



Minutes
Regular Session
Queen Creek Town Council
Queen Creek Town Hall, 22350 S. Ellsworth Road
Council Chambers
December 16, 2009
7:00 p.m.

1. Call to Order

The meeting was called to order at 7:15pm.

2. Roll Call (one or more members of the Council may participate by telephone)

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

3. Pledge of Allegiance: Deputy Mike Lucas

4. Invocation: Mayor Art Sanders

5. Ceremonial Matters: Presentations, Proclamations, Awards, Guest Introductions and Announcements.

A. 10-year service award – Lorie Fessenmeyer: Management Assistant Sandra McGeorge presented Lorie Fessenmeyer with her 10-year service award.

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; CAAG. 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.

Mayor Sanders reported on the MAG meeting, Phoenix-Mesa Gateway Board Meeting and Northern Pinal Alliance meeting.

7. Public Comment: Members of the public may address the Town Council on items not on the printed agenda and during Public Hearings. Please complete a “Request to Speak Card”, located on the table at the rear of the Council Chambers and turn it in to the Town Clerk prior to the beginning of the meeting. There is a time limit of three minutes for comments.

None.

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8. Consent Calendar: Matters listed under the Consent Calendar are considered to be routine and will be enacted by one motion and one vote. Public Hearing items are designated with an asterisk (*). Prior to consideration of the Consent Agenda, the Mayor will ask whether any member of the public wishes to remove a Public Hearing item for separate consideration. Members of the Council and or staff may remove any item for separate consideration.

A. Consideration and possible approval of the November 18, 2009 Work Study and Regular Session Minutes.

B. Consideration and possible approval of the November 30, 2009 Special Session Minutes.

C. Consideration and possible approval of **Resolution 816-09** adopting the revised "Town Council Meeting Procedures and Policies Handbook".

D. Consideration and possible approval of a budget reallocation and purchase order increase in the amount of \$75,000 with Dana Kepner Company, Inc., for the purchase, repair and testing of Sensus water meters, fittings and accessories.

E. Consideration and possible approval of a proposal from G & G Construction (Contract 2009-61) for roadway asphalt patching in an amount not to exceed \$200,000.

F. Consideration and possible approval of a proposal from Regional Pavement Maintenance (Contract 2009-25) for roadway crack seal in an amount not to exceed \$166,880.

G. Consideration and possible approval of a Cooperative Purchase Agreement with ITS Engineers & Constructors, Inc., in the amount of \$349,819.91 for communications network equipment, traffic field devices and system integration, and authorizing the Town Manager to approve change orders not to exceed \$25,000.

H. Consideration and possible approval of a Cooperative Purchase Agreement with Kimley-Horn and Associates, Inc., in the amount of \$167,050 for traffic signal system software and integration, and authorizing the Town Manager to approve change orders not to exceed \$25,000.

I. Consideration and possible approval of **Ordinance 468-09** annexing roadway right-of-way in Section 25, T2S R7E and generally described as Rittenhouse Road, from Riggs Road to south of Queen Creek Wash, and Cloud Road west of Rittenhouse Road.

J. Consideration and possible approval of the appointments of Andy Fritz, Chris Clark, Jason Gad, Rustyn Sherer, Mary Masellis, Jennifer Carson, Nancy Diab, Bill Lehman, Bruce Barnes and Gary Smith to the Disaster Management Committee.

K Consideration and possible approval of the Energy Efficiency Conservation Block Grant (State Grant Program) and authorizing the necessary financial reimbursement fund for implementation.

L. Consideration and possible approval of Resolution **818-09** supporting the efforts of the City of Mesa, Town of Gilbert and Apache Junction Fire District in establishing a regional services contract for emergency transportation services.

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M. Consideration and possible approval of an Intergovernmental Agreement with MCDOT and Pinal County to cost share construction to six lanes of Ellsworth Road from Cloud Road to Empire Boulevard not to exceed \$10,500,000.

Items A, B, C & K were pulled.

Motion to approve the remainder of Consent Calendar (Brown/Mortensen/Unanimous)

Council Member Brown stated that he pulled Items A & B so that Council Member Benning would not have to approve minutes prior to his appointment to Council.

Motion to approve Item A as presented (Brown/Wootten/6-0 (Benning abstain)

Motion to approve Item B as presented (Brown/Mortensen/6-0 (Benning abstain)

Item C: Council discussed the following additional amendments to the handbook:

Section 1. No additional changes. Council discussed the current practice of holding two meetings a month when only one is required and the flexibility the Town Code currently allows. It was noted that if the section was changed to require two meetings a month, a Town Code amendment would also be required.

Section 7 (c). Council discussed possible unintended consequences of abstaining from voting and requested this section be deleted.

Section 16. Council discussed allowing flexibility for the Council to appoint a Chair on a committee and providing Council support to committees and requested this not be changed

Section 19 (b). Discussion was in regard to adding a statement that the Council acknowledges and supports the Council/Manager form of Government.

Section 19 (c). The provision for the Town Attorney to provide written opinions for conflict of interest issues as added.

Motion to approve item C Resolution 817-09 with the revisions as discussed (Brown/Mortensen/Unanimous).

Item K: Management Assistant Tracy Corman gave an overview of the Energy Efficiency Conservation Block Grant program that is a part of the federal American Recovery and Re-investment Act. The program would provide a reimbursement for funds spent. Ms. Corman said the proposed program would provide reimbursement to residents for installing solar H2O heaters or solar panels. Participants would also be eligible for SRP rebates but residents have to participate financially up front.

Council discussion was in the following areas:

- Do current codes allow solar panels? Ms. Corman responded that building codes do allow solar panels and statutes prohibit an HOA from not allowing solar panels.

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- Additional cost to change meters? Ms. Corman stated that she wasn't sure but SRP does buy back excess power.
- Are prior installations eligible? Ms. Corman said that specific guidelines will be brought back to Council but the federal grant requires new installation.
- Will retrofitting be eligible? Ms. Corman responded yes.

Council discussed making the program available to those residents who may need it most. Ms. Corman added that a proposed program needs to be submitted and approved in order to determine how much funding would be available.

Motion to approve Item K (Brown/Mortensen/Unanimous)

PUBLIC HEARINGS: If you wish to speak to the Council on an item listed as a Public Hearing, 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.

None.

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.

10. Discussion and possible action on the Intergovernmental Agreement with the Maricopa County Community College District on behalf of Rio Salado College for the Communiversity at Queen Creek.

Economic Development Director Doreen Cott recognized Todd Simmons of MCCCDC and John Schroeder of CGCC as partners in the proposed Communiversity.

Ms. Cott stated that the communiversity meets KRA 7 Objective 3 of the Strategic Plan which is to bring education to residents. Ms. Cott said that Rio Salado College would be the primary provider of services and Chandler Gilbert would provide services in person/on-site. Ms. Cott continued with information on the location that is adjacent to the Queen Creek Library, which would also provide an economic development tool and further develop the Town Center. Ms. Cott said the design of the facility will be compatible with the library.

Council asked if students and faculty would be on campus. Mr. Simmons of MCCCDC responded that the number of faculty would depend on the schedules and needs of the community. Council also asked if the impact on traffic had been considered for the location. Traffic Engineer Michael Pacelli replied that the library site was planned for such uses and has multiple access points. Council asked if a needs assessment would be conducted. Mr. Simmons responded that the process is now beginning and must be complete before design of the project begins. Ms. Cott added that the building design/elevations would go through the community development process.

Motion to approve the Intergovernmental Agreement with the Maricopa County Community College District on behalf of Rio Salado College for the Community at Queen Creek (Mortensen/Hildebrandt/Unanimous)

11. Discussion and possible action of Resolution 817-09 authorizing staff to submit a grant application to the Arizona Department of Commerce for matching funds to conduct a business incubator feasibility study.

Economic Development Director Doreen Cott said approval of the resolution would authorize the submittal of a \$10,000 matching grant application for the Rural Economic Development and Planning Assistance Grant. Ms. Cott explained what a business incubator is and the goal would be to produce businesses that would stay in Town. She said that a feasibility study would help determine the needs of the community.

Motion to approve Resolution 817-09 authorizing staff to submit a grant application to the Arizona Department of Commerce for matching funds to conduct a business incubator feasibility study (Wootten/Hildebrandt/Unanimous)

12. Discussion and possible approval of the Corporate Strategic Plan.

Town Manager John Kross provided an overview of what a corporate strategic plan is and how it implements the desires and needs of the community. Mr. Kross reviewed highlights of the accomplishments and revisions to the current strategic plan. Mr. Kross also explained how the administrative work plan implements and provides guidance (or mandate) to staff on what should be done.

Mr. Kross presented the updated Corporate Strategic Plan that includes many objectives that are tied to the Council's annual planning retreat. Council added that the plan provides for financial stability and intergovernmental/regional partnerships.

**Motion to approve the Corporate Strategic Plan as presented
(Mortensen/Wootten/Unanimous)**

ITEMS FOR DISCUSSION: These items are for Council discussion only and no action will be taken. In general, no public comment will be taken.

None.

13. Motion to adjourn to Executive Session: The Council may reconvene the Executive Session for any of the items listed on the Executive Session Agenda.

Motion to adjourn to Executive Session at 8:40pm (Brown/Wootten/Unanimous)

14. Adjournment

Regular Session reconvened and adjourned at 9:48pm.

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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 December 16, 2009 Regular 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 January 20, 2010.