



## **AMENDED AGENDA**

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

Community Chambers, 20727 E. Civic Parkway

April 3, 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 at any time during the Council Meeting 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).*

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 Camille Hartman, 2019 East Valley Boys & Girls Club Youth of the Year winner
  - B. Recognition of Heritage Academy High School Boys Cross Country Team for winning the Canyon Athletic Association State Championship
  - C. Proclamation: Week of the Young Child
  - D. Proclamation: Work Zone Awareness Week
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.

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### B. Committee and outside agency reports (only as scheduled)

1. Economic Development Commission - March 27, 2019

**7. 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.

### **8. 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)
- 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 possible intergovernmental agreement with the City of Mesa for Signal Butte Road and Meridian Road. A.R.S. 38-431.03(A)(3) & (4)
- E. Discussion and consultation with the Town's attorney for legal advice and with the Town's attorney and Town's representatives to consider the Town's position and instruct its representatives regarding Town-owned properties in Town Center. A.R.S. 38-431.03(A)(3) & (4)
- F. Discussion and consideration of the Town Manager's assignments. A.R.S. 38-431.03(A)(1)

**9. 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.

- A. Consideration and possible approval of Expenditures over \$25,000. (FY19 budgeted items)
  1. M.R. Tanner - asphalt repairs: \$135,000 (Public Works)

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- B. Consideration and possible approval of FY2018/19 third quarter budget adjustments totaling \$4,520,885 in expenditures.
- C. Consideration and possible approval to increase sport field rental fees.
- D. Consideration and possible approval of a change in the ramada rental policies to allow rentals of two of the four Founders' Park Splash Pad shade structures and the ability to rent the entire Splash Pad.
- E. Consideration and possible approval of a Master Job Order Contract with Builders Guild, Inc. for block wall construction and repair services. (FY 19 budgeted item)
- F. Consideration and possible approval of a Professional Services Contract with Project Engineering Consultants in an amount not to exceed \$54,898 for engineering construction administration and inspection services for the Power Road Lining Rehabilitation Project (WW070); and necessary budget adjustments.
- G. Consideration and possible approval of Ordinance 693-19, extending and increasing the corporate limits of the Town of Queen Creek, Maricopa County, State of Arizona, pursuant to A.R.S. § 9-471.N by annexing certain County rights-of-way along Cloud Road and along Ellsworth Road that are contiguous to the existing Town limits in Section 27, Township 2 South, Range 7 East, Maricopa County.
- H. Consideration and possible approval of an Intergovernmental Agreement with Maricopa County Flood Control District in an amount not to exceed \$7 million for design, right-of-way acquisition, utility relocations, construction, construction management, and operations and maintenance of the detention basin at the Queen Creek Sports Complex. (Project P0620; No budget adjustment necessary)

**10. Items for Discussion:** These items are for Council discussion only and no action will be taken. In general, no public comment will be taken.

None.

**11. Public Hearing Consent Agenda:** Matters listed under the Public Hearing Consent Agenda are considered to be routine and will be enacted by one motion and one vote. If you wish to speak to the Council on an item listed on the Public Hearing Consent Agenda, 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.

**12. 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.

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- A. Public Hearing and possible action on “Dutch Brothers Coffee Shop” Conditional Use Permit (P18-0136) and Site Plan (P18-0137), a request by Matthew Rasmussen (Tectonics Design Group) for a Conditional Use Permit and Site Plan to allow construction of a new coffee shop with a drive-thru within the Shops at Terravella, located east of the northeast corner of Ellsworth and Queen Creek roads.

**13. 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 action on publishing the Land Use Assumptions and Infrastructure Improvements Plan and setting a public hearing on those documents for June 5, 2019.

**14. 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 2nd day of April 2019 the Amended Agenda for the April 3, 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.

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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.