



**AMENDED Agenda**  
**Regular and Possible Executive Session**  
**Queen Creek Town Council**  
Queen Creek Town Hall, 22350 S. Ellsworth Road  
Council Chambers  
January 19, 2011  
7:00 p.m.

**1. Call to Order**

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

**3. Pledge of Allegiance:**

**4. Invocation:** Chaplain Donald Francis, Banner Ironwood Hospital

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

- A. Recognition of Webelo Pack 738
  - B. Recognition of Eagle Scout Jonathon Rogers
  - C. Recognition of Boy Scout Troop 610 Leader Ian Some
  - D. Annual State of the Town Address-Mayor Barney
- \*There will be a brief reception following

**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.

B. Town Center Committee – January 12, 2011

**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.

**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 December 1, 2010 Work Study and Regular Session Minutes.

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B. Consideration and possible approval of the December 15, 2010 Work Study and Regular Session Minutes.

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

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

E. Consideration and possible approval of **Resolution 843-10** declaring that certain right-of-way located within the Town of Queen Creek and described as a portion of the Old Rittenhouse Road right-of-way located adjacent to Assessor's Parcel Nos. 304-61-033S, 314-02-901 and 304-61-988 is no longer necessary for public use as a roadway; and vacating said right-of-way subject to all existing encumbrances and uses. (*Continued from December 15, 2010*)

F. Consideration and possible approval of **Resolution 874-11** supporting Luke Air Force Base

G. Consideration and possible approval of an easement with Salt River Project (SRP) for underground power to the new T-Mobile cell tower equipment building at Desert Mountain Park.

H. Consideration and possible approval of a lease agreement with Tuck Hollimon for a renewable one-year lease of premises located at 22249 S. Ellsworth Road.

I. Consideration and possible approval of the re-appointment of Gregory Arrington and Kimberly Mlazgar to the Transportation Advisory Committee.

**\*J.** Public Hearing and possible approval of **Resolution 872-11** determining and ordering that portions of Ellsworth Road between Rittenhouse and Ocotillo Roads should be improved before the development of adjacent property; directing that plans, specifications and cost estimates be finalized; and a call for Sealed Bids be made; defining the boundaries and parcels included within the Town of Queen Creek's "Assessment District SS #002"; and providing and approving the manner of assessing the property.

**\*K.** Public Hearing and possible approval of a Series 12 Restaurant Liquor License application (#12078575) submitted by Lawrence Joseph Hoel, Jr., on behalf of Queen Creek Café and Sports Lounge, located at 22002 S. Ellsworth Rd. The establishment has a current Series 7 Beer & Wine Bar license.

**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 **Resolution 875-11** amendments to the Town's 5-Year Consolidated Plan for the Community Development Block Grant (CDBG) program.

**10.** Public Hearing and possible action on **RZ10-081/SD10-082 – Ordinance 494-11** "Emperor Estates Phase IV West" a request by Lennar Communities Development, Inc., for approval of a

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Planned Area Development and Preliminary Plat for a 109-lot residential subdivision located on approximately 34 acres at the northeast corner of Queen Creek and Sossaman Roads.

**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.

**11.** Discussion and possible action on an amendment to the Intergovernmental Agreement between Maricopa County and the Town of Queen Creek for the Data Recovery Phase II Archaeological Investigation and Design Modification of Riggs Road from Ellsworth Road to Meridian Road which was approved December 1, 2010.

**12.** Discussion and possible action on **Ordinance 489-10** amending Town Code Chapter 9 Offenses, Article 9-1 Offenses by adding regulations for the sale and use of fireworks. (*This item was continued at the December 15, 2010 meeting*).

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

**13.** Discussion on permitting the posting of American flags in observance of certain nationally recognized holidays by third-parties in the downtown area.

**14.** Discussion on and follow-up on items from the National League of Cities Conference.

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

**16. Adjournment**

I, Jennifer F. Robinson, do hereby certify that I caused to be posted this 18<sup>th</sup> day of January 2011, the Amended Agenda for the Regular and Possible Executive Session of the Queen Creek Town Council in the following places: 1) Queen Creek Town Hall; 2) Queen Creek Library; 3) Queen Creek Community Center bulletin board.

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Jennifer F. Robinson, MMC

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.