



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

Community Chambers, 20727 E. Civic Parkway

April 1, 2020

5:30 PM

Following the recommendations from the Center for Diseases Control and Prevention (CDC), to avoid gatherings of 10 or more people, as well as federal and state emergency declarations related to COVID-19, for the April 1 Queen Creek Town Council meeting physical attendance in the Council Chambers will be limited to members of the Town Council and necessary staff only. Some members of the Town Council and Staff may attend electronically.

Others may attend, including the public and media, by accessing and listening to the Town Council meeting online at QueenCreek.org and following the instructions on that webpage.

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).

The Mayor or other presiding officer at the meeting may change the order of agenda items and/or take items on the agenda in any order they determine is appropriate.

- 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. Proclamation: Census Day
 - B. Volunteer Recognition: Sun Valley Church
- 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. None.

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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 address the Town Council through sending an email to PublicComment@queencreek.org by 5:15pm on April 1, 2020. Email comments should be limited to 500 words or less. Please identify your name, address and city/town of residence, and whether you wish your comment to be read at the meeting or just submitted as part of the written record. The Town Council may not discuss or take action on any issue raised during public comment until a later meeting.*

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 for legal advice 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's attorney and Town's representatives regarding potential water rights agreements. 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 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)

 - E. Discussion and consultation with the Town's attorney for legal advice and with the Town's attorney and Town's representatives regarding an Intergovernmental Agreement with the Flood Control District for the Queen Creek Road Channel system. 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 the "Final Plat" of Parkside Estates, a request by Emperor Farm Investments LLC.

 - B. Consideration and possible approval of the "Replat" for Tracts B & I and Parcel 1 - Shea Homes at Johnson Farms, Golf Course, Tracts, and Multi Family Parcels, a request by Trilog Encanterra Construction LLC.

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- C. Consideration and possible approval of Project Order #5 (Town Contract 2016-114) with Kimley Horn and Associates, Inc. in an amount not to exceed \$35,200 for development of intelligent transportation system specifications for equipment and devices. (FY 19/20 Budgeted Item)
- D. Consideration and possible approval of cooperative purchase agreements with Advance Traffic Products Inc., Clark Transportation Solutions, Econolite Control Products Inc., Sierra Transportation and Technology, LLC, Solar Traffic Controls LLC, Traffic Parts Inc., and Wesco dba Brown Wholesale, for the purchase of traffic signal poles and components on an as-needed basis for a cumulative amount not to exceed \$300,000.

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: 2019 Annual Crime Statistics
- B. Presentation: 3-Year Transportation Improvement Program Update

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. Please address the Town Council on any of the items on Public Hearing Consent Agenda through sending an email to PublicComment@queencreek.org. Email comments should be limited to 500 words or less. Please identify your name, address and city/town of residence, and whether you wish your comment to be read at the meeting or just submitted as part of the written record. Any additional opportunities for Public Hearing Consent Agenda will be announced at least 24 hours prior to the meeting, 5:30 p.m. on Tuesday, March 31, 2020.*

- A. Public Hearing and possible approval of a Series 10 Beer and Wine Store license application submitted by Andrea Dahlman Lewkowitz on behalf of Trader Joe's #286, 21186 S. Ellsworth Loop Road, Queen Creek (Queen Creek Marketplace).
- B. Public Hearing and Possible Action on Ordinance 722-20, Ocotillo 11 Text Amendments, Case P19-0238. Staff initiated Text Amendments and PAD rezone to create a new Residential Commercial (RC) Zoning District and rezone 11 properties from R1-6 to RC/PAD, on approximately 3.5 acres located at the southwest corner of Ocotillo Road and 205th Place.
- C. Public Hearing and Possible Action on Ordinance 723-20, Ocotillo 11 PAD Rezone Case P19-0239. Staff initiated Text Amendments and PAD rezone to create a new Residential Commercial (RC) Zoning District and rezone 11 properties from R1-6 to RC/PAD, on approximately 3.5 acres located at the southwest corner of Ocotillo Road and 205th Place.
- D. Public Hearing and Possible Action on Ordinance 724-20, P20-0013 Orchard Cove Rezone, a request by Ralph Pew (Pew and Lake, PLC) for a Rezoning of approximately 3.44 acres from R1-43 to R1-5 for the development of a 12-lot subdivision, located north of the northwest corner of Signal Butte Road and Via Del Jardin.

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12. Public Hearings: *Please address the Town Council on any of the items on Public Hearing Agenda through sending an email to PublicComment@queencreek.org. Email comments should be limited to 500 words or less. Please identify your name, address and city/town of residence, and whether you wish your comment to be read at the meeting or just submitted as part of the written record. Any additional opportunities for Public Hearing will be announced at least 24 hours prior to the meeting, 5:30 p.m. on Tuesday, March 31, 2020.*

- A. Public Hearing and Possible Action on Ordinance 725-20, P18-0201 Ellsworth and Queen Creek PAD Rezone, a request from Sean Lake (Pew and Lake, PLC) to rezone from R1-43 to Mixed Use (MU) with a Planned Area Development (PAD) Overlay for a commercial development consisting of retail, office, and multi-family residential uses on approximately 45 acres, located at the southwest 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. None.

14. Adjournment

Pursuant to ARS 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 Gonzalez, do hereby certify that I caused to be posted this 23rd day of March the Agenda for the April 1, 2020 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.

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.