek Crime Prevention and Mounted Poses

C. Queen Creek Citizen Leadership Institute graduation

6. Committee Reports

A. Council summary reports on meetings and/or conferences attended. This may include but is not limited to Phoenix-Mesa Gateway Airport; MAG; East Valley Partnership; CAG. The Council will not propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

B. Partner agencies quarterly or periodic updates to Council. This may include but is not limited to Queen Creek Chamber of Commerce; Queen Creek Performing Arts Center; Boys & Girls Club of East Valley; and Maricopa or Pinal County Board of Supervisors or other governmental agencies. The Council will not propose, discuss, deliberate or take legal action on any matter in the summary unless the specific matter is properly noticed for legal action.

7. Public Comment: Members of the public may address the Town Council on items not on the printed agenda and during Public Hearings. Please complete a "Request to Speak Card", located on the table at the rear of the Council Chambers and turn it in to the Town Clerk prior to the beginning of the meeting. There is a time limit of three minutes for comments.

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8. Consent Calendar: Matters listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. Public Hearing items are designated with an asterisk (*). Prior to consideration of the Consent Agenda, the Mayor will ask whether any member of the public wishes to remove a Public Hearing item for separate consideration. Members of the Council and or staff may remove any item for separate consideration.

A. Consideration and possible approval of Expenditures over \$25,000:

1) Dana Kepner – meters, meter fittings and services - \$30,000 (*budgeted item*)

B. Consideration and possible approval of the Final Plat for Dorada Estates (formerly known as Vaquero Estates), a request by Vaquero Estates, LLC.

C. Consideration and possible approval of **DR13-015 – Richmond American Homes at Crismon Heights Subdivision**, a request by Richmond American Homes for approval of eight (8) new floor plans with three (3) elevations each to be constructed on 60 lots in the Crismon Heights subdivision located at the northeast corner of Crismon and Ocotillo Roads.

D. Consideration and possible approval of **DR13-017 – Toll Brothers at Dorada Estates**, a request by Toll Brothers for approval of six (6) new floor plans with three (3) elevations each to be constructed on 112 lots in the Dorada Estates subdivision (formerly known as Vaquero Estates) located at the southeast corner of Recker and Ocotillo Roads.

E. Consideration and possible approval of **DR13-018 – K. Hovnanian Homes at Cielo Noche Subdivision**, a request by K. Hovnanian Homes for approval of eight (8) new floor plans with three (3) elevations each to be constructed on 164 lots in the Cielo Noche subdivision located at the southwest corner of Hawes and Queen Creek Roads.

F. Consideration and possible approval of a 2nd Amendment to extend the term of and add to the Scope of Services and additional funding in the amount of \$33,000 to the Professional Services Contract with TischlerBise to update the Town's development fees pursuant to SB1525.

G. Consideration and possible approval of a 2nd Amendment for a one-year extension to the Design Services Master Contract with Sunrise Engineering, Inc., for on-call engineering services for the Utilities Department. (*budgeted item*)

H. Consideration and possible approval of a 3rd Amendment for an extension up to six (6) months from date of approval to the Professional Services Contract with Brown & Associates for plan review and inspection services. (*budgeted item*)

I. Consideration and possible approval of the Design Concept Report and Letter of Support for Meridian Road from Empire Boulevard to Ocotillo Road.

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J. Consideration and possible approval of **Resolution 943-13** authorizing Town staff to apply for 5000 acre feet of Non-Indian Agriculture (NIA) Central Arizona Project Water (CAP) through the Arizona Department of Water Resources Reallocation application process.

K. Consideration and possible approval of **Resolution 944-13** canvassing the results of the May 21, 2013 Special Election.

L. Consideration and possible approval of Council Committee assignments.

M. Consideration and possible approval of two (2) easements to be granted to SRP for installation of an underground line for electric service to the AT&T cellular facility at Horseshoe Park & Equestrian Centre.

N. Consideration and possible approval of an Amendment to the Regional Emergency Medical Transportation Service Agreement relating to liquidated damages and performance standards.

O. Consideration and possible approval of authorizing and directing the Town Attorneys to file a lawsuit against Merchants Bonding Company and Accelerated Construction Technologies, formerly known as Modular Technology, Inc.

P. Consideration and possible approval of an Extension of Premises/Patio Permit submitted by Robin Vanessa Walker on behalf of TC's Pub & Grub, 7205 S. Power Rd. (Power Marketplace), for a one-day event on August 17, 2013. The business has a current Series 12 Restaurant License.

***Q.** Public Hearing and possible approval of a Series 12 Liquor License (#12079495) application submitted by Andrea Lewkowitz on behalf of Smashburger #1286 (Sunwest Burgers LLC), 21202 S. Ellsworth Loop Rd, #G-7 (Queen Creek Marketplace).

PUBLIC HEARINGS: If you wish to speak to the Council on an item listed as a Public Hearing, please complete a Request to Speak Card and turn it in to the Town Clerk. Speakers will be called upon in the order in which their cards are received. Speakers are limited to three (3) minutes each.

9. Public Hearing and possible action on **TA13-014 – Ordinance 534-13**, a Town initiated amendment to Article 5.6 of the Zoning Ordinance – Off-Street Parking Requirements related to parking requirements for elementary and junior high schools.

FINAL ACTION: If you wish to speak to the Council on an item listed under Final Action, please complete a Request to Speak Card and turn it in to the Town Clerk. Speakers will be called upon in the order in which their cards are received. Speakers are limited to three (3) minutes each.

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10. Discussion and possible action on **SP13-016 – Maya Theater Complex** a request for Site Plan approval from Maya Operations Queen Creek LLC., for a 14-screen theater, retail and restaurant uses on 19-acres of Town owned property located north of Maya Boulevard, south of Rittenhouse Road, east of Ellsworth Loop Road and west of Ellsworth Road.

11. Discussion and possible approval of the Notice of Intention to Increase Residential Waste Service Rates, setting the time (7p.m.) and date (August 7, 2013) for the Public Hearing to amend the existing schedule of fees for residential waste services.

12. Discussion and possible approval of the FY13-14 Tentative Budget and setting the Public Hearing for June 19, 2013 for consideration of the Final Budget.

13. Discussion and possible approval of the appointment of Dawn Oliphant to serve as Vice Mayor for a 12-month time period.

ITEMS FOR DISCUSSION: These items are for Council discussion only and no action will be taken. In general, no public comment will be taken.

14. Presentation and discussion on the Design Concept Report for Meridian Road from Empire Boulevard to Ocotillo Road. (*If necessary*)

15. Discussion on a scope of services for a peer review study of the Queen Creek Chamber of Commerce. (*If necessary*)

16. **Motion to adjourn to Executive Session:** The Council may reconvene the Executive Session for any of the items listed on the Work Study Executive Session Agenda.

17. **Adjournment**

Pursuant to ARS 38-431.02 notice is hereby given to the members of the Queen Creek Town Council and to general public that the Queen Creek Town Council will hold a meeting open to the public as set forth above.

I, Jennifer F. Robinson, do hereby certify that I caused to be posted this 30th day of May 2013, the Agenda for the June 5, 2013 Regular and Possible Executive Session of the Queen Creek Town Council in the following places: 1) Queen Creek Town Hall; 2) Queen Creek Library; 3) Queen Creek Community Center bulletin board.

Jennifer F. Robinson, MMC

The Town of Queen Creek encourages the participation of disabled individuals in the services, activities, and programs provided by the Town. Individuals with disabilities who require reasonable accommodations in order to participate should contact the Town Clerk's office at (480) 358-3000.