



AGENDA

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

Community Chambers, 20727 E. Civic Parkway
May 1, 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. Citizen Leadership Institute Graduation
 - B. Proclamation: Economic Development Week May 6-11
 - C. Proclamation: AZ Travel & Tourism Week May 5-11
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. Committee and outside agency reports (only as scheduled)
 1. Economic Development Commission - April 24, 2019

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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 representatives to consider the Town's position and instruct its representatives regarding acquisition of real property related to the Rittenhouse Road from 213th Street alignment to Riggs Road project (A0306). A.R.S. 38-431.03(A)(7)
- B. Discussion and consultation with the Town's attorney for legal advice regarding the refunding of water meter deposits and impact fees. A.R.S. 38-431.03(A)(3)
- C. 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)
- D. 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)
- 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)
- F. Discussion and consideration of the Town Clerk's evaluation A.R.S. 38-431.03(A)(1)
- G. Discussion and consideration of the Town Manager's evaluation. 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. Motorola Solutions, Inc. - communications equipment for ladder truck: \$41,764 (Fire & Medical)
 - 2. L. N. Curtis & Sons - self-contained breathing apparatus for ladder truck: \$36,875 (Fire & Medical)
 - 3. Econolite - traffic control cabinet: \$80,593 (Public Works)

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- B. Consideration and possible approval of Change Order No. 1 with N. Harris Computer Corporation's Advanced Utility Systems for software implementation services in an amount not to exceed \$442,875 and approval an increase of \$552,975 in the New Utility Billing System Project budget to complete the implementation of the new utility billing system, and necessary budget adjustments.
- C. Consideration and possible approval of the renewal of a one-year lease of premises located at 22249 S. Ellsworth Road with Painting Wonderland LLC.
- D. Consideration and possible approval of the Sixth Amendment to the Town's agreement with Right Away Disposal (RAD) extending the term for one year, from July 1, 2019 through June 30, 2020, not to exceed \$2,136,000. (FY19/20 Budgeted item)
- E. Consideration and possible approval of Resolution 1258-19 of the Mayor and Common Council of the Town of Queen Creek, Arizona, declaring a need and necessity and a public purpose; authorizing and directing the Town Manager, Town Attorney and Town Clerk to take any and all action necessary; and to sign any and all documents; and to pay any and all costs or fees in order to acquire interest in real and/or personal property located along Rittenhouse Road in Sections 22, 23 and 25, Township 2 South Range 7 East, from owners and Maricopa County Assessor parcels listed on Exhibit A attached hereto through gift, purchase, or eminent domain; and identifying the real and personal property as necessary for roadway improvements for the Rittenhouse Road from 213th Street alignment to Riggs Road Project (A0306).

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.

- A. Discussion on Citizen Survey options.
- B. Discussion on the Town of Queen Creek 2019-2024 Corporate Strategic Plan.

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.

- A. Public Hearing and possible approval of a new Series 9 Liquor Store license application submitted by Nicholas Carl Guttilla on behalf of Target #2365, 21398 S. Ellsworth Loop Rd., Queen Creek, AZ 85142. (Queen Creek Marketplace). Target currently has a Series 10 Beer & Wine Store license.

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 Ordinances 696-19, 697-19, 698-19, 699-19, P19-0036 Zoning Ordinance Text Amendment, a request for Zoning Ordinance Text Amendments addressing Industrial Design Guidelines, Conditional Use Permits, Administrative Review for Site Plans, and general code corrections.

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. Consideration and possible action on the Town's FY 2019/20 Tentative Budget of \$452.7 million. In addition, set the public hearing for May 15, 2019 for both the Final Budget and the Truth in Taxation per requirements under Arizona State statues.

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 22nd day of April 2019 the Agenda for the May 1, 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.