



AMENDED AGENDA
Regular Session
Queen Creek Town Council
Community Chambers, 20727 E. Civic Parkway
September 15, 2021
6:30 PM

Following the recommendations from the Center for Diseases Control and Prevention (CDC), the Arizona Department of Health Services, and the Governor’s Executive Orders, to help slow the spread of COVID-19, attendance at Town meetings may be limited, including members of the Town Council and staff, to maintain appropriate physical distancing as determined by the Town. Some members of the Town Council and staff may attend electronically.

The public can continue to watch the meeting live streamed at [QueenCreekAZ.gov/Watch Meetings](https://www.queen-creek.gov/WatchMeetings) by selecting “video” next to the applicable meeting (once the meeting begins) or by visiting the Town’s Ustream account at <https://video.ibm.com/councilmeeting> .

Public comment: in addition to attending in-person, there are two options for residents to submit public comment for the September 15 Town Council meeting:

- *Email: submit a comment to PublicComment@QueenCreekAZ.gov. Every email received will be entered into the official record. Please include your name, address, comment and note if your comment is for call to the public.*
- *WebEx Online Meeting: Using a computer, tablet or smartphone, log into the meeting through WebEx (LINK) and provide a public comment. To participate, register with your name, address and comment. View detailed at [QueenCreekAZ.gov/Watch Meetings](https://www.queen-creek.gov/WatchMeetings).*

Comments without identifying name and address will not be read or submitted as part of the written record.

Pursuant to A.R.S. §§ 38-431.02 and 38-431.03, notice is hereby given to the members of the Town Council and 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 an order they determine is appropriate.

1. Call to Order:

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2. **Roll Call:** (Members of the Town Council may attend electronically and/or telephonically)
3. **Pledge of Allegiance:**
4. **Invocation/Moment of Silence:**
5. **Ceremonial Matters (Presentations, Proclamations, Awards, Guest Introductions and Announcements):**
 - A. Queen Creek Little League
 - B. QC Youth Attend AZ League
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 (August 25, 2021)
 2. Downtown Arts & Placemaking Advisory Subcommittee (September 9, 2021)
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 by completing a Request to Speak Card and turn it into the Town Clerk, sending an email to PublicComment@QueenCreekAZ.gov by 6:30 p.m. on September 15, 2021 (limited to 500 words – identify your name, address 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. Speakers are limited to three (3) minutes each. Only one comment (either by email or by WebEx) per person per Agenda Item will be allowed and comments without identifying name and address will not be read or submitted as part of the written record.*
8. **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 Town 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 August 18, 2021 Regular Session Minutes.

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- B. Consideration and possible approval of Expenditures Over \$25,000. (FY 21/22 Budgeted Items)
 - 1. Western Garage Doors - Roll up doors for Fleet and Utility Buildings: \$25,475 (Public Works)
 - 2. Fennemore Craig PC - Legal Services: \$129,500 (Town Manager)
 - 3. CompuNet, Inc. - Back-up Recover, Continuous Data Protection: \$107,000 (Workforce & Technology)
 - 4. Custom Storage, Inc. dba CStor-Data Center Infrastructure Solution (HPE): \$34,000 (Workforce & Technology / Police)
 - 5. L.N. Curtis & Sons - Self-Contained Breathing Apparatus (SCBA) for the new replacement fire apparatus: \$54,216 (Fire & Medical)
- C. Consideration and possible approval of the reappointment of Carson Brown to the GPEC Board of Directors for FY 21/22.
- D. Consideration and possible approval of the reappointment of Jason Barney, Chris Clark, Jenna Kahl, Derek Neighbors, Perry Rea and Mark Schnepf to the Economic Development Commission.
- E. Consideration and possible approval of the Economic Development Commission Work Plan for FY 21/22.
- F. Consideration and possible approval of deferring the Town's status as a Community Development Block Grant (CDBG) Entitlement Grantee for the FY 21/22.
- G. Consideration and possible approval of a 60-Day Notice of Intention to apply fees associated with public requests for police records.
- H. Consideration and possible approval of an Intergovernmental Agreement with the Town of Gilbert for the purpose of conducting joint law enforcement training or attending law enforcement training hosted by either party.
- I. Consideration and possible approval of a purchase agreement with Whitebox Technology not to exceed \$82,000 for Data Conversion Professional Services, and related budget adjustments for the Police and Information Technology Departments.

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- J. Consideration and possible approval of a change order for the Versaterm Records Management Contract for Required Interface, Data Migration, and Professional Services, in an amount not to exceed \$167,940, and any related budget adjustments for the Police Department.
- K. Consideration and possible approval of a purchase agreement with Dataworks Plus, for an AFIS LiveScan Plus Machine, Associated Equipment, Software, and Professional Services, through a State of Arizona Contract #CTR040050, not to exceed \$41,000, and related budget adjustments for the Police Department.
- L. Consideration and possible approval of an Intergovernmental Agreement with the City of Mesa for Law Enforcement Dispatch Services Not to Exceed \$1,431,184. (FY 21/22 Budgeted Item)
- M. Consideration and possible approval of Project Order #10 (Master On-Call Contract 2016-114) with Kimley-Horn and Associates for the engineering design to widen and improve Chandler Heights Road from Sossaman Road to Hawes Road (CIP Project A0602) in an amount not to exceed \$1,011,610 and the necessary budget adjustments.
- N. Consideration and possible approval of a Cooperative Contract Agreement with Haydon Building Corp., through the Town of Gilbert Job Order Contract (Contract No. 321000249) for General Utility Projects on an as needed basis.
- O. Consideration and possible approval of an On-Call Project Order with Sunrise Engineering in an amount not to exceed \$59,818 for Engineering Services for a Master Plan for future infrastructure in State Land. (FY 21/22 Budgeted Item)
- P. Consideration and possible approval of a five-year cooperative purchase agreement with Public Trust Advisors, LLC in an amount of approximately \$80,000 per year for investment management services. (FY 21/22 Budgeted Item)
- Q. Consideration and possible approval of the Groundwater Savings Facility Storage Intergovernmental Agreement with Queen Creek Irrigation District. - *New Agenda Item*
- R. Consideration and possible approval of the "Replat" for Encanterra Casitas, a request by The Club at Encanterra LLC.
- S. Consideration and possible approval of the "Final Plat" for Orchard Cove, a request by Schoolhouse Signal Butte LLC.
- T. Consideration and possible approval of the "Final Plat" for Bungalows at Combs & Gantzel, a request by Bungalows on Combs LLC.

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U. Consideration and possible adoption of Ordinance No. 764-21, an Ordinance of the Mayor and Council of the Town of Queen Creek, Arizona, deleting and replacing Chapter 4 Police Department, Chapter 9 Offenses, Chapter 11 Traffic, and Chapter 15 parks and recreation of the town code; and amending certain sections of Chapter 1 General, Chapter 10 Health and Sanitation, and Chapter 18 Fire Prevention and Protection, of the Town Code; to remove duplication and inconsistency in, and consolidate and clarify, the Code provisions to be enforced by, and facilitate the operations of, the newly formed Queen Creek Police Department; and provide for consistency and proper coordination between amended Chapters of the Town Code, and between the impacted Town Departments and the Police Department; providing for penalties; providing for repeal of conflicting ordinances; and providing for an effective date for the Code revisions of January 11, 2022.

9. 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 items on the Public Hearing Consent Agenda by completing a Request to Speak Card and turn it into the Town Clerk, sending an email to PublicComment@QueenCreekAZ.gov (limited to 500 words – identify your name, address and whether you wish your comment to be read at the meeting or just submitted as part of the written record) or by WebEx (instructions at QueenCreekAZ.gov/WatchMeetings). Speakers are limited to three (3) minutes each. Only one comment (either by email or by WebEx) per person per Agenda Item will be allowed and comments without identifying name and address will not be read or submitted as part of the written record.*

A. Public Hearing and possible approval of two liquor license applications for a new Series 007 Beer & Wine Bar and a new Series 009 Liquor Store submitted by Jeffrey Craig Miller on behalf of Fry's Marketplace #693, 25105 S. Ellsworth Road, Queen Creek, AZ 85142.

B. Public Hearing and possible approval of a new Series 010 Beer & Wine Store Liquor License application submitted by Jeffrey Craig Miller on behalf of Fry's Fuel Center #693, 25307 S. Ellsworth Road, Queen Creek, AZ 85142.

C. Public Hearing and possible action on P21-0095 and P21-0096 Circle K at Riggs and Rittenhouse Conditional Use Permit and Site Plan, a request from Jodi Hammill (Land Development Consultants LLC) for a Conditional Use Permit (CUP) for fuel sales and Site Plan approval on approximately 2.04 acres located at the northwest corner of Riggs and Rittenhouse roads.

D. Public Hearing and possible action on Resolution 1425-21 Case P21-0133 Town Initiated Annual Update to the 2018 General Plan Update, a staff initiated annual update to provide a brief list of updates to the document's maps to reflect changes since its approval and provide additional clarification.

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10. Public Hearings: *If you wish to speak to the Town Council on any of the items listed as a Public Hearing, please address the Town Council by sending an email to PublicComment@QueenCreekAZ.gov (limited to 500 words – identify your name, address and whether you wish your comment to be read at the meeting or just submitted as part of the written record) or by WebEx (instructions at QueenCreekAZ.gov/WatchMeetings). Speakers are limited to three (3) minutes each. Only one comment (either by email or by WebEx) per person per Agenda Item will be allowed and comments without identifying name and address will not be read or submitted as part of the written record.*

- A. Discussion and possible action on Ordinance 761-21, Case P21-0134 Drive-Thru Conditional Use Permit, an amendment to the Zoning Ordinance Section 1.14, Definitions, Table 4.6-1, Permitted Uses, and Section 6.5, Supplemental Use Regulations, requiring a Conditional Use Permit for drive-thru restaurants that are located within 1200-feet (with a possible amendment to 300-feet) of a residential zoning district when operating between the hours of 10 pm and 6 am.

11. Items for Discussion: *These items are for Town Council discussion only and no action will be taken. In general, no public comment will be taken.*

- A. Credit Card Service Fee Program
- B. Police Department Update

12. Final Action: *If you wish to speak to the Town Council on any of the items listed under Final Action Please address the Town Council by completing a Request to Speak Card and turn it into the Town Clerk, sending an email to PublicComment@QueenCreekAZ.gov (limited to 500 words – identify your name, address and whether you wish your comment to be read at the meeting or just submitted as part of the written record) or by WebEx (instructions at QueenCreekAZ.gov/WatchMeetings). Speakers are limited to three (3) minutes each. Only one comment (either by email or by WebEx) per person per Agenda Item will be allowed and comments without identifying name and address will not be read or submitted as part of the written record.*

- A. None.

13. 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 14th day of September the Agenda for the September 15, 2021 Regular and Possible Executive Session of the

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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.