



AGENDA

**Regular and Possible Executive Session
Queen Creek Town Council**

Community Chambers, 20727 E. Civic Parkway
September 18, 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. Recognition of retiring Town Clerk Jennifer Robinson
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. Queen Creek Chamber of Commerce FY19 Annual Report
 - B. Queen Creek Performing Arts Center FY19 Annual Report
 - C. Transportation Advisory Committee Report - August 29, 2019

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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 acquisition. 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 the acquisition of the Davidson Well. 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 Expenditures Over \$25,000. (FY20 Budgeted Items)
 - 1. L.N. Curtis & Sons - Personal Protective Equipment: \$301,614 (Fire & Medical)
 - 2. Dana Kepner - Meters, MXU's and Fittings: \$78,409 (Utilities)

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- B. Consideration and possible approval of the appointment of Jenna Kahl and the reappointment of Steve Sossaman, Carson Brown, Lee Ester, Chris Clark, Mark Schnepf, Perry Rea, Derek Neighbors and Jason Barney to the Economic Development Commission.
- C. Consideration and possible approval of a power distribution easement to be granted to Salt River Project in sections 25 and 36, Township 2 South, Range 7 East, along Rittenhouse Road north and South of Riggs/ Combs Road.
- D. Consideration and possible approval of the granting of an easement to the United States Bureau of Reclamation to replace a relocated easement due to the Riggs Road from Ellsworth Road to Meridian Road project.
- E. Consideration and possible approval authorizing the Town Manager and Town Attorney to negotiate and enter into an Intergovernmental Agreement with Valley Metro to conduct a study of Senior Citizens and Americans with Disabilities Act-eligible individuals whom are Queen Creek residents and would utilize a paratransit or RideChoice program, in an amount not to exceed \$50,000 through the use of Arizona Lottery Funds (ALF).
- F. Consideration and possible approval of an Intergovernmental Agreement with the City of Mesa for 911 Dispatch and Technical Services.
- G. Consideration and possible approval of the Cooperative Purchase Agreement for the acquisition of a new fire apparatus in the amount of \$739,952 with Hughes Fire Equipment, Inc. through the Fire Rescue GPO / NPPGov Contract. (FY20 budgeted Item)
- H. Consideration and possible approval to adopt the 2019 Water Repair and Replacement Master Plan.
- I. Consideration and Possible Approval of Resolution 1287-19 and the Agreement to Purchase Extinguishment Credits with Beazer Homes Holdings, LLC in an Amount Not to Exceed \$116,004. (FY20 Budgeted Item)
- J. Consideration and possible approval of Resolution 1289-19 of the Mayor and Common Council of the Town of Queen Creek, Arizona, declaring a need and necessity and a public purpose; authorizing and directing the Town Manager, Town Attorney and Town Clerk to take any and all action necessary; and to sign any and all documents; and to pay any and all costs or fees in order to acquire interest in real and/or personal property located along Ocotillo Road in sections 17, and 20, township 2 south, range 7 east, from owners and Maricopa assessor parcels listed on exhibit A attached hereto and their successors in interest through gift, purchase, or eminent domain and identifying the real and personal property as necessary for roadway improvements for the Ocotillo Road: Sossaman Road to Hawes Road Project (A0116).

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- K. Consideration and possible approval of Resolution 1290-19 of the Mayor and Common Council of the Town of Queen Creek, Arizona, declaring a need and necessity and a public purpose; authorizing and directing the Town Manager, Town Attorney and Town Clerk to take any and all action necessary; and to sign any and all documents; and to pay any and all costs or fees in order to acquire interest in real and/or personal property located along Meridian Road in sections 17, 12, 13, 18, 19, 24, 25, 30, and 31, township 2 south, range 7 east and range 8 east, from owners and Maricopa assessor parcels listed on exhibit A attached hereto and their successors in interest through gift, purchase, or eminent domain and identifying the real and personal property as necessary for roadway improvements for the Meridian Road: Combs Road to Germann Road Project (A1505).
- L. Consideration and possible approval of Ordinance 709-19 (Case P19-0044) "NEC Ellsworth & Riggs Annexation", a proposed annexation of one Maricopa County parcel totaling approximately 36 acres, located at the northeast corner of Ellsworth and Riggs Roads.

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 on community policing.
- B. Discussion on P19-0046 Zoning Ordinance Text Amendment, Article 7 Signage.

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 action on P16-0041 "NEC Ellsworth & Riggs Rezone (Ordinance 710-19)", a request from Alan Beaudoin of Norris Design to rezone approximately 19.6 acres from C-1 and R1-35 to C-2 for a future commercial development at the northeast corner of Ellsworth and Riggs Roads.

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 P19-0049/P19-0066 Spur Cross PAD Amendment, Ordinance 711-19 a request for Rezoning and Site Plan approval to adjust the overall acreage of components within the Spur Cross master planned community by eliminating 33 acres of R1-4 zoning district, increasing the R1-5 zoning district from 98 acres to 120 acres, reducing the C-1 zoning district acreage from 15 acres to 6 acres, and creating a 20 acre parcel of MDR zoning district for property located at the northeast corner of Ocotillo and Signal Butte Roads.

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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.

None

14. Adjournment

Pursuant to ARS 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, Maria Gonzalez, do hereby certify that I caused to be posted this 9th day of September 2019 the Agenda for September 18, 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.

Maria Gonzalez, CMC

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.