



**Minutes**  
**Regular Session**  
**Queen Creek Town Council**  
Queen Creek Town Hall, 22350 S. Ellsworth Road  
Council Chambers  
February 17, 2010  
7:00 p.m.

**1. Call to Order**

The meeting was called to order at 7:06pm.

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

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

**3. Pledge of Allegiance:** Taylor Walker, Troop 939

**4. Invocation:** Pastor Randy Lung, Journey Christian Fellowship

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

A. Recognition of Eagle Scout – Taylor Walker – Venture Scout with Troop 939 was recognized for his service project at Desert Mountain Park. He built back racks and shelving units in the dugouts.

**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.

Council Member Barnes reported on his attendance at the Governor's Centennial Summit. Mr. Barnes said planning for the 2012 celebration is underway and suggested some ways that Queen Creek could be involved.

B. Transportation Advisory Committee – February 4, 2010: Committee Chair Ryan Nichols reported on the Committees election of a new Chair & Vice Chair (David Brandhorst); discussion and recommendation on the general plan amendment regarding realigning Meridian and Signal Butte Roads; and updates provided by staff on the Signal Butte Corridor Study and Meridian Road concept and environmental study and SE Mesa/Queen Creek Area Transportation Study. The next meeting is scheduled for March 4, 2010.

**Minutes for the Regular Session  
Queen Creek Town Council  
February 17, 2010  
Page 2**

C. Parks and Recreation Advisory Committee – February 9, 2010: Committee Chair David Dobbs reported on the update from staff on the Farmers Market program and the dispute resolution role that the Committee has. Mr. Dobbs also reported on the discussion and recommendation on the general plan amendment affecting the East Park/Queen Creek Sports Complex. The next meeting is scheduled for February 16, 2010.

**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.

Venessa Whitener, Queen Creek, stated that she was a current Higley School District Board Member and talked about the importance of relationships between the State, cities & towns and businesses.

**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 January 20, 2010 Work Study and Regular Session Minutes.

B. Consideration and possible approval of expenditures over \$25,000.

C. Consideration and possible approval of **Resolution 828-10** amending the Standard Form Bylaws for Town Committees, Boards and/or Commissions Section II (b) appointment of Chair; Section IV (b) voting privileges; and Section VII Member Appointment Process.

D. Consideration and possible approval of **Ordinance 476-10** amending Town Code Chapter 7 Article 7-4 “Building Official” by vesting the building and administrative authority in the Community Development Department.

**\*E.** Public Hearing and possible approval of **Resolution 826-10** authorizing the submission of a grant application for Maricopa County CDBG/SCTAP Funds for Victoria Lane in the amount of \$250,000.

F. Consideration and possible approval of **Resolution 829-10** approving and authorizing the execution of an assignment and subcontract for delivery of water from the Central Arizona Project to the Town and authorizing the Town Attorneys to file judicial proceedings to validate the subcontract as required by state law.

Items C & E were pulled for discussion.

**Motion to approve the remainder of the Consent Calendar as presented (Wootten/Benning/Unanimous)**

**Minutes for the Regular Session  
Queen Creek Town Council  
February 17, 2010  
Page 3**

**Item C:** Deputy Town Manager Shane Dille recommended the following additional amendments to the Standard Form Bylaws as a result of the Work Study discussion:

Section IV. (a) inserting “voting” in line two between “of” and “members”

Section VII. (h) adding that all Notice of Interest forms will be submitted with the staff report.

**Motion to approve Item C as amended** (Brown/Barnes/Unanimous)

**Item E.** Town Manager John Kross recommended opening the public hearing to comply with CDBG requirements.

The Public Hearing was opened. No one came forth and the Public Hearing was closed.

**Motion to approve Item E as presented** (Brown/Wootten/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.

**9.** Public Hearing and possible action on **TA09-075** - Zoning Ordinance Amendments to Article 6.16 "Sign Regulations" - **Resolution 827-10** declaring as a public record the Amendments to the Zoning Ordinance Article 6.16 "Sign Regulations" and **Ordinance 475-10** repealing and adopting a new Zoning Ordinance Article 6.16 "Sign Regulations".

Planning Manager Wayne Balmer provided a brief history of meetings and public input over the past year and the Planning and Zoning Commission’s recommendations to establish standards for sign walkers and modifications to the grand opening banner regulations (time and size) and definitions. Mr. Balmer added that the Commission did not recommend A-frame signs or special event banners (4x year for 3 weeks each).

Council asked whether there could be a conflict with the Town encouraging advertising and promoting Town events. Mr. Balmer responded that staff is working on establishing six locations for special events/community events banners/advertising. Additional discussion was in regard to co-branding/advertising special events; allowing local businesses to advertise; and large banners hung by the Town providing public service announcements for the community.

There was additional discussion on the definition of vehicle signs addressing parked vehicles but not moving electronic signboards and whether it should be included in the complete re-write of the zoning ordinance. Mr. Balmer said the current zoning ordinance does address parked vehicles prominently located at the place of business but addressing moving vehicles could be challenging.

The Public Hearing was opened.

Rustyn Sherer, representing the Queen Creek Chamber of Commerce, said he would still like to have directional, marquee and a-frame signs considered and suggested a temporary a-frame sign program. He said it would make Queen Creek business friendly.

**Minutes for the Regular Session  
Queen Creek Town Council  
February 17, 2010  
Page 4**

A written comment was also submitted (name unknown). The comment was in regard to a plan to draw traffic to Town Center businesses.

The Public Hearing was closed.

Council asked about the status of marquee and directional signage. Mr. Balmer said that the Town Center Committee is working on standards for signage for the Town Center, Horseshoe Park and other attractions/locations in the Town. Council provided direction to staff to continue working on the marquee and directional signage. Town Manager John Kross said this could also be included in the total re-write of the zoning ordinance.

**Motion to approve TA09-075** - Zoning Ordinance Amendments to Article 6.16 "Sign Regulations" - **Resolution 827-10** declaring as a public record the Amendments to the Zoning Ordinance Article 6.16 "Sign Regulations" and **Ordinance 475-10** repealing and adopting a new Zoning Ordinance Article 6.16 "Sign Regulations" (Brown/Benning/Unanimous)

**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.

*None.*

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

**10. Update on current legislative bills.**

Management Assistant Tracy Corman reviewed current legislative bills that have an impact on Queen Creek:

HB 2625: changing STAN loan to a forgivable grant

HB 2249: development fee refunds required after 7 years if improvements not completed.

HB 2259: development fee proportional share – would require existing residents to bear costs for new development. (Rep. Biggs is sponsor of both bills. Council suggested that he be invited to Queen Creek).

HB 2397: recall of the development fee moratorium

SB 1373: County Library District: would return 75% of the property tax collected for district to cities that run their own libraries; would affect operation of district operated libraries.

SB 1362: would require cities to pay attorney fees and interest to enforce an eminent domain case

SB 1365: would change deadline to deliver a written offer to purchase property to 120 days

HB2407: would disallow different sales tax rates and all tax rates on utilities would have to be approved by the Corporation Commission.

HB2736: funding mechanism for a new Cubs Cactus League facility.

**Minutes for the Regular Session  
Queen Creek Town Council  
February 17, 2010  
Page 5**

Ms. Corman added that she is in the process of scheduling a Queen Creed Day at the League in March.

**11. Update on recent storm damage.**

Public Safety Division Manager Joe LaFortune reported that Queen Creek received 2.72 inches of rain during the month of January. Mr. LaFortune gave an overview of the Town's preparations in advance of the storms. Sand and sandbags were available; portable radios were programmed for staff; trucks were pre-loaded with barricades and public service announcements were provided through social media.

Mr. LaFortune also reviewed the impact of the storm on various roads and washes. He said the cost to date for debris removal and protective measures totaled \$17,603. Council asked if any damage was covered under the State declaration of emergency. Mr. LaFortune said he had met with FEMA and will look at the Public Assistance Program. Council also asked about the loss of landscaping at Desert Mountain Park. Mr. LaFortune reported that about 35 trees were lost and the Town would have to bear expense of replacing.

**12. Adjournment**

The meeting was adjourned at 8:16pm.

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 February 17, 2010 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 March 3, 2010.