



**\*AGENDA\***

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

Community Chambers, 20727 E. Civic Parkway

November 20, 2019

5:30 PM

*Pursuant to A.R.S. § 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 A.R.S. § 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 the Fall 2019 CERT Graduates
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)
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 to consider the Town's position and instruct its attorneys regarding a pending lawsuits: 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 Town's representatives regarding potential water rights agreements. 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 a land use inventory study. A.R.S. 38-431.03(A)(3) & (4)
- F. Discussion and consultation with the Town's attorney for legal advice and with the Town's representatives regarding the Germann Road Annexation. A.R.S. 38-431.03(A)(3) & (4)

**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. (Budgeted in FY2020)
- B. Consideration and possible approval of the First Amendment to Cooperative Purchase Agreement with Hughes Fire Equipment, Inc. through the Fire Rescue GPO / NPPGov Contract for the acquisition of a new fire apparatus in the amount of \$734,122, and a request for authorization to purchase an additional \$240,000 of allied equipment for the apparatus, for a total cost of \$974,122, and related budget adjustments.
- C. Consideration and possible approval of the updated TOWN OF QUEEN CREEK PUBLIC PARK REGULATIONS.
- D. Consideration and possible approval of a contract for escrow and title financial services with Pioneer Title Agency, Inc., and Security Title Agency.

- E. Consideration and possible approval of a Construction Services Contract with Western Utility Contractors, dba Overley's, in an amount not to exceed \$2,958,384 for the construction of water and sewer lines along Germann Road: Signal Butte Road to Meridian Road (WW084 and WA163) and a water line along Meridian Road: Germann to Ryan Road; and necessary budget adjustments (WA162). (FY20 Budgeted Item)
- F. Consideration and possible approval of the Final Plats for Legado Parcels A, B, C, & D, a request by Taylor Morrison Arizona Inc.
- G. Consideration and possible approval of the "Map of Dedication" for Legado Phase 1 Collector Roadways, a request by Taylor Morrison Arizona Inc.
- H. Consideration and possible approval of Ordinance 716-19 revoking the legal restrictions associated with expending the 2% Construction Sales Tax, 0.25% Town Center Sales Tax, and 0.25% Public Safety Sales Tax; Consideration and possible approval of Resolution 1308-19 amending the Town's Revenue Management Policies to dedicate the use of the 2% Construction Sales Tax, 0.25% Town Center Sales Tax, and 0.25% Public Safety Sales Tax.
- I. Consideration and possible approval of a Reservation of a Public Utility Easement to be dedicated for the use of public utilities on Rittenhouse Road for the Rittenhouse Road from 213th St. to Riggs Road Project (A0306).
- J. Consideration and possible approval of a Work Order #1 with Rummel Construction to install security gates and safety railing along Riggs Road in an amount not to exceed \$52,785 for post construction work associated with the Riggs Road Project A0510. (FY 2019/20 Budgeted Item)
- K. Consideration and possible approval of a Job Order # 2 obtained through cooperative contract (Peoria contract # ACON14119) with Valley Rain Construction Corporation to construct a public trailhead access point and safety railing for the Sonoqui Wash connection at Power Road in an amount not to exceed \$45,182 for Project A1403. (FY 2019/20 Budgeted Item)
- L. Consideration and possible approval of a Project Order #4 for Wood Environment & Infrastructure Solutions, Inc. in an amount not to exceed \$104,445.89 for engineering design of Ellsworth Road: Rittenhouse to Union Pacific Railroad (UPRR) Project A0207. (FY 2019/20 Budgeted Item)

- 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.*

- A. Public Hearing and possible action on Case P19-0048 “Zimmerman Dairy Major General Plan Amendment”, a request by Zimmerman Dairy LLC, for a Major General Plan Amendment for 191 acres from Industrial to 14 acres of Commercial and 177 acres of Neighborhood. This project is generally located at the southeast corner of Meridian Road and Germann Road.

- 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 approval of Resolution 1305-19, adopting the Town's Development Impact Fee Schedule.
- B. Discussion and possible approval of Resolution 1306-19, approving a Development Impact Fee Market Alignment Program for the Town.

**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, Maria E. Gonzalez, do hereby certify that I caused to be posted this 12th day of November, the Agenda for the November 20, 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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Maria E. Gonzalez, CMC

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.