



AMENDED AGENDA
Queen Creek Town Council Regular Session
Community Chambers, 20727 E Civic Parkway
November 1, 2023 | 6:30 PM
(Doors open at 5:30 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:**
- 5. Ceremonial Matters (Presentations, Proclamations, Awards, Guest Introductions and Announcements):**
 - A. Recognition of Paul Gardner for receiving the American Planning Association Award for Outstanding Public Official
 - B. Proclamation - Small Business Saturday
 - C. Proclamation - Red Ribbon Week
 - D. Proclamation - Condemning Hamas and Honoring Lives Lost Related to 10/7 Attacks

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 (October 25)

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 October 18, 2023 Regular Session minutes.
- B. Consideration and possible approval of the October 23, 2023 Regular Session minutes.
- C. Consideration and possible approval of Expenditures \$25,000 and over, pursuant to Town Purchasing Policy. (FY 23/24 Budget Items)
 - 1. Sunbelt, Herc Rentals – Rental Equipment: \$110,000 (Ground Maintenance)
 - 2. Axon – Subscription Services and Equipment Purchases: Additional spending authority of \$50,000. The Council approved \$325,000 on June 7, 2023. This will take the total authorized spending authority to \$375,000 (Police)
- D. Consideration and possible approval of a budget adjustment of \$137,134 from grant contingency for personnel costs and training related to a grant from the Arizona Department of Emergency and Military Affairs that has been previously approved and is continuing into FY 2023-24.
- E. Consideration and possible acceptance of a grant from the Arizona Department of Emergency and Military Affairs for equipment and services related to Anti-Human Trafficking (Prosecution & Imprisonment – HB2862) operations in an amount not to exceed \$185,500, and approval of a budget adjustment from the grant contingency fund in the amount of \$155,800 for FY 2023-24.
- F. Consideration and possible acceptance of a grant from the Arizona Governor's Office of Highway Safety for funds that will support Personnel Services (Overtime), and Employee Related Expenses to enhance DUI/Impaired Driving Enforcement throughout the Town of Queen Creek in an amount not to exceed \$30,000, and a budget adjustment from the grant contingency fund in the amount of \$30,000.

- G. Consideration and possible acceptance of a grant from the Arizona Governor's Office of Highway Safety to support Personnel Services (Overtime), Employee Related Expenses, Professional Services/Training, equipment, materials, and supplies to enhance Selective Traffic Enforcement (STEP) throughout the Town of Queen Creek in an amount not to exceed \$60,275, and approval of a budget adjustment from the grant contingency fund in the amount of \$60,275.
 - H. Consideration and possible approval of \$30,000 in spending authority for co-op tourism advertising with Visit Mesa.
 - I. Consideration and possible approval of Job Order 03 with MGC Contractors, Inc., Contract 2023-084 in an amount not to exceed \$307,800 for the completion of the Quail Ranch Well Site Tank Repairs Project WA206. (FY 23-24 Budgeted Item)
 - J. Consideration and possible approval of an Intergovernmental Agreement (IGA) with Pinal County regarding the participation of the Town of Queen Creek Public Works Department's Streets Division in the annual Safety Rodeo.
 - K. Consideration and possible approval of the Relocation and Site Lease Agreement for Cellular Provider with B Diamond Infra LLC, an authorizing and directing the Town Manager, Town Clerk and Town Attorney to negotiate, finalize and execute all documents and take all actions necessary to effectuate the transaction.
 - L. Consideration and possible approval of Amendment #1 to Delegation Resolution # 1537-23 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 the Queen Creek Public Safety Support Facility (CIP Project No. MF019) increasing the total Resolution amount by \$653,117 for a total amended Resolution not to exceed \$44,124,228 and a related budget adjustment totaling \$653,117 from CIP contingency.
 - M. Consideration and possible approval of Delegation Resolution 1544-23 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 Schnepf Road Waterline Combs Road to Hashknife Draw Road (CIP Project No. WA270) in an amount not to exceed \$2,610,760 and related budget adjustments totaling \$2,609,005 from CIP Contingency.
 - N. Consideration and possible adoption of Ordinance 823-23, amending the Queen Creek Town Code Chapter 8, Article 8-1, Business License, Section 8-1-2 and Article 8-6, Short-Term Rentals and Vacation Rentals; and amending Chapter 9 by amending Section 9-2-13 Short-Term Rental Offenses.
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. None.

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. Follow up from February, 2022 Town Council Strategic Planning Session - A Comprehensive Review of the Town's Financial Policies: Status Update #3 and Select Recommendations.

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 adoption of Ordinance 823-23, an Ordinance of Common Council of the Town of Queen Creek, Arizona, Amending the Queen Creek Town Code Chapter 4, Police Department, Article 4-4, Abandoned, Unclaimed, Towed or Impounded Property; amending Chapter 9, Offenses, Article 9-7, Parking and Obstructions; Adding a new Article 9-11, Operation of Bicycles and Other Power-Driven Mobility Devices; amending Article 9-10, Traffic; amending Chapter 11, Traffic, Article 11-1, General; Amending Article 11-2; amending Article 11-5, Operation of Bicycles and Other Power- Driven Mobility Devices; Adding Article 11-6, Shared Mobility Systems; renumbering Article 11-5 Penalties to Article 11-15; Amending Chapter 14, Streets and Sidewalks, by Adding a new Article 14-1, Definitions; Moving and Amending Article 14-1 to 14-2, Sidewalks; Moving and Amending Article 14-2 to 14-3, Streets; and Moving and Renumbering Article 14-3, Scalloped Street Assessments, to Article 14-4.

13. Adjournment:

I, Joy Maglione, do hereby certify that I caused to be posted this 31st day of October, the Agenda for the November 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.

Joy Maglione, Deputy 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.