



Regular and Possible Executive Session
Queen Creek Town Council
Community Chambers, 20727 E. Civic Parkway
January 15, 2020
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
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 Mayor Barney.

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):

A. Presentation of ENR Southwest Award of Merit for Mansel Carter Oasis Park

Director of Communications, Marketing, and Recreation Marnie Schubert presented the Mayor and Council with the Award of Merit received by Engineering News-Record (ENR) for Mansel Carter Oasis Park.

The award was recognized in the Sports/Entertainment category. J2 Engineering & Environmental Design and Haydon Building Corp submitted Mansel Park for the award. The ENR annual awards program is dedicated to honor the best construction projects and the companies that design and build them in the U.S. and Puerto Rico. The Mayor and Council congratulated staff.

B. Recognition of Tim Lynch, General Manager of Horseshoe Park & Equestrian Centre

The Mayor and Council recognized Tim Lynch and reflected on his achievements over the years as the General Manager of Horseshoe Park and Equestrian Centre (HPEC). The

Mayor and Council wished him well on his retirement and presented Mr. Lynch with a Key to the Town.

C. Recognition of the Queen Creek Middle School Special Olympics Super Squad

The Mayor & Council recognized the Queen Creek Middle School Special Olympics Super Squad as a group, of incredible young men and women representing Queen Creek in not only their athletic ability, but also in their perseverance through adversity.

These athletes have participated in the Special Olympics for many years, and recently competed in a Bowling Tournament. Athletes from across the Queen Creek Unified School District will participate in an upcoming area and state basketball skills competitions, as well as a track and field competition. The Special Olympics Super Squad helps athletes learn to work as a team and to learn the rules and techniques for the sports they participate in.

This program would not be possible without leadership provided by the teachers, Meredith Alaniz and Holly Gilgert, and Special Education Aides Diane Markland, Peter Fuller, and Lourdes Amaro, not to mention the parents of these athletes.

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.*

- Dr. Alexander Theodore, 20606 S 187th Way, Queen Creek, thanked the Council for their hard work and expressed his concerns with speeding in and around Sossaman Estates and appealed to the Council to help address the situation to avoid serious injury in the future.
- Mr. Jerry Sherridan, 22102 E Boothill, Ft. McDowell, introduced himself as a candidate for Pinal County Sheriff. He reflected on the Town's partnership with Maricopa County

Sheriff's Office, where he served 38 years and was the Chief Deputy Sheriff. Mr. Sherridan commented on the diminished level of service since his retirement, his review of the police services study, and his intent (if elected) to return the level of service where necessary in Queen Creek. He then asked the Council to delay in a decision to change the policing model.

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

MOTION:	To adjourn into Executive Session at 5:52 p.m.
RESULT:	Approved unanimously (7-0)
MOVER:	Julia Wheatley, Council Member
SECONDER:	Jeff Brown, Council Member
AYES:	Barney, Benning, Brown, Hoffman, Oliphant, Turley, Wheatley

- A. 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 negotiations for the purchase of real property. A.R.S. § 38-431.03(A)(3), (4) & (7)
- B. Discussion and consultation with the Town's representatives and Town's Attorney regarding the Arizona Corporation Commission actions related to Johnson Utilities. A.R.S. § 38-431.03(A)(3) & (4)
- C. Discussion and consultation with the Town's representatives and Town's Attorney regarding annexations and providing utility services. A.R.S. § 38-431.03(A)(3) & (4)
- D. Discussion and consultation with the Town's representatives and Town's Attorney regarding potential water rights agreements. 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)
- F. 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: Johnson Utilities vs. Town of Queen Creek. A.R.S. § 38-431.03(A)(3) & (4)

The Regular Session reconvened at 6:43 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.*

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

- A. Consideration and possible approval of Expenditures Over \$25,000. (Budgeted in FY20)
 - 1. Toter - Trash & Recycling Carts: \$179,850 (Public Works)
 - 2. Hughes Fire Equipment, Inc. - Emergency Repairs to Fire Apparatus E411: \$29,504 (Fire & Medical)
- B. Consideration and possible approval of Software and Services Contract with Cartegraph Systems, Inc. in an amount not to exceed \$41,433 for See Click Fix Software Licenses and implementation services (Budgeted in FY20)
- C. Consideration and possible approval of Council committee assignments for 2020.
- D. Consideration and possible approval of the appointment of Brent White and the reappointment of Perry Berry, Warde Nichols, Shane Randall and Grant Tayrien to the Economic Development Commission.
- E. Consideration and possible approval of a First Amendment to the Contract for Leasing of Town Building with Assist Enterprises DBA AZ Aspire Academy to increase their operational space within the Community Center at Founders Park.
- F. Consideration and possible approval of an Intergovernmental Agreement with City of Mesa for the extension of a natural gas line along Queen Creek Road and Signal Butte Road to the new Town of Queen Creek Fire Station No.4 currently under construction. CIP Project A1002-Phase 1 Budgeted in FY20.
- G. Consideration and possible approval of a Regional Emergency Medical Transportation Services Agreement with American Medical Response of Maricopa, LLC.

- H. Consideration and possible approval of the Intergovernmental Agreement with the City of Mesa for Fire Apparatus Maintenance and Repair Services, on an as needed basis, and a Cooperative Purchase Agreement with Hughes Fire Equipment, Inc. for Fire Apparatus Maintenance and Repair Services, on an as needed basis, in an amount not to exceed \$150,000 (FY20 budgeted item).
- I. Consideration and possible approval of a Job Order with B&F Contracting, Inc. in an amount not to exceed \$659,618 for the construction of water lines located in Twin Acre Drive and 196th Street (WA256); and necessary budget adjustments.
- J. Consideration and possible approval of the Final Plat for Spur Cross Parcel I, a request by EL Dorado Resource Capital LLC.

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. Presentation and discussion on the state of Recycling.

Public Works Director Troy White provided a brief presentation regarding a broad recycling update, regional perspectives, and considerations for Queen Creek.

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. 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 Resolution No. 1319-20 accepting the Town's Fiscal Year 2018-19 financial statements and audit reports.

Finance Director Scott McCarty presented on the close-out of FY18/19 with the audit, the results of the audit, and the Town's great relationship with the auditor allowing for a

collaborative process and approach. He noted this as the first year that Town staff completed the Comprehensive Annual Financial Report (CAFR) in-house, a change from prior years where the auditor was responsible for the CAFR. He commended Deputy Finance Director Dan Olson, Accounting Supervisor, Matthew Reames and Accountant Alicia Jones for their hard work and dedication over the past few months to complete the CAFR. Additionally, McCarty thanked the Mayor and Council for the resources.

Town Manager John Kross highlighted that in prior years, the auditor completed the CAFR and was required to report it as a finding in the audit reports. He added that Queen Creek is now in a selective group of less than 50% (nationally) that can produce the CAFR in-house. Town Manager Kross also thanked the team and Council.

Ms. Sandra L. Cronstrom, CPA, Principal with CliftonLarsonAllen provided an overview of an audit, the CAFR, and control deficiencies. It was noted that a significant deficiency was reported on the internal controls over Development Services Revenues (Permit Fee Charges). With respect to the Highway User Revenue Fund Compliance, the Town was well within expenditure limitation.

In closing, the report rendered an Unmodified Opinion on the Financial Statements "clean opinion" meaning there were no material errors found and statements are correct. This year, the Town had no material weaknesses. Ms. Cronstrom thanked the Finance Department and noted their professionalism and responsiveness.

Finance Director Scott McCarty summarized the overall financial results and discussed the operating budget results for the Town. He noted the revenues were better than budget and increased over the previous fiscal year. Expenses were less than budgeted. Increased pension reserves per policy; a fully funded Public Safety Personnel Retirement System unfunded pension liability for sworn fire employees. 4) increase in completed infrastructure adding nearly \$55M; adding about 9% of value of all assets the Town has. 5) issued \$49.5 bonds and 6) paid off \$10.9M of interfund loans.

MOTION:	To approve Resolution No. 1319-20 accepting the Town's Fiscal Year 2018-19 financial statements and audit reports.
RESULT:	Approved unanimously (7-0)
MOVER:	Emilena Turley, Council Member
SECONDER:	Jeff Brown, Council Member
AYES:	Barney, Benning, Brown, Hoffman, Oliphant, Turley, Wheatley

- B. Discussion and possible approval of the appointment of Council Member Julia Wheatley to serve as Vice Mayor for a term ending January 2021.

Mayor Barney thanked Council Member Benning for his leadership and support in representing the Town as Vice Mayor in 2019. Council Member Benning thanked the

Mayor and commented that he looks forward to assist incoming and leadership. Mayor Barney then discussed Council Member Wheatley's tenure on the Council and nominated her to serve as the Vice Mayor for 2020.

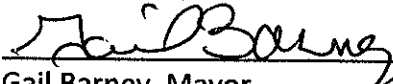
Council Member Wheatley thanked the Mayor and Council for entrusting her with the duties of Vice Mayor and thanked outgoing Council Member Benning. She addressed her family and expressed her excitement to serve in the capacity of Vice Mayor.

MOTION:	To approve the appointment of Council Member Julia Wheatley as Vice Mayor for a term ending January 2021.
RESULT:	Approved unanimously (7-0)
MOVER:	Robin Benning, Vice Mayor
SECONDER:	Dawn Oliphant, Council Member
AYES:	Barney, Benning, Brown, Hoffman, Oliphant, Turley, Wheatley

14. Adjournment

The meeting adjourned at 7:27 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 January 15, 2020 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.