



AGENDA

**Regular and Possible Executive Session
Queen Creek Town Council**

Community Chambers, 20727 E. Civic Parkway

September 5, 2018

5:30 PM

Public Hearings will not be held prior to 7:00 p.m.

Pursuant to ARS 38-431.02, notice is hereby given to the members of the Town Council and to the general public that, at this Regular Meeting, the Town Council may vote to go into Executive Session, which will not be open to the public, for legal advice and discussion with the Town Attorney(s) for legal advice on any item listed on the following agenda, pursuant to ARS 38-431-03(A)(3). An Executive Session may be called at any time during the Council Meeting.

1. **Call to Order:**
2. **Roll Call:** (one or more members of the Council may participate by telephone)
3. **Pledge of Allegiance:**
4. **Invocation/Moment of Silence:**
5. **Motion to Adjourn into Executive Session (to be held in the Ironwood Conference Room in the Community Chambers Building) for the following purposes):**
 - A. Discussion and consultation with the Town's attorney for legal advice and with the Town's representatives to consider the Town's position and instruct its representatives regarding a development agreement for the Town-owned property at the SWC of Ellsworth & Rittenhouse Roads. A.R.S. 38-431.03(A)(3) & (4)
 - B. Discussion and consultation with the Town's attorney for legal advice and with the Town's attorney and representatives to consider the Town's position and instruct its representatives regarding a possible intergovernmental agreement with the City of Mesa for Ellsworth Road, Signal Butte Road and Meridian Road. A.R.S. 38-431.03(A)(3) & (4)
 - C. Discussion and consultation with the Town's attorney for legal advice and with the Town attorney to consider the Town's position and instruct its attorneys regarding a pending lawsuit: Johnson Utilities vs. Town of Queen Creek. A.R.S. 38-431.03(A)(3) & (4)

Queen Creek Town Council

September 5, 2018

Page 2

- D. Discussion and consultation with the Town's attorney for legal advice and with the Town's representatives regarding the Arizona Corporation Commission actions related to Johnson Utilities. A.R.S. 38-431.03(A)(3) & (4)
- E. Discussion and consultation with the Town's attorney and with the Town's representatives regarding annexations and providing utility services. A.R.S. 38-431.03(A)(3) & (4)

6. Consent Agenda: Matters listed under the Consent Agenda are considered to be routine and will be enacted by one motion and one vote. Members of the Council and or staff may comment on any item without removing it from the Consent Agenda or remove any item for separate discussion and consideration. (Items that the Council wishes to discuss may be considered under #11).

- A. Consideration and possible approval of the following minutes: May 16, 2018 Regular Session; July 18, 2018 Regular Session; July 25, 2018 Special Session and August 1, 2018 Regular Session.
- B. Consideration and possible approval of Expenditures over \$25,000. (FY19 budgeted item)
 - 1. Swain Electric-electrical services:\$350,000 (Utilities)
 - 2. Crafc0, Inc.-crack seal equipment: \$59,995 (Public Works)
 - 3. Vehicle purchase/replacements: Courtesy Chevrolet-one 1/2 ton pickup: \$27,585 (Fire & Medical); Courtesy Chevrolet-one 3/4 ton pickup: \$31,810 (Public Works); Midway Chevrolet-one 3/4 ton utility truck: \$41,850 (Utilities)
 - 4. Cactus Asphalt-unpaved road surfacing: \$150,000 (Public Works)
 - 5. Holbrook Asphalt-surface seal: \$500,000 (Public Works)
 - 6. CDW-G-computer replacement: \$80,000 (Workforce Technology)
- C. Consideration and Possible approval of Ordinance 670-18, annexing certain real property to the Town of Queen Creek pursuant to A.R.S. §9-471.N adding right-of-way to the existing Town limits, generally described as Riggs Road from Ellsworth Road to one quarter mile east of Ellsworth Road, located in Section 27, Township 2 South, Range 7 East, Maricopa County.
- D. Consideration and possible approval of a first amendment to the purchase agreement with Queen Creek Hospitality Group, LLC for a 90-day extension of the close of escrow for the Town owned land located on the SWC of Ellsworth and Rittenhouse Roads.
- E. Consideration and possible approval of a Purchase Agreement with Rosenbauer America, LLC through the Sourcewell National Cooperative for the acquisition of a new fire apparatus in an amount not to exceed \$1,040,100 (Project MF008). (FY18 budgeted item)
- F. Consideration and possible approval of a contract for financial advisor services with Wedbush Securities Inc.

Queen Creek Town Council

September 5, 2018

Page 3

- G. Consideration and possible approval of Work Order #16 with AJP Electric, Inc., in an amount not to exceed \$84,100 for the installation of ITS conduit and pull boxes along Gary Road (CIP Project A0510). (FY19 budgeted item)
- H. Consideration and possible approval of the granting of an easement to the United States Bureau of Reclamation to replace an abandoned easement due to the Riggs Road from Ellsworth Road to Meridian Road project.
- I. Consideration and possible approval of Project Order #6 with Stanley Consultants, Inc. in an amount not to exceed \$31,842 for architectural and engineering services for the covered arena improvements for Horseshoe Park & Equestrian Centre. (FY18/19 budgeted item)
- J. Consideration and possible approval of the FY19 Transportation Advisory Committee Work Plan.

7. **Items for Discussion:** These items are for Council discussion only and no action will be taken. In general, no public comment will be taken. Depending on time remaining, the Council may carryover any discussion agenda item to #15.

- A. Discussion on possible amendments to the Town Council Policies and Procedures on Town committees and the Standard Form Bylaws for Designated Town Committees.

8. **Ceremonial Matters (Presentations, Proclamations, Awards, Guest Introductions and Announcements):**

- A. Proclamation: Queen Creek Utility Department 10-year Anniversary
- B. Volunteer Recognition: Life Link Church

9. **Public Comments:** 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 Community Chambers and turn it in to the Town Clerk prior to the beginning of the meeting. The Town Council may not discuss or take action on any issue raised during public comment until a later meeting. There is a time limit of three (3) minutes for each speaker.

10. **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. Committee and outside agency reports (only as scheduled)

- 1. Boys and Girls Club of the East Valley - Queen Creek Branch FY18 Annual Report
- 2. Queen Creek Performing Arts Center - FY18 Annual Report

Queen Creek Town Council

September 5, 2018

Page 4

- 3. Transportation Advisory Committee - August 9, 2018
- 4. Economic Development Commission - August 22, 2018

11. Carryover Consent Agenda Items: Any Consent Agenda item that was pulled for a separate discussion and vote will be heard at this time.

12. Public Hearings Consent Agenda: Prior to consideration of the Public Hearings 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 comment on any item without removing it from the Consent Agenda or remove any item for separate discussion and consideration.

- A. Public Hearing and possible action on Ordinance 676-18, "Queen Creek Station Phase I: Rezone (Case P18-0027), Site Plan (Case P18-0029), and Conditional Use Permit (Case P18-0026)", a request by Kelly Hayes (Kaidence Group) to rezone from R1-43 to C-2 (General Commercial) with Site Plan and Conditional Use Permit for a new multi-tenant shops building with a drive-thru restaurant on a 2.03 acre site located at the northeast corner of Ellsworth Loop Road & Walnut Road.

13. 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.

14. 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.

- A. Discussion and possible approval of Ordinance 675-18, Section 10-10; a staff initiated amendment to Chapter 10 Health and Sanitation, of the Town Code to include Stormwater Management obligations required by federal and state law.

15. Items for Discussion: These items are for Council discussion only and no action will be taken. In general, no public comment will be taken. Any agenda items listed for discussion under #7 and were postponed may also be discussed at this time.

16. Motion to Adjourn to Executive Session The Council may reconvene the Executive Session for any of the items listed on the Executive Session Agenda.

17. Adjournment

Pursuant to A.R.S. 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.

Queen Creek Town Council

September 5, 2018

Page 5

I, Jennifer Robinson, do hereby certify that I caused to be posted this 27th day of August 2018 the Agenda for the September 5, 2018 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.