



**Minutes**  
**Special Session**  
**Queen Creek Town Council**  
Queen Creek Town Hall, 22350 S. Ellsworth Road  
Council Chambers  
June 30, 2009  
6:00 p.m.

**1. Call to Order**

The meeting was called to order at 6:00pm.

**2. Roll Call**

Council Members present: Barnes; Barney; Brown; Hildebrandt; Wootten; Vice Mayor Mortensen and Mayor Sanders.

**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.

**3. Discussion and possible action on Ordinance 452-09** amending the Town Tax Code by increasing the general sales tax (transaction privilege tax) by one-fourth of one percent (.25%), setting a rate of 2.50% except in the Queen Creek Marketplace (Vestar) and Cornerstone (Westcor) developments which rate is already set at 2.5% per Ordinance 402-07; and increasing the construction sales tax (transaction privilege tax) by one percent (1%) setting a rate of 5.25%. providing for penalties for the violation thereof; providing for severability and declaring an emergency.

Town Manager John Kross stated proposed ordinance for sales tax increase was a follow-up to Council direction received at the June 25, 2009 Special Council Meeting. Mr. Kross said the proposed sales tax increase would equalize the Town sales tax rate to 2.5% and increase the construction sales tax rate by 1% to a total of 5.25% with an effective date of July 1, 2009 contingent upon the approval of the State budget. Mr. Kross stated that the Town will do aggressive outreach to the businesses about the tax increase.

Council requested clarification on the section regarding a development fee moratorium and what the effect might be if a modified moratorium or other limitation was proposed. Mr. Kross said that an amendment could be brought back to Council for additional modifications were necessary. Town Attorney Cliff Mattice added that the clause does offer an escape if the moratorium doesn't get approved and Council has the ability to repeal any ordinance.

Council commented that it is unfortunate that towns and cities have to take drastic measures as a result of the State's budget situation. There was further discussion on the ability to modify tax rates if a moratorium was not approved.

**Minutes for the Special Session  
Queen Creek Town Council  
June 30, 2009  
Page 2**

Staff suggested that additional language be added to Section 6 of the Ordinance to address any other reduction in the collection of development fees that may be included in the State budget.

**Motion to approve Ordinance 452-09 with the additional language to Section 6 to include: “If no development fee moratorium is included in the state budget or any other reduction in current development fees otherwise imposed on the Town of Queen Creek, the increased sales tax rates implemented by this ordinance shall be null and void and of no effect”**  
(Brown/Barney) **Roll Call Vote:**

Barnes – aye  
Barney – aye  
Brown – aye  
Hildebrandt – aye  
Wootten – aye  
Mortensen – aye  
Sanders – aye

**Motion Passed Unanimously.**

**4. Adjournment**

The meeting was adjourned at 6:15pm.

TOWN OF QUEEN CREEK

\_\_\_\_\_  
Arthur M. Sanders, Mayor

Attest:

\_\_\_\_\_  
Jennifer F. Robinson, MMC

I, Jennifer F. Robinson, do hereby certify that, to the best of my knowledge and belief, the foregoing Minutes are a true and correct copy of the Minutes of the June, 2009 Special Session of the Queen Creek Town Council. I further certify that the meeting was duly called and that a quorum was present.

\_\_\_\_\_  
Jennifer F. Robinson, MMC

Passed and approved on July 15, 2009.