



Minutes
Regular Session
Queen Creek Town Council
Queen Creek Town Hall, 22350 S. Ellsworth Road
Council Chambers
August 4, 2010
7:00 p.m.

1. Call to Order

The meeting was called to order at 7:03pm.

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

Council Members present: Alston; Benning; Brown; Wheatley; Vice Mayor Barnes and Mayor Barney. Council Member Oliphant was absent.

3. Pledge of Allegiance: Led by Mayor Barney

4. Invocation: Pastor Ron Nelson, Lifelink Church

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

George Pettit, representing ICMA and former Gilbert Town Manager, announced Town Manager John Kross' recent achievement as Credentialed Manager through ICMA (International City Managers Association).

A. Proclamation – Dust Awareness Week – read by Mayor Barney

B. Proclamation – Drowning Impact Awareness Month – read by Council Member Brown

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 Benning: Central Arizona Association of Governments (CAAG)-July 27, 2010. Mr. Benning reported the committee approved the extension of the Director's contract and approved providing office space for Pinal County Alliance.

Mayor Barney: Maricopa Association of Governments (MAG) Regional Council – July 28, 2010. Mayor Barney reported that 12 enhancement fund applications were recommended, with Queen Creek's application for multi-use pathway ranked #2. The Council also discussed PM-10 issues.

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B. Disaster Management Committee – July 28, 2010: Joe LaFortune, Emergency Management Coordinator, reported on the Committee’s discussion of shelter locations and outreach to the facilities in regard to agreements for use during a disaster event; Work Plan that includes development of a shelter and communications plan; and integration of the CERT Overhead Team into the Town’s Emergency Operations Center Operations Section during an incident. The next meeting is scheduled for August 25, 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.

None.

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 July 21, 2010 Work Study and Regular Session Minutes.

B. Consideration and possible approval of budget line item reallocations.

C. Consideration and possible approval of the appointment of Kyle Robinson to the Planning and Zoning Commission for a three (3) year term beginning August 5, 2010 and ending August 31, 2013; and the appointment of Alex Matheson, Ryan Nichols and Jason Gad to the Planning and Zoning Commission for three (3) year terms beginning September 1, 2010 and ending August 31, 2013.

D. Consideration and possible approval of the re-appointment of Sharon Steinhauer and appointment of Kathy Trapp-Jackson to the Board of Adjustment for a three (3) year term beginning September 1, 2010 and ending August 31, 2013.

E. Consideration and possible approval of a Work Order with Salt River Project (SRP) in an amount not to exceed \$95,000 for utility relocation as required for the Ellsworth and Ocotillo Road Storm Drain project.

F. Consideration and possible approval of an easement on Town of Queen Creek property at the southeast corner of Ellsworth Road and Aldecoa Road (Verizon Wireless, LLC).

G. Consideration and possible approval of **Ordinance 487-10** annexing certain real property to the Town of Queen Creek pursuant to A.R.S. 9-471.N adding County right-of-way to the existing Town limits, the rights-of-way located in T2S-R7E Section 10, generally described as Ellsworth Road from Germann Road to Queen Creek Road, and Queen Creek Road from Ellsworth Road to Crismon Road; the rights-of-way located in T2S-R7E Section 11, generally described as

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Queen Creek Road from Crismon Road to Signal Butte Road; and the rights-of-way located in T2S-R7E Section 12, generally described as Queen Creek Road from Signal Butte Road to Meridian Road.

Motion to approve the Consent Calendar as presented (Brown/Alston/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.

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.

9. Presentation on the new laws recently approved by the Legislature.

Town Attorney Fredda Bisman provided an overview of new laws affecting the Town:

- Finance: website posting requirements of revenues/expenditures over \$5,000 (2013)
- Reporting of all debt to the Arizona Department of Revenue
- Information on proposed tax or fee changes
- Revenue and expenditure reports
- Removal of requirement to hold a Special Meeting to adopt tax levy

- Elections: option to adopt an ordinance to provide that the tally of votes for Mayor is the basis for determining majority of vote
- Literature and advertising notice
- \$500 Threshold Exemption – Termination Statement
- Independent Expenditures

- Land Use & Planning: Revitalization Districts; Entertainment Districts; GPLET; Free Exercise of Religion
- Development Fees: extends moratorium to June 30, 2012

- POW/MIA Flag: must be displayed at Town/City Halls, County seats, State Capitol and Superior Court Buildings where the American Flag is displayed

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- Firearms: Prohibits more restrictive local rules and regulations than the State. Still allows enforcement of possession of firearm by employees and in buildings.

Council asked for clarification on notice of increased or new fees or taxes and whether it applies to administrative fees or Council approved fees. Ms. Bisman responded that more research would need to be done, but provided examples of fees that would require the notice: building codes and inspection fees. Town Manager John Kross added that the Town's current procedure is to allow 90 days after approval of new fees/codes before implementation but the procedure can be adjusted to comply with new regulations.

Council also asked whether the POW/MIA flag would be required at all buildings where a flag was displayed and whether it meant indoor and outdoor. Ms. Bisman responded that the new law specifically stated Town or City Hall.

10. Adjournment

The meeting was adjourned at 7:42pm.

TOWN OF QUEEN CREEK

Gail Barney, 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 August 4, 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 August 18, 2010