



AMENDED AGENDA

Queen Creek Town Council Regular Session
Community Chambers, 20727 E Civic Parkway
November 15, 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:** Chaplain Philip Stowell, Queen creek Fire & Medical Department
- 5. Ceremonial Matters (Presentations, Proclamations, Awards, Guest Introductions and Announcements):**
 - A. Presentation of Awards Related to Town Communication Efforts
 - B. Presentation of Economic Development Awards
 - C. Proclamation to Condemn Bullying and Promote Community Unity
 - D. Presentation of Citizen Award from Queen Creek Police and Queen Creek Fire & Medical Departments

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. Arts & Placemaking Sub-Advisory Committee (November 9, 2023)
 - 2. Transportation Advisory Committee (November 9, 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 September 26, 2023 minutes of the joint meeting of the Queen Creek Town Council and Queen Creek Unified School District Governing Board.
- B. Consideration and possible approval of the November 1, 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. Bingham – Infield Groomers for Baseball and Softball Fields: \$65,000 (Grounds Maintenance)
- D. Consideration and possible approval of the reappointment of Lisa Dalton to the Downtown Arts & Placemaking Sub Advisory Committee.
- E. Consideration and possible approval of FY 2023-24 budget adjustments totaling \$390,376 in expenditure reallocations; FY 2022-23 budget adjustments and fund-to-fund transfers totaling \$700,459 to correct employee cost allocations; and FY 2022-23 budget adjustments and fund-to-fund transfers totaling \$245,550 to reimburse the Solid Waste Fund for carts that were purchased for the Encanterra neighborhood in FY 2020-21
- F. Consideration and possible approval of FY 2023-24 budget amendments totaling \$9,926,386 in expenditure budget reductions, a corresponding increase to the CIP Contingency for the same amount, and \$6,800,000 in reductions in fund-to-fund transfer budgets
- G. Consideration and possible approval of Job Order Contracting (JOC) Construction Services Contracts for Mechanical and Plumbing Services with Midstate Mechanical, LLC and Tempe Mechanical, on an as-needed basis for an amount not to exceed \$2,000,000 per contract per year for a total of up to \$4,000,000 annually.

- H. Consideration and possible approval of funding to cover the local contribution in accordance with Intergovernmental Agreement IGA 21-0008126-I between the State of Arizona and the Town of Queen Creek for ADOT Project No. T030802D/03D/01C, Queen Creek Wash Trail Extension Phase 1 (CIP Project No. TE100), and related budget adjustments from CIP Contingency totaling \$1,152,802 and related cash transfers from the Parks Impact Fee Fund and the General Fund.
- I. Consideration and possible approval of Annexation Ordinance 821-23 extending and increasing the corporate limits of the Town of Queen Creek, Maricopa County, State of Arizona, pursuant to the provisions of A.R.S. §9-471.02 by annexing certain County right-of-way contiguous to the existing Town limits, generally described as the west half of Power Road right-of-way north of Riggs Road to approximately five hundred (500) feet north of the Riggs Road centerline, located in Section 25, Township 2 South, Range 5 East, and Section 30, Township 2 South, Range 7 East, Maricopa County.

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. Public hearing and possible action on Ordinance 824-23 Citrus Heights Rezoning (P22- 0095), Citrus Heights Site Plan (P22-0119), and Citrus Heights Conditional Use Permit (P22- 0120), a request to rezone approx. 4.7 acres from R1-43 to C-2 to allow for the construction of an approx. 5.8 acre (net) commercial center, for site plan approval for the commercial center, and for conditional use permit approval to allow for the operation of two drive-thru restaurants during late night hours located within 300ft of a residential zoning district.

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. Public Hearing and possible action on Ordinance 825-23, P22-0148 Sossaman Legado Estates PAD Rezone. A request to rezone approximately 300 acres from R1-12, R1-15, R1- 18, R1-35, R1-43, and PRC to C-1, MDR, R1-5, R1-7, R1-9, R1-12 and R1-18 with a PAD Overlay, for the development of a master planned community. The subject site is located at the southeast corner of Power and Ocotillo roads.

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 on the Town of Queen Creek's 2024 Legislative Guiding Principles.

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. Discussion and possible approval of 60-day Notice of Intention setting the time (6:30 P.M.) and the date (January 17, 2024) for the public hearing to amend the existing residential solid waste cart fee (for both the initial cost of carts for newly constructed homes charged at the time of the request for a single-family permit and replacement carts). The proposed fee is \$100 per cart, an increase from \$75 per cart.

B. Discussion and possible approval of Resolution No. 1545-23 applying the use of groundwater allowances and groundwater extinguishment credits in accordance with Resolution No. 1497-22 to reduce the 2024 assessments for subdivisions enrolled in the Central Arizona Groundwater Replenishment District (CAGR).

C. Consideration and possible adoption of Resolution 1547-23 of the Town Council of the Town of Queen Creek, Arizona, stating that the Town supports the incorporation of San Tan Valley provided that the petition and map fully comply with Arizona Law and do not conflict with the Town's Municipal Planning Area.

13. Adjournment:

I, Joy Maglione, do hereby certify that I caused to be posted this 14th day of November, the Agenda for the November 15, 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, CMC 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.