



**Regular and Possible Executive Session**  
**Queen Creek Town Council**  
Community Chambers, 20727 E. Civic Parkway  
December 18, 2019  
5:30 PM

**1. Call to Order:**

**2. Roll Call: (one or more members of the Council may participate by telephone)**

Gail Barney	Mayor	Present – via Telephone
Robin Benning	Vice Mayor	Present
Jeff Brown	Council Member	Present
Jake Hoffman	Council Member	Present
Dawn Oliphant	Council Member	Present
Emilena Turley	Council Member	Present
Julia Wheatley	Council Member	Present

**3. Pledge of Allegiance:**

Led by Vice Mayor Benning.

**4. Invocation/Moment of Silence:**

A moment of silence was held for all of the men and women in uniform who are making sure we have a safe place to live. This includes our own Queen Creek Fire and Medical department and all of the local MCSO officers.

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

None.

**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.

*See attached report.*

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

1. None.

**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.*

Jon Wootten - 19302 E Via de Palma, offered insight into the history of the trail system and crossing at Riggs Road as a citizen, former planning and zoning commission member, and former council member. He reflected on the public involvement regarding safety and maintained that the trail system under the road was the best plan.

**8. Motion to Adjourn into Executive Session (to be held in the Ironwood Conference Room in the Community Chambers Building) for the following purposes):**

<b>MOTION:</b>	<b>To adjourn into Executive Session at 5:43 p.m.</b>
<b>RESULT:</b>	<b>Approved unanimously (7-0)</b>
<b>MOVER:</b>	Jake Hoffman, Council Member
<b>SECONDER:</b>	Julia Wheatley, Council Member
<b>AYES:</b>	Barney, Wheatley, Benning, Brown, Oliphant, Turley, Hoffman

- 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 representatives and Town Attorney regarding the acceptance of a counter offer for the purchase of the Davidson Well Utilities Department project number WA258. 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 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)
- 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 attorneys regarding a pending lawsuit: Encanterra Residents Against Annexation vs. Town of Queen Creek. A.R.S. 38-431.03(A)(3) & (4)

The Regular Session reconvened at 6:55 p.m.

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.*

<b>MOTION:</b>	To approve the Consent Agenda.
<b>RESULT:</b>	Approved unanimously (7-0)
<b>MOVER:</b>	Jeff Brown, Council Member
<b>SECONDER:</b>	Jake Hoffman, Council Member
<b>AYES:</b>	Barney, Wheatley, Benning, Brown, Oliphant, Turley, Hoffman

- A. Consideration and possible approval of the October 16, 2019, November 6, 2019, November 20, 2019, and December 4, 2019 Regular Session Minutes.
- B. Consideration and possible approval of a Job Order with SD Crane Builders, Inc. in an amount not to exceed \$296,001 for the construction of a materials and heavy equipment canopy located at the Field Operations Facility (WW075 and WA288) (FY20 Budgeted Item).
- C. Consideration and possible approval of an amendment to the Rittenhouse Road widening project Delegation Resolution #1280-19 in the amount of \$380,884. (This is not a budgeted item)
- D. Consideration and possible approval of Resolutions 1313-19 and 1314-19 abandoning portions of the right-of-way of old Rittenhouse Road in Sections 25 and 36, and reserving a Public Utility Easement for each.
- E. Consideration and possible approval of Resolution 1300-19 creating Street Light Improvement District Number 114, (No. 2019-013 for Spur Cross Parcel 2); Resolution 1301-19 creating Street Light Improvement District Number 115, (No. 2019-014 for Spur Cross Parcel 3); Resolution 1302-19 creating Street Light Improvement District Number 116, (No. 2019-015 for Spur Cross Parcel 5); and Resolution 1303-19 creating Street Light Improvement District Number 117, (No. 2019-016 for Spur Cross Parcel 6).
- F. Consideration and possible approval of Resolution 1299-19 creating Street Light Improvement District Number 113, (No. 2019-012 for Victoria Heights).
- G. Consideration and possible approval of Resolution 1316-19 authorizing the application for a drinking water state revolving fund loan from the Water Infrastructure Finance Authority of Arizona in the amount not to exceed \$57 million.

- H. Consideration and possible approval of Resolution 1317-19 authorizing the application for a clean water state revolving fund from the Water Infrastructure Finance Authority of Arizona in the amount not to exceed \$10 million.
- I. Consideration and possible approval of Resolution 1307-19 declaring official intention to be reimbursed in connection with certain capital expenditures relating to three fire stations, the fire resource center, certain roads and streets projects, and the Trilogy Encanterra Water Exchange Agreement, in an amount not to exceed \$70 million.
- J. Consideration and possible: (1) Adoption of Resolution 1318-19 approving the sale and execution and delivery of subordinate lien excise tax and state shared revenue obligations, Series 2020, evidencing a proportionate interest of the owners thereof in a purchase agreement; (2) Authorization of such purchase agreement and other necessary related documents and delegation of authority to Town Manager and Town Attorney to finalize same; (3) Delegation of the determination of certain terms of such obligations and matters related thereto and authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by the resolution; (4) Approval of Resolution 1311-19 declaring official intention to be reimbursed in an amount not to exceed \$7 million.
- K. Consideration and possible approval of Annexation Ordinance #717-19 extending and increasing the corporate limits of the Town of Queen Creek, Maricopa County, State of Arizona, pursuant to the provisions of A.R.S. §9-471.N by annexing certain Maricopa County right-of-way generally described as Germann Road (per legal descriptions attached)

**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. Update on Trail Improvements in and around Riggs Road and Horseshoe Park & Equestrian Centre.

Public Works Director Troy White and Marketing, Communications and Recreation Director Marnie Schubert provided the Council with options for trail improvements in and around Riggs Road and Horseshoe Park & Equestrian Centre. Two videos were presented relative to the trail improvements in and around Riggs Road and HPEC, and "Know How to Drive Around Animals". Ms. Schubert noted the video was shared on social media platforms and in the equestrian community. Comments and questions have been submitted from the community and staff is responding as well helping to drive the safety message to drivers to maneuver safely around animals. In addition, the *Drive to Arrive* video is planned for release on social media outlets on December 20, 2019.

- 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. None.

- 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 a Naming Rights program for Horseshoe Park & Equestrian Centre (HPEC).

HPEC Manager Tim Lynch provided the Council with background on the efforts made to establish a naming program for HPEC. To date, there has been over \$200,000 donated to the Friends of Horseshoe Park for the covered arena project, purchased a pre-fabricated building, and donated materials to the Town. The Town then funded to assemble and erect the building. To note, Dawn & John Chapman donated \$50,000, and the AZ Cutting Horse Association (AzCHA) donated \$80,000; over 50% of the total donations.

In an effort to recognize their generosity, Mr. Lynch noted that a naming rights program would accomplish two goals. It would first honor the donors by naming Arena 1, "The Chapman Autoplex Arena" for a period of 10 years, and naming Arena 3 after AzCHA for a similar period of time. Secondly, naming the buildings will help create a market for building at HPEC that does not currently exist. Mr. Lynch also provided alternatives for the Council's consideration.

Discussion ensued regarding the need for a policy, procedure to bring forward aesthetically pleasing and cost effective signage for Council support. Follow up discussion with the Town Attorney to be had to review and discuss best and appropriate structure for donated funds. Further discussion held regarding a shortfall of \$2,000 (\$500 of which was personally offered as a donation by Vice Mayor Benning), and that the Town not be responsible for it. Town Attorney Scott Holcomb commented that this is not to be presented as a policy but rather a program.


In closing, the Council shared their thoughts on this being Mr. Lynch's last meeting before retirement and thanked him for all his efforts/accomplishments over the past 10-years.

<b>MOTION:</b>	<b>Approval of a Naming Rights Program for Horseshoe Park &amp; Equestrian Centre, and that the donation for signage be \$13,000 with an additional \$2,000 (if necessary) obtained from another source separate from the Town.</b>
<b>RESULT:</b>	<b>Approved [6 to 1]</b>
<b>MOVER:</b>	Julia Wheatley, Council Member
<b>SECONDER:</b>	Robin Benning, Vice Mayor
<b>AYES:</b>	Barney, Wheatley, Benning, Brown, Oliphant, Turley
<b>NAYS:</b>	Hoffman


**14. Adjournment**

The meeting adjourned at 7:58 p.m.

TOWN OF QUEEN CREEK

  
Gail Barney, Mayor

ATTEST:

  
Maria E. Gonzalez, Town Clerk

I, Maria E. Gonzalez, do hereby certify that to the best of my knowledge and belief, the foregoing Minutes are a true and correct copy of the Minutes of the December 18, 2019 Regular Session of the Queen Creek Town Council. I further certify that the meeting was duly called and that a quorum was present.

Passed and approved on March 4, 2020.