



# City of Maricopa

City Hall  
39700 W. Civic Center  
Plaza  
Maricopa, AZ 85138  
Ph: (520) 568-9098  
Fx: (520) 568-9120  
www.maricopa-az.gov

## Meeting Minutes - Final City Council Regular Meeting

**Mayor Christian Price**  
**Vice-Mayor Marvin L. Brown**  
**Councilmember Peggy J. Chapados**  
**Councilmember Bridger Kimball**  
**Councilmember Vincent Manfredi**  
**Councilmember Nancy Smith**  
**Councilmember Henry M. Wade Jr.**

---

Tuesday, February 17, 2015

7:00 PM

Council Chambers

---

### 1. Call to Order

*The City Council regular meeting was called to order at 7:06 p.m.*

*Maricopa Police Department (MPD) Chaplain Paul Ellis gave the invocation.*

*Councilmember Manfredi led the meeting attendees in the Pledge of Allegiance.*

### 2. Roll Call

**Present:** 7 - Mayor Christian Price, Vice Mayor Marvin L. Brown, Councilmember Peggy Chapados, Councilmember Bridger Kimball, Councilmember Vincent Manfredi, Councilmember Nancy Smith and Councilmember Henry Wade

### 3. Proclamations, Acknowledgements and Awards

### 4. Report from the Mayor

*Mayor Price announced that starting on February 23rd, a shuttle service would be available for veterans to travel from Maricopa to the Southeast Veteran Affairs Health Care Clinic in Gilbert. He stated the shuttle would run Mondays and Wednesdays from the park and ride at 44625 West Garvey Avenue at 9 a.m. He further informed the public that the City of Maricopa Express Transit (COMET) would be available starting at 8 a.m. to transport veterans to the shuttle site. He stated the services were initiated by local veteran, Richard Hall. Next, he announced that on March 17th there would be a Stand Up for Vets benefit event from 6 p.m. to 9 p.m. at Copper Sky Regional Park.*

*Next, Mayor Price reported his attendance to a transportation meeting in Tucson and a Pinal County I-11 meeting. He reported attending a discussion with veteran survivors of the USS Liberty and encouraged the public to learn more about it. He added he also attended the grand opening of the Against Abuse shelter and a meeting with the Chairman and CEO of GPEC (Greater Phoenix Economic Council). He reported reciting the State of the City at the Maricopa Chamber of Commerce's monthly breakfast and attending a League of cities and Towns Executive Committee meeting. In conclusion, he reported that 5th graders from Pathway Sequoia Academy recently participated in tours of City Hall and followed by reading some of their thank you notes.*

*After the Call to the Public, Mayor Price assigned: Councilmember Chapados as the primary liaison for the BOA (Board of Adjustments Committee) and P&Z (Planning and Zoning Commission), and secondary liaison for the Age Friendly Maricopa Advisory Committee; Councilmember Kimball as the primary liaison for the Heritage District Advisory Committee and secondary for the Merit Board; Councilmember Wade as the primary on MUSD (Maricopa Unified School District) and Merit Board, and secondary on BOA and P&Z; Councilmember Manfredi as primary for the Youth Council, and secondary in the IDA (Industrial Development Authority) Board; Councilmember Smith as the primary in the Age Friendly Maricopa Advisory Committee and PRL (Parks, Recreation, and Library) Committee, and secondary on Heritage, MUSD, and Youth Council; Vice Mayor Brown as the primary on TAC (Transportation Advisory Committee) and secondary on PRL; himself as the primary for the IDA and secondary on TAC.*

*He noted that the councilmembers may attend any of the meetings however liaisons must attend their given committees, he added that if several councilmembers attend a meeting they must inform the City Clerk to post a quorum notice. He listed additional organizations that the council would participate in: Councilmember Manfredi in the Central Arizona Association of Governments (CAAG); Mayor Price and Vice Mayor Brown in the Lower Santa Cruz River Solution committee; Vice Mayor Brown on the Public Safety Personnel Retirement System (PSPRS) Board; Vice Mayor Brown and Mayor Price sit in the MEDA (Maricopa Economic Development Alliance) Council.*

*Mayor Price listed the organizations he currently sits in: Regional Council Member of MAG (Maricopa Association of Governments), EDC (Economic Development Committee) member of MAG, Executive Committee member of the Arizona League of Cities and Towns, Vice Chair in the Pinal County Government Alliance, State Transportation Board, Board of Directors member of GPEC (Greater Phoenix Economic Council), and Chairman of the GPEC Ambassador Program, Board of Directors of the I11 Coalition, and Vice Chair of the Pinal County I11 coalition. He commended all the members of the council for their participation in the committees.*

## **5. Report from the City Manager**

*There were no items to report.*

## **6. Call to the Public**

*McKenzie, with Ready for Life, approached the podium and addressed the Mayor and Council. She gave information about the program offered to teens. She announced there would be a Leadership Summit on Saturday, February 21st from 8 a.m. to 12 p.m. with an included lunch. She reviewed some of the topics: Financial literacy, leadership development, professional & social etiquette, and job readiness courses. She stated there would be community outreach, and that volunteers are encouraged to participate. She added the event would be held at Maricopa High School.*

*Councilmember Nancy Smith approached the podium and addressed the Mayor and Council. She invited Relay for Life leader Becky Check and spoke on behalf of the Relay for Life. She stated the event would take place on April 25th from 6 p.m. to 6 a.m. She stated Mayor Price would be the 2015 honorary Chair. She encouraged participation and directed anyone interested to contact Becky Check. She stated this month's issue of Maricopa TV magazine highlights the Relay for Life and offers coupons to organizations that would donate money to the Relay for Life.*

*Councilmember Chapados approached the podium and addressed the Mayor and*

*Council. She informed the public that tomorrow morning (February 18) the Pinal Board of Supervisors would deliberate on a zoning code amendment and a special use permit to allow a marijuana farm in Casa Grande. She stated that state statute requires a 2,000 square feet maximum in an enclosed space to cultivate marijuana, however the proposed amendment would result in an open air cultivation farm 217 times bigger than state requirement. She stated the issue needs to be vetted thoroughly and noted that the Pinal County Planning and Zoning Commission recommended denial in a vote of 9:1. She added that Pinal County staff gave a presentation to recommend denial, and the Pinal County Attorney's office also recommended denial. She stated the meeting would be tomorrow and is item 9 on the agenda. She stated the issue is a public safety concern and risks the quality of life. She encouraged the public to email the Board of Supervisors to voice their opinions.*

*Mayor Price added to the Report from the Mayor.*

## 7. Minutes

- 7.1 [MIN 15-16](#) Approval of Minutes from the February 3, 2015 City Council Work Session.

**A motion was made by Councilmember Manfredi, seconded by Councilmember Kimball, that the Minutes be Approved. The motion carried by a unanimous vote.**

- 7.2 [MIN 15-17](#) Approval of Minutes from the February 3, 2015 City Council Regular meeting.

**A motion was made by Councilmember Manfredi, seconded by Councilmember Kimball, that the Minutes be Approved. The motion carried by a unanimous vote.**

## 8. Public Hearings

## 9. Consent Agenda

### Approval of the Consent Agenda

**A motion was made by Vice Mayor Marvin L. Brown, seconded by Councilmember Henry Wade, to Adopt the Consent Agenda. The motion carried by a unanimous vote.**

- 9.1 [MOU 15-01](#) The Mayor and City Council shall discuss and possibly take action to accept a grant from Firehouse Subs Public Safety Foundation and enter into a Memorandum of Understanding in an amount not to exceed \$29,000 for the purchase of an emergency medical unit (ATV). Accepting the grant and also designat the City Manager authority to sign all necessary documents. Discussion and Action.

**This Memorandum of Understanding was Approved.**

- 9.2 [RES 15-10](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, pertaining to the submission of projects for consideration in the Arizona's 2015 Highway Safety Plan. Discussion and Action.

**This Resolution was Approved.**

- 9.3 [MISC 15-10](#) The Mayor and City Council shall discuss and possibly take action on a request by the Purchasing Manager to approve expenditures exceeding \$25,000 and previously approved limits for Fiscal Year 2014/2015 pursuant to the City Purchasing Code, Article IV, Section 3-213(e) "Cumulative Annual Purchases in Excess of \$25,000" with: M & S Equipment; Waxie's Enterprise; and Wingfoot Commercial Tire. Discussion and Action.

**This Miscellaneous Item was Approved.**

## 10. Regular Agenda

- 10.1 [APP 15-03](#) The Mayor and City Council shall discuss and possibly take action on making appointments to the Parks, Recreation and Libraries Committee. Discussion and Action.

*Mayor Price discussed the citizen committee appointment process. He stated each councilmember would make a selection and then a motion shall be done to pass the slate.*

*Councilmember Chapados nominated Albert Brandenburg; Councilmember Kimball nominated Dorrine Tevault; Councilmember Manfredi nominated Rebecca Check; Mayor Price nominated Diane Morrow; Councilmember Smith nominated Carla Neal; and Councilmember Wade nominated Kristena Dugan.*

**A motion was made by Councilmember Chapados, seconded by Councilmember Kimball, that the Appointments be Appointed. The motion carried by a unanimous vote.**

- 10.2 [APP 15-04](#) The Mayor and City Council shall discuss and possibly take action on making appointments to the Planning and Zoning Commission. Discussion and Action.

*Councilmember Chapados nominated Bob Marsh, and noted he would be switching from BOA; Councilmember Manfredi nominated Ron Batt; Mayor Price nominated Nicholas Sheppard; Councilmember Smith nominated Michael Sharpe; and Councilmember Wade nominated Linda Huggins.*

**A motion was made by Vice Mayor Brown, seconded by Councilmember Wade, that the Appointments be Appointed. The motion carried by a unanimous vote.**

- 10.3 [APP 15-05](#) The Mayor and City Council shall discuss and possibly take action on making appointments to the Transportation Advisory Committee. Discussion and Action.

*Councilmember Kimball nominated James Jordan; Councilmember Manfredi opted to leave his opening vacant; Councilmember Smith opted to leave her opening vacant; Councilmember Wade nominated Joel Saurey; Mayor Price nominated Glen Chern; and Councilmember Chapados nominated Brian Hoffman.*

**A motion was made by Vice Mayor Brown, seconded by Councilmember Kimball, that the Appointments be Appointed. The motion carried by a unanimous vote.**

- 10.4 [APP 15-06](#) The Mayor and City Council shall discuss and possibly take action on making appointments to the Heritage District Advisory Committee. Discussion and Action.

*Mayor Price stated that he discussed waiting until there were more applicants before making appointments. He stated Gina D'Abella's status is unknown, and all other members are interested in reappointment. Councilmember Manfredi nominated Don Pearce; Mayor Price nominated Renate Chamberlin; Councilmember Smith opted to leave her opening vacant; Councilmember Wade opted to leave his opening vacant;*

*Councilmember Chapados nominated Lucia Rodriguez; and Councilmember Kimball retained Brian Foose.*

**A motion was made by Councilmember Manfredi, seconded by Councilmember Chapados, that the Appointments be Appointed. The motion carried by a unanimous vote.**

**10.5**     [APP 15-07](#)

The Mayor and City Council shall discuss and possibly take action on making appointments to the Board of Adjustment. Discussion and Action.

*Councilmember Smith nominated Lee Feiles; Councilmember Wade opted to leave his opening vacant; Vice Mayor Brown opted to leave his opening vacant; Councilmember Chapados opted to leave her opening vacant; Councilmember Kimball nominated Gary Miller; Councilmember Manfredi opted to leave his opening vacant; and Mayor Price opted to leave his opening vacant.*

*Mayor Price asked direction from legal. City Attorney Denis Fitzgibbons recommended doing everything possible to fill the vacancies*

**A motion was made by Vice Mayor Brown, seconded by Councilmember Manfredi, that the Appointments be Appointed. The motion carried by a unanimous vote.**

**10.6**     [MISC 15-11](#)

The Mayor and City Council shall discuss and possible take action on taking Resolution 15-06 regarding authorizing the imposition and collection of fees for the rental of City park facilities and equipment, rental of the Copa Center and for towel service at the Copper Sky Multigenerational/Aquatic Center Recreational Facility and amending the Community Services Department Fee Schedule and the Copper Sky Multigenerational/Aquatic Center Fee Schedule to include these fees from the table. Discussion and Action.

*Mayor Price explained that this item was tabled at the last Council meeting pending a meeting with the stakeholders, the meeting was conducted, and there was a request for reconsideration from Councilmember Kimball.*

*Councilmember Kimball explained that after the information received during the work session presentation, there is enough information to take the agenda item from the table and vote on it. He made a motion to take the item from the table for discussion and action.*

**A motion was made by Councilmember Kimball, seconded by Councilmember Manfredi, that this Miscellaneous Item be Approved. The motion carried by a unanimous vote.**

**10.7**     [RES 15-06](#)

A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, authorizing the imposition and collection of fees for the rental of City park facilities and equipment, rental of the Copa Center and for towel service at the Copper Sky Multigenerational/Aquatic Center Recreational Facility and amending the Community Services Department Fee Schedule and the Copper Sky Multigenerational/Aquatic Center Fee Schedule to include these fees. Discussion and Action.

*Tena Dugan approached the podium and addressed the Mayor and Council. She expressed gratitude for the meeting conducted with stakeholders to discuss the proposed fees. She stated she attended the meeting and commended the Community Services Department staff, PRL members, and the Council. She stated all the concerns were addressed.*

*Community Services Director Kristie Riester invited questions from the Council.*

Councilmember Kimball reiterated that he agrees with the reduced rate for the homerun fencing and the option for organizations to bring their own fencing. Furthermore he stated he agrees with Councilmember Smith on lowering the Ramada reservation fee.

Councilmember Smith proposed lowering the Ramada reservation fee to \$30 per hour, and removing the 2 hour minimum. Mayor Price stated that initially the 2 hour minimum was established by considering set-up and take down time. Discussion ensued on the 2 hour minimum.

Councilmember Smith recommended clarifying the lake reservation fee language.

Councilmember Chapados recommended revisiting the homerun fencing fee in a year to review actual usage and the life expectancy from that point. Councilmember Manfredi concurred.

Mayor Price inquired about the concession stand fee recommendations. Mrs. Riester stated a \$7 per hour fee was recommended with the potential of setting a cap. She stated that a \$20 cap fee was recommended for off-peak hours (Monday through Thursday) and elaborated. Discussion ensued regarding a potential cap rate.

Councilmember Chapados stated she wants to ensure that the \$100 deposit for the concessions stand is withheld if the area needs to be cleaned up or is damaged. Councilmember Manfredi suggested allowing staff the discretion to waive the Pacana Park concessions stand fees when the field is rented for the whole day. Councilmember Chapados recommended vetting any fee waivers through the PRL committee; she stated that hard costs must be recovered. Vice Mayor Brown agreed with Councilmember Chapados. Discussion ensued on the Pacana Park concessions stand fees.

City Manager Rose proposed creating a policy and vetting it through the PRL committee to establish some guidelines for Pacana Park concession stand fee waivers.

Consensus was to leave the 2 hour minimum for the Group Ramada and the Great Lawn but include language that allowed staff to use their discretion to allow residents to rent for less than 2 hours, lowering the reservation rate to \$30 per hour for the Group Ramada; setting the Homerun Fencing fee at \$75 per hour with a \$200 deposit; \$30 per hour for staff time; \$7 per hour for the Pacana Park concessions stand rental with a \$50 cap rate and \$100 deposit.

Councilmember Smith clarified that the lower rates would only apply to residents, and the non-resident fees would stay as-is.

Councilmember Chapados inquired what the amount would be for staff time on the occasion that overtime was required. Mrs. Riester clarified that it would stay at \$30 per hours and elaborated on her discussion with the Park Manager.

Councilmember Kimball made a motion to approve the fees with the established stipulations.

**A motion was made by Councilmember Kimball, seconded by Councilmember Wade, that this Resolution be Approved as Amended. The motion carried by a unanimous vote.**

supporting the application for Section 5311 Rural Transportation Program grant from the U.S. Federal Transit Administration through the Arizona Department of Transportation in an amount not to exceed \$294,404 to continue operations of a transit system and authorizing the City Manager to sign any further documents. The City's match requirement for this grant application is \$113,536 and will be taken from the General Fund, Transportation (10044146) pending the adoption of the FY 15/16 Operating Budget. Discussion and Action.

*Transportation/ Transit Planner David Maestas noted that the PowerPoint presentation in the Council's packet had been revised and directed them to the projected presentation. He stated that staff recommends approval to apply for the transit grant for the fiscal year 2015. He provided an overview of the COMET Expansion of Services and budget allocations. He detailed the overall 2% increase to the local budget, and provided an overview of ridership. He stated that it was concluded that a fixed route would increase ridership and explained increased ridership is important for grant funding. He stated that special shuttle services are also offered such as the summer shuttle, the New Year's Eve service, the Salsa Festival, 4th of July, and the Shop with a Cop event. He stated staff will be proposing a pilot program, pending Council approval, to have the COMET start at 7 a.m. instead of the current 8:40 a.m. to pick up Veterans and drive them to the park and ride so they can take the VA Clinic shuttle. He clarified that the terms of the grant state that the service needs to be open to the general public and added that information would soon be available on the city's website. He stated that the TAC reviewed the expanded services and recommends approval.*

*Vice Mayor Brown commended Mr. Maestas for his work as Transportation/ Transit Planner and for expanding services to veterans. He stated that the utilization of the 5311 funds exceeds previous services and inquired about the federal budget in regards to transportation. Mr. Maestas stated that transportation is one of the few portions of the federal budget that continues to receive funding, and added he does not foresee any issues.*

*Councilmember Chapados stated that a mobile veterans unit was discussed at the Coffee with the Chief meeting, and inquired if it could be coordinated with the shuttle route. Mr. Maestas responded that it can be accommodated into the route. Next, she inquired if veterans are charged the same fare as the general public. Mr. Maestas responded that reduced fares are not recommended because services should be aimed to the general public, otherwise it could impact funding.*

**A motion was made by Councilmember Kimball, seconded by Councilmember Chapados, that this Resolution be Approved. The motion carried by a unanimous vote.**

**10.9**     [RES 15-07](#)

A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, declaring as a public record those certain documents filed with the City Clerk and entitled "Article 8-8 Massage Establishments," "Article 8-9 Off Track Betting" and "Article 8-10 Tattoo and/or Body Piercing" of the Maricopa City Code relating to the enactment of rules and procedures to regulate massage establishments, off track betting and tattoo and/or body piercing within the City of Maricopa and amending the City Code by inserting Article 8-8, Article 8-9 and Article 8-10 in Chapter 8 of the City Code. Discussion and Action. ITEM RELATED TO ORD 15-02

*Economic Development Management Analyst Michel Winer stated that during the December 16 City Council work session, staff presented proposed code amendments and fee schedules related to the regulation and licensing of massage establishments, off track betting, and tattoo and/or body piercing establishments. He stated that the proposed fees and City Code amendments were posted for 60 days, in accordance with A.R.S. Section 9-499.15, as directed by Council. He concluded by inviting*

*questions from Council.*

**A motion was made by Councilmember Kimball, seconded by Councilmember Manfredi, that this Resolution be Approved. The motion carried by a unanimous vote.**

**10.10**    [ORD 15-02](#)

An Ordinance of the Mayor and City Council of the City of Maricopa, Arizona, adopting "Article 8-8 Massage Establishments," "Article 8-9 Off Track Betting" and "Article 8-10 Tattoo and/or Body Piercing" by reference as Articles 8-8, 8-9 and 8-10 of Chapter 8 of the Maricopa City Code and providing for severability and the effective date thereof. Discussion and Action. ITEM RELATED TO RES 15-07

*Mayor Price read the Ordinance.*

**A motion was made by Councilmember Chapados, seconded by Councilmember Kimball, that this Ordinance be Approved. The motion carried by the following vote:**

**Aye:** 7 - Mayor Christian Price, Vice Mayor Marvin L. Brown, Councilmember Peggy Chapados, Councilmember Bridger Kimball, Councilmember Vincent Manfredi, Councilmember Nancy Smith and Councilmember Henry Wade

**10.11**    [RES 15-08](#)

A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, authorizing the imposition and collection of fees for licensing Massage Establishments, Off Track Betting and Tattoo and/or Body Piercing and amending the Special Business License Fee Schedule. Discussion and Action.

**A motion was made by Vice Mayor Brown, seconded by Councilmember Manfredi, that this Resolution be Approved. The motion carried by a unanimous vote.**

**10.12**    [PRES 15-02](#)

The Mayor and City Council shall hear a Legislative Update on the 2015 State Legislative Session. Discussion and direction.

*Intergovernmental Affairs Director Paul Jepson presented a legislative update on the 2015 State Legislative Session. He reviewed positive bills such as; SB 1446/HB2590; HB 2324; HB 2543; and HB 2579. Next, he reviewed the potentially bad bills; HB 2254 on Residential Lease requirements; SB1433; HB2320; and HB2540. He discussed bills recommended by Maricopa; HB 2557 regarding codes, adoption by reference, and copies; and HB 2558. He discussed other bills such as; SB1300 regarding body cameras for law enforcement; HB 2138 regarding moving the Primary Election date to May; SB 1167 prohibiting photo radar; TPT Exemption bills; and budget bills.*

*Vice Mayor Brown inquired who sponsored HB 2254. Mr. Jepson responded and elaborated. Vice Mayor Brown commended Arizona League of Cities and Towns Executive Director, Ken Strobeck for keeping the Council informed.*

**The Presentation was heard.**

**10.13**    [RES 15-11](#)

A Resolution of the Mayor and City Council of the City of Maricopa, Arizona requesting members of the Arizona State Legislature support the concept of local control and vote in opposition to House Bill 2254, Municipal Tax Exemption; Residential Lease. Discussion and Action.

*Mayor Price reported testifying on HB 2254 on behalf of the City of Maricopa. He stated the bill would cost the City a total of \$500,000 if it went through and elaborated.*



A motion was made by Councilmember Chapados, seconded by Councilmember Kimball, that this Resolution be Approved. The motion carried by a unanimous vote.

**11. Executive Session**

*The City Council regular meeting moved to executive session at 8:43 p.m.*

A motion was made by Councilmember Bridger Kimball, seconded by Councilmember Henry Wade, to enter in to Executive Session. The motion carried unanimously.

**11.1 ES 15-04**

The Maricopa City Council may go into executive session for the purpose of discussion or consultation with the City attorney and designated representatives of the City to obtain an update concerning the Maricopa City Court, to consider its position and instruct its representatives regarding entering into an Intergovernmental Agreement with Pinal County related to staffing matters at the City Court, and the potential terms thereof, to consider its position and instruct its representatives regarding resolving current staffing matters at the City Court and for legal advice regarding the same, pursuant to A.R.S. §38-431.03(A)(3) and (A)(4).

**12. Adjournment**

**Certification of Minutes**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the regular meeting of the City Council of Maricopa, Arizona, held on the 17th day of February, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 2nd day of March, 2015.

---

**Vanessa Bueras**  
City Clerk