



AMENDED AGENDA

Queen Creek Town Council Regular Session

Community Chambers, 20727 E Civic Parkway

February 1, 2023

6:30 PM

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 public can continue to watch the meeting live streamed at [QueenCreek.org/WatchMeetings](https://www.queen-creek.org/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>.

In addition to attending in-person, residents may submit public comment for this Town Council meeting by submitting their comments via email to PublicComment@QueenCreekAZ.gov. Every email, if received by the deadline of 5:00 p.m., the day of the meeting will be entered into the official record. Please include your name, address, comment and note if your comment is for call to the public. Comments without identifying name and address will not become part of the written record.

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. Some members of the Town Council and staff may attend electronically.

- 1. Call to Order:**
- 2. Roll Call:** *(Members of the Town Council may attend electronically and/or telephonically)*
- 3. Pledge of Allegiance:**
- 4. Invocation/Moment of Silence:** Philip Stowell, Fire Department Chaplain
- 5. Ceremonial Matters (Presentations, Proclamations, Awards, Guest Introductions and Announcements):**
 - A. Proclamation - Go Red for Women Month
 - B. Proclamation - Black History Month
 - C. Proclamation - International Mother Language Day (February 21, 2023)
 - D. Recognition of the NIBRS certification for the Queen Creek Police Department.
- 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 (January 25, 2023)

- 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 returning it to the Town Clerk (limited to three (3) minutes each), or by emailing your comment for this Town Council meeting to PublicComment@QueenCreekAZ.gov (limited to 500 words). Every email, if received by the deadline of 5:00 p.m., the day of the meeting, will be entered into the official record. Only one comment per person, per Agenda Item will be allowed. Comments without identifying name and address will not be entered into the official record. The Town Council may not discuss or take action on any issue raised during public comment until a later meeting.*
- 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 January 18, 2023 Regular Session minutes.
 - B. Consideration and possible approval of Expenditures \$25,000 and over, pursuant to Town Purchasing Policy. (FY 22/23 Budgeted Items)
 - 1. RWC International - Vehicle Purchase: Additional \$30,000 contract spending authority to cover a price increase on existing orders from FY22 for a dump truck for Streets and hook truck for Utilities. Council approved a total of \$530,000 on June 1, 2022 & December 21, 2022. This request will take the total contract spending authority to \$560,000. (Public Works-Streets, Utilities)
 - 2. National Waterproofing & Roofing (NWR) - Additional \$60,000 contract spending authority for roof restoration repair and maintenance due to leakage at various Town Facilities: Council approved \$90,000 on November 16, 2022. This request will take the total contract spending authority to \$150,000. (Public Works-Facilities)
 - 3. Safeware - Barrier (Ballistic) Shields: \$60,000 (Police)
 - 4. Allterra Central, Inc. - Forensic Scanning Module: \$50,000 (Police)
 - C. Consideration and possible approval of Project Order #1 Town Contract #2022-062, with Entellus for the Via Del Jardin Wash Crossing Improvements (CIP Project No. D0013) in the amount not to exceed \$418,661. (This is a FY22/23 Budgeted Item)
 - D. Consideration and possible approval of Delegation Resolution #1516-23 authorizing and directing the Town Manager and/or Capital Improvement Projects Department Director to take any and all action necessary; and to sign any and all documents, contracts, and/or agreements related to construction and completion of Hawes Road Improvement Project from Rittenhouse Road to Ocotillo Road (CIP Project no. A0401) in an amount not to exceed \$756,470. (This is a FY23 Budgeted Item)
 - E. Consideration and possible approval of Resolution 1517-23, a Resolution of the Common Council of the Town of Queen Creek, Arizona, approving the Right of Way Exchange Agreement between the Town and RAB Investment Trust and DBJ Investment Trust for the new Pecos Road and Meridian Road intersection alignment; and authorizing and directing the Mayor, Town Manager, Town Clerk and Town Attorney to take all actions necessary to finalize and effectuate the transaction.

- 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 by completing a Request to Speak Card and returning it to the Town Clerk (limited to three (3) minutes each), or by emailing your comment for this Town Council meeting to PublicComment@QueenCreekAZ.gov (limited to 500 words). Every email, if received by the deadline of 5:00 p.m., the day of the meeting, will be entered into the official record. Only one comment per person, per Agenda Item will be allowed. Comments without identifying name and address will not be entered into the official record.*
- A. Consideration and possible recommendation of approval on a new Series 012 Restaurant Liquor License application submitted by Amy S Nations on behalf of Sauce Pizza & Wine located at 20491 E Rittenhouse Road H2 & H5, Queen Creek.
 - B. Consideration and possible recommendation of approval on a new Series 009 Liquor Store License application submitted by Maria Danielle Burgess on behalf of Circle K Store #2709560 located at 23024 E Riggs Road, Queen Creek.
 - C. Consideration and possible recommendation of approval on a new Series 006 Bar Liquor License application submitted by Jared Michael Repinski on behalf of Las Colinas Golf Club located at 21515 E Village Loop Road, Queen Creek.
 - D. Public Hearing and possible action on case P22-0237 Rili B's Taco Shop Conditional Use Permit, a request from Bryan Ledbetter, Triple B6, LLC, for a Conditional Use Permit (CUP) to allow for the operation of a 24-hour drive-thru restaurant located within 300ft of a residential zoning district, located within Heritage Square commercial center, east of the northeast corner of Ellsworth Heritage Loop roads.
- 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 completing a Request to Speak Card and returning it to the Town Clerk (limited to three (3) minutes each), or by emailing your comment for this Town Council meeting to PublicComment@QueenCreekAZ.gov (limited to 500 words). Every email, if received by the deadline of 5:00 p.m., the day of the meeting, will be entered into the official record. Only one comment per person, per Agenda Item will be allowed. Comments without identifying name and address will not be entered into the official record.*
- A. None.
- 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. Discussion and presentation on possible intersection design options.
- 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 returning it to the Town Clerk (limited to three (3) minutes each), or by emailing your comment for this Town Council meeting to PublicComment@QueenCreekAZ.gov (limited to 500 words). Every email, if received by the deadline of 5:00 p.m., the day of the meeting, will be entered into the official record. Only one comment per person, per Agenda Item will be allowed. Comments without identifying name and address will not be entered into the official record.*
- A. Consideration and possible approval of a three-year small government enterprise license agreement in the amount not to exceed \$184,644 with the Environmental Systems Research Institute, Inc.

- B. New utility billing system implementation update and consideration and potential approval of Ordinance No. 807-23, an Ordinance of the Mayor and Common Council of the Town of Queen Creek, Arizona, amending Chapter 10 Health and Sanitation, Section 10-9- 13 Rates, Charges, Fees and Payment and amending Chapter 16 Utilities, Section 16-2-8 Deposits, Section 16-2-13 Payment of Bills, Section 16-2-17 Deposit Required After Termination, Section 16-5-1 Definitions, Section 16-5-14 Customer Billing, Section 16-5-15 Payment of Bills; Delinquent Bills; removing the Utilities Late Fee; and repealing conflicting Ordinances and Resolutions.
- C. Consideration and possible approval of FY 2022-23 revenue budget amendments totaling \$6,884,527 (all funds) and presentation of the 5-Year Operating Budget Revenue Forecast.

13. Adjournment:

I, Maria Gonzalez, do hereby certify that I caused to be posted this 31st day of January 2023, the Agenda for the February 1, 2023 Regular and Possible Executive Session of the Queen Creek Town Council at Town Hall and on the Town's website at www.QueenCreekAZ.gov.

Maria E. Gonzalez, MMC
Town Clerk

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.