



AMENDED AGENDA

Regular and Possible Executive Session Queen Creek Town Council

Community Chambers, 20727 E. Civic Parkway
September 4, 2019
5:30 PM

Public Hearings will not be held prior to 7:00 p.m.

Pursuant to ARS 38-431.02, notice is hereby given to the members of the Town Council and to the general public that, at this Regular Meeting, the Town Council may vote at any time during the Council Meeting to go into Executive Session, which will not be open to the public, for legal advice and discussion with the Town Attorney(s) for legal advice on any item listed on the following agenda, pursuant to ARS 38-431-03(A)(3).

1. **Call to Order:**
2. **Roll Call:** (one or more members of the Council may participate by telephone)
3. **Pledge of Allegiance:**
4. **Invocation/Moment of Silence:**
5. **Ceremonial Matters (Presentations, Proclamations, Awards, Guest Introductions and Announcements):**
 - A. Proclamation: Town of Queen Creek 30th Anniversary
 - B. Proclamation: QC Neighborly
 - C. Proclamation: Week Without Violence
 - D. Recognition of APRA Awards for Mansel Carter Oasis Park
 - E. Recognition to Life Link Church for volunteer service
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; CAG. 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. Committee and outside agency reports (only as scheduled)

- A. Parks & Recreation Advisory Committee - August 13, 2019
- B. Economic Development Commission - August 28, 2019
- C. Boys & Girls Club of East Valley - Queen Creek Branch - FY19 Annual Report

7. Public Comments: 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 Community Chambers and turn it in to the Town Clerk prior to the beginning of the meeting. The Town Council may not discuss or take action on any issue raised during public comment until a later meeting. There is a time limit of three (3) minutes for each speaker.

8. Motion to Adjourn into Executive Session (to be held in the Ironwood Conference Room in the Community Chambers Building) for the following purposes):

- A. Discussion and consultation with the Town's attorneys for legal advice and with the Town's attorneys and Town's representatives relating to development impact fees and non-residential uses. A.R.S. 38-431.03(A)(3)
- B. Discussion and consultation with the Town's attorney for legal advice and with the Town's representatives regarding the Arizona Corporation Commission actions related to Johnson Utilities. A.R.S. 38-431.03(A)(3) & (4)
- C. Discussion and consultation with the Town's attorney and with the Town's representatives regarding annexations and providing utility services. A.R.S. 38-431.03(A)(3) & (4)
- D. Discussion and consultation with the Town's attorney for legal advice and with the Town attorney and representatives to consider the Town's position and instruct its attorneys regarding the pending lawsuit(s): Johnson Utilities vs. Town of Queen Creek. A.R.S. 38-431.03(A)(3) & (4)
- E. Discussion and consultation with the Town's attorney for legal advice and with the Town's attorney and Town's representatives regarding potential water rights agreements. A.R.S. 38-431.03(A)(3) & (4)
- F. Discussion and consultation with the Town's attorney for legal advice and with the Town's attorney and Town's representatives regarding a possible pre-annexation development agreement with Empire Pointe. A.R.S. 38-431.03(A)(3) & (4)
- G. Discussion and consultation with the Town's attorney for legal advice and with the Town's attorney and Town's representatives regarding a Water Recharge Agreement with the Town of Gilbert. A.R.S. 38-431.03(A)(3) & (4)

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- H. Discussion and consultation with the Town's attorneys and representatives to consider the Town's position and instruct its representatives regarding acquisition of real property related to the Ocotillo Road from Sossaman to Hawes Roads project (A0116) and the Meridian Road from Combs to Germann Roads project (A1505). A.R.S. 38-431.03(A)(7)
- I. Discussion and consultation with the Town's attorney for legal advice and with the Town's attorney and Town's representatives to consider the Town's position and instruct its representatives regarding Town-owned properties in Town Center. A.R.S. 38-431.03(A)(3) & (4)
- J. Discussion and consultation with the Town's attorney for legal advice and with the Town's attorney and Town's representatives regarding a pre-annexation development agreement for the northeast corner of Ellsworth and Riggs Roads. A.R.S. 38-431.03(A)(3) & (4)

9. Consent Agenda: Matters listed under the Consent Agenda are considered to be routine and will be enacted by one motion and one vote. Members of the Council and or staff may comment on any item without removing it from the Consent Agenda or remove any item for separate discussion and consideration.

- A. Consideration and possible approval of the July 17, 2019 Regular Session Minutes and August 7, 2019 Regular and Special Session Minutes.
- B. Consideration and Possible Approval of Expenditures Over \$25,000. (FY20 Budgeted Items)
 - 1. Cactus Asphalt - arterial asphalt preservation: \$900,000 (Public Works)
 - 2. Sentinel Technologies - maintenance/repair for Cisco equipment: \$275,000 (Workforce/Technology)
 - 3. Taylor Morrison - water extinguishment credits: \$177,807 (Utilities)
- C. Consideration and possible approval of the employment agreement for Maria Gonzalez as Town Clerk.
- D. Consideration and possible approval of the Condominium Plat for Hangers at the Pegasus, a request by Premium Hanger Investments LLC.
- E. Consideration and possible approval of the Final Plat for Harvest Queen Creek Tract F, a request by EVT Riggs Gary Investments LLC.
- F. Consideration and possible approval of the Final Plat for the Legado - School Site, a request by Sossaman Holdings LLC.
- G. Consideration and possible approval of the Final Plats for Fulton Homes Barney Farms Phase 1A, Phase 1B, and Phase 1 Park, a request by Fulton Homes Corporation.
- H. Consideration and possible approval of the Final Plat for Caleda by Toll Brothers, a request by Toll Brothers AZ Construction Company.

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- I. Consideration and possible approval of the Fulton Homes Barney Farms Maps of Dedication for Queen Creek Road, Signal Butte Road, Meridian Road, Phase 1 C School Access, and interior Collector Roads, a request by Fulton Homes Corporation.
- J. Consideration and possible approval of the appointment of David Gillette and Matt McWilliams and the reappointment of Jeremy Benson to the Planning and Zoning Commission.
- K. Consideration and possible approval of the appointment of Carson Brown to the GPEC Board of Directors for fiscal year 2019-2020.
- L. Consideration and possible approval of the FY19/20 Parks and Recreation Advisory Committee Work Program.
- M. Consideration and possible approval of Delegation Resolution 1281-19 in the amount of \$6,999,400 and authorizing the Town Manager and/or Department Director to take any and all action necessary; and to sign any and all documents, certain contracts or agreements for the construction of Fire Station #4 and necessary budget adjustments. (Project #MF007)
- N. Consideration and possible approval of Delegation Resolution 1284-19 authorizing and directing the Town Manager, and/or Public Works Department Director to take any and all action necessary; and to sign any and all documents, contracts or agreements related to construction and completion of the Field Operations Facility project #MF005 not to exceed \$533,874. (FY 2019/20 Budget carryforward item)
- O. Consideration and possible approval of Resolution 1282-19 supporting the East Valley Homelessness Regional Collaboration.
- P. Consideration and possible approval of Resolution 1286-19 authorizing the Town Manager and Public Works Director to submit an application for Transportation Alternatives (TA)/Congestion Mitigation Air Quality (CMAQ) funds and approval of Project Order #003 with Wood Environment and Infrastructure Solutions, Inc., in an amount not to exceed \$40,544 for a project assessment and 15% design plans for the extension of the Queen Creek Wash Trail (Project TE100; Queen Creek Wash: Crismon to Rittenhouse).
- Q. Consideration and possible approval of a Cooperative Purchase Agreement through 1GPA Contract 17-16P-01 with Ace Asphalt of Arizona, Inc. in an amount not to exceed \$252,064 for slurry seal pavement preservation. (FY 20 Budgeted Item)
- R. Consideration and possible approval of Work Order #19 with AJP Electric, Inc. through a Maricopa County Department of Transportation Contract 2015-27 in an amount not to exceed \$185,405 for underground wiring and other related equipment items to install a traffic signal on Ocotillo Road and Victoria Road. (Project #I0061 and an FY 2019/20 Budgeted Item)

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- S. Consideration and possible approval of a Cooperative Purchase Agreement with Goodwill of Central and Northern Arizona through a City of Phoenix Professional Services Consulting Agreement No. 148937-0, for residential curbside textile diversion services.
- T. Consideration and possible approval of an Intergovernmental Agreement (IGA) with Arizona Department of Transportation (ADOT) for Project #A0308 Rittenhouse and Ocotillo Intersection Improvements. Project funding will be from contingency as this is not a current, budgeted item. The Town' share of expected costs total \$7,893 (including any necessary budget transfers from contingency) and any additional unexpected costs that may be incurred.
- U. Consideration and possible approval of a Contract with J2 Engineering and Environmental Design in an amount not to exceed \$1,628,000 for Project P0620 (East Park) for the design of the East Park Flood Control Basin and 60% design of the East Park site (included in the FY 2019/20 budget).
- V. Consideration and possible approval of a Cooperative Purchase Agreement with Progressive Services Inc., through Mohave Contract #18R-PRO-0418 in an amount not to exceed \$229,528 for roof maintenance and repairs of Town-owned buildings. (FY19/20 Budgeted Item)
- W. Consideration and possible approval of a contract with CS Engineering Constructability Reviews in an amount not to exceed \$224,999 for project design and construction related services.

10. Items for Discussion: These items are for Council discussion only and no action will be taken. In general, no public comment will be taken.

- A. Presentation by the Queen Creek Unified School District regarding the extension of budget override.
- B. Presentation on Queen Creek Maps available on the Town's website.

11. Public Hearing Consent Agenda: Matters listed under the Public Hearing Consent Agenda are considered to be routine and will be enacted by one motion and one vote. If you wish to speak to the Council on an item listed on the Public Hearing Consent Agenda, 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.

- A. Public Hearing and possible approval of Ordinance 708-19, Pegasus Airpark PAD Rezone (Case P19-0074), a request from Sean Lake, Pew and Lake PLC, on behalf of the Pegasus Airpark Flight Association to rezone approximately 49.44 acres from R1-43/CUP to Mixed Use (MU)/PAD for continued use of the Pegasus Airpark Flight Association runway and associated hangars, located east of the northeast corner of Empire Blvd and Ellsworth Road.

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12. 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.

A. Public Hearing and possible action on Resolution 1288-19 amending Resolution 1271-19 regarding the date of the Public Hearing on the proposed development impact fees.

13. 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.

A. Consideration and possible approval of Delegation Resolution 1283-19 for the Meridian Road Project - Phase 1, for all associated contracts, agreements, and land purchases required to complete the proposed improvements between Combs Road and Cherrywood Drive, including Project A1505 not to exceed \$4,430,000; and WA253 not to exceed \$664,245 (both projects included in the FY 2019/20 budget).

B. Discussion and possible approval of the Sonoqui Wash Trail Design Project concept designs.

14. Adjournment

Pursuant to A.R.S. 38-431.02 notice is hereby given to the members of the Queen Creek Town Council and to general public that the Queen Creek Town Council will hold a meeting open to the public as set forth above.

I, Jennifer Robinson, do hereby certify that I caused to be posted this 3rd day of September 2019 the Amended Agenda for the September 4, 2019 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.

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.