



AGENDA

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

Community Chambers, 20727 E. Civic Parkway
January 16, 2019
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. **Ceremonial Matters (Presentations, Proclamations, Awards, Guest Introductions and Announcements):**
 - A. Recognition of Banner Ironwood staff for funding of the QCFMD cook trailer.
 - B. Swearing-In of Mayor Elect Barney and Council Members Elect Dawn Oliphant, Emilena Turley and Julia Wheatley by Honorable Judge Sam Goodman.
 - C. Remarks by Mayor Barney and Council Members.
 - D. Reception
6. **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 regarding the Arizona Corporation Commission actions related to Johnson Utilities. A.R.S. 38-431.03(A)(3) & (4)

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- B. 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)
- C. Discussion and consultation with the Town's attorney for legal advice and with the Town attorney and representatives to consider the Town's position and instruct its attorneys regarding the pending lawsuit(s): Johnson Utilities vs. Town of Queen Creek. A.R.S. 38-431.03(A)(3) & (4)
- D. 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 potential utility interconnection agreement with EPCOR as interim manager of Johnson Utilities Company. A.R.S. 38-431.03(A)(3) & (4)
- E. Discussion and consultation with the Town's attorney and with the Town's representatives to consider the Town's position and instruct its representatives regarding the acquisition of real property for future Fire Station #5. A.R.S. 38-431.03(A)(3),(4) & (7)
- F. Discussion and consultation with the Town's attorney and with the Town's representatives to consider the Town's position and instruct its representatives regarding water meter credits. A.R.S. 38-431.03(A)(3) & (4)

7. **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 December 5, 2018 Regular Session Minutes.
- B. Consideration and possible approval of Expenditures over \$25,000. (FY19 budgeted items)
 - 1. Public Trust Advisors, LLC - investment management services: \$30,000 (Finance)
 - 2. Dickinson Wright, PLLC - legal services: \$250,000 (Utilities)
 - 3. AOT - printer fleet lease/support: \$45,000 (Workforce & Technology)
- C. Consideration and possible approval of a Professional Services Contract with Willdan Financial Services in an amount not to exceed \$30,000 to complete a biennial audit of the Town's impact fee program covering fiscal years 2016-17 and 2017-18. (Budgeted in FY18/19)
- D. Consideration and possible approval of a one year Synnex contract with up to four possible one-year renewals for network hardware and cabling purchases, network support, network monitoring, Information Technology project management, and various additional ongoing Information Technology needs.
- E. Consideration and possible approval of Council committee assignments for 2019.

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F. Consideration and possible approval of Resolution 1250-19 of the Common Council of the Town of Queen Creek, Arizona, authorizing the Town Manager and Town Attorneys to file an amicus curiae brief with the Arizona Court of Appeals, and any other courts, regarding Vangilder v. Arizona Department of Revenue, supporting the passage of the Pinal County Regional Transit Plan and associated funding for the plan.

8. 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. Presentation and update on Phoenix-Mesa Gateway Airport by Brian J. O'Neill, Executive Director.

B. Presentation and discussion regarding the status of updating impact and capacity fees.

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)

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 for annexation case P18-0167 "Ranchos Legante Annexation", a proposed annexation of Maricopa County parcels totaling approximately 71.79 acres, generally located at the southwest corner of Ellsworth and Riggs Roads.

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- B. Public Hearing and possible action on Ordinance 682-18 “Madera West Planned Area Development Rezone (Case P18-0041)”, a request from Michelle Yerger, of Communities Southwest, to rezone a 94-acre property (approximately) from RU-43 (Maricopa County; R1-43 Town equivalent zoning) to R1-7, R1-12, R1-18, and C-2 with a Planned Area Development (PAD) Overlay to facilitate the development of a 192 lot residential community with a commercial corner. The project site is located at the southwest corner of Queen Creek Road and Signal Butte Road. (A continuance to February 6, 2019 has been requested)

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.

None.

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 the appointment of Council Member Robin Benning to serve as Vice Mayor for a term ending January 2020.

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.

I, Jennifer Robinson, do hereby certify that I caused to be posted this 7th day of January 2019 the Agenda for the January 16, 2019 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.