



City of Maricopa

Meeting Minutes - Draft City Council Regular Meeting

City Hall
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*Vice-Mayor Vincent Manfredi
Councilmember Amber Liermann
Councilmember Bob Marsh
Councilmember Nancy Smith
Councilmember Rich Vitiello
Councilmember Henry M. Wade Jr.*

Tuesday, July 19, 2022

6:00 PM

Council Chambers

1. Call to Order

The meeting was called to order at 6:03 pm. David Anderson from Be Community Church gave an invocation and Councilmember Liermann led the Pledge of Allegiance.

2. Roll Call

Present: 6 - Vice Mayor Vincent Manfredi, Councilmember Amber Liermann, Councilmember Bob Marsh, Councilmember Nancy Smith, Councilmember Rich Vitiello and Councilmember Henry Wade

3. Proclamations, Acknowledgements and Awards

Councilmember Wade stated he would be represented the students that recently represented Maricopa Unified School District (MUSD), at the National Leadership Skills Conference in Atlanta, Georgia in June. He presented certificates of recognition to the following students: Asher Akhavan-Restubog, Eliza Santiago, Leslie Holliday, Lexie Nordhoff, Luke Christopherson, Georgia Nickens, Nathan Shearer, Charles Liermann, Lorena Casto, Alex Grace and Ashton Owen. He acknowledged Maria Pour and Brad Chamberlain for accompanied the students on their trip.

4. Report from the Mayor

Councilmember Smith reported receiving her supplementary ballot with the orange bar at the top. She stated the first ballot should still be used to vote for state, federal, county and legislative decisions. She stated the orange bar ballot must be used in order for municipal votes to count.

Councilmember Marsh reported attending Mayor Price last council meeting, the Pinal County Board of Adjustment meeting in Florence, the staff's farewell event for Mayor Price, the Great American 4th event, a City Council candidate forum, the Pinal County Water Augmentation Authority meeting, a Meet the Candidates event at the library, and the Microsoft Worldwide Partner Conference. He announced that tomorrow would be the Microsoft Friends of the Arts at the library at 5:30 p.m. He stated in August, he would be attending an Arizona Governance and Policy retreat in Phoenix sponsored by Arizona State University (ASU).

Councilmember Vitiello stated the next candidate forum would be hosted by the Maricopa Chamber of Commerce at the Global Water building, on Thursday (July 21) at 6 p.m. He invited the community to attend.

Vice Mayor recognized the staff who coordinated the Great American 4th. He emphasized that in order to vote for City Council candidates, voters must vote on the supplemental ballot.

5. Report from the City Manager

There were no items reported.

6. Call to the Public

Leonard from Palo Brea thanked Councilmember Wade for recognizing the MUSD kids who participated in the National Leadership Skills Conferenc, and emphasized the importance of school funding.

Councilmember Wade reminded the community school started this week and asked for the community to be careful with kids commuting to school.

7. Consent Agenda

Approval of the Consent Agenda

A motion was made by Councilmember Amber Liermann, seconded by Councilmember Henry Wade, to Adopt the Consent Agenda. The motion carried unanimously.

7.1 [IGA 22-08](#)

The City Council shall discuss and take action on approving an Intergovernmental Agreement with Pinal County for Access to County Property to install a new concrete masonry unit block fence. Discussion and Action.

This Intergovernmental Agreement was Approved.

7.2 [IGA 22-09](#)

The City Council shall discuss and take action to approve Amendment No. One to the existing Intergovernmental Agreement with the Arizona Department of Transportation (ADOT) for pavement improvements along Anderson Road and Peters and Nall Road. Discussion and Action.

This Intergovernmental Agreement was Approved.

7.3 [SUB 22-48](#)

The City Council shall discuss and take action to approve Subdivision Case # SUB21-48, The Trails at Tortosa Phase 2A and 2B, a request for final plat approval to subdivide 93.87 acres of land into 371 single-family residential lots. Discussion and Action.

This Subdivision was Approved.

7.4 [CON 22-21](#)

The City Council shall discuss and take action on approving an Economic Development Services Agreement with the Maricopa Economic Development Alliance (MEDA) to provide a comprehensive economic development program focused on building jobs and capital investment in the City and authorizing the City Manager to sign the agreement. Funding has already been approved as part of the FY2023 budget. Discussion and Action.

This Contract was Approved.

- 7.5 [RES 22-36](#) A Resolution of the City Council of the City of Maricopa, Arizona, accepting public improvements and maintenance responsibility for N. Estrella Parkway into the City Street/Road Maintenance System. Discussion and Action.
- This Resolution was Approved.**
- 7.6 [RES 22-37](#) A Resolution of the City Council of the City of Maricopa, Arizona, declaring as a public record that certain document filed with the City Clerk and entitled "2022 Amendments to Title 18: Zoning," regarding the rules and regulations relating to zoning within the City of Maricopa and amending Section 2.15.060(J)(2), Section 18.60, Section 18.140.070, Section 18.170.050(A), Section 18.175.050(A) and (C) of the Maricopa City Code. Discussion and Action.
- This Resolution was Approved.**
- 7.7 [ORD 22-18](#) An Ordinance of the City Council of the City of Maricopa, Arizona, adopting "2022 Amendments to Title 18: Zoning" by reference to amend Section 2.15.060(J)(2), Section 18.60, Section 18.140.170, Section 18.170.050(A), Section 18.175.050(A) and (C) of the Maricopa City Code and providing for severability and the effective date thereof. Discussion and Action.
- This Ordinance was Approved.**
- 7.8 [ANX 22-01](#) The City Council shall take action on a request to initiate an annexation of unincorporated land within Pinal County, generally located east of White and Parker Rd and north of Honeycutt Rd (1,786 +/- acres). Discussion and Action.
- This Annexation Recommendation was Approved.**
- 7.9 [RES 22-38](#) A Resolution of the City Council of the City of Maricopa, Arizona supporting the submission of a grant application to the Ak Chin Indian Community to Maricopa Unified School District for funding for the Renovation and Revival of the "Old Gym" at Maricopa High School and agreeing to act as the designated fiscal agent of such funding. Discussion and Action.
- This Resolution was Approved.**
- 7.11 [RES 22-39](#) A Resolution of the City Council of the City of Maricopa, Arizona, designating the City's Chief Fiscal Officer for purposes of submitting the City's Fiscal Year 2022 Annual Expenditure Limitation Report to the Arizona Auditor General. Discussion and Action.
- This Resolution was Approved.**

8. **Regular Agenda and/or Public Hearings**

- 7.10 [ORD 22-17](#) An Ordinance of the City Council of the City of Maricopa, Arizona, levying separate amounts to be raised for primary and secondary property tax levies upon each one hundred dollars (\$100.00) of the assessed valuation of property subject to taxation within the City of Maricopa for the fiscal year ending June 30, 2023. Discussion and Action.
- Chief Financial Officer Matt Kozlowski gave a brief summary of the budget process. He gave a short presentation on the lowered primary and secondary tax levy for Fiscal Year (FY) 2023. Clarification ensued on the verbiage in the Ordinance.*

A motion was made by Councilmember Wade, seconded by Councilmember Marsh, that this Ordinance be Approved. The motion carried by a unanimous vote.

8.1 [PRES 22-08](#)

The City Council shall hear a legislative update from Representative Teresa Martinez.

Representative Teresa Martinez introduced herself and gave a brief personal background. She gave a brief legislative update and elaborated on the bills she supported. She commended Todd Baughman and discussed how they worked together. She detailed the bills and funds attained. She directed anyone with questions, to call her at (520)709-2311. A brief discussion ensued. The Council thanked Miss Martinez for her dedication.

The Presentation was heard.

8.2 [PH 22-12](#)

The City Council shall hear public comment regarding a minor General Plan Land Use Amendment to change the land use from existing Public/Institutional (P) to High Density Residential (H) and a Zone Map Amendment to change the zoning from existing Transitional (TR) to High Density Residential (HDR) for approximately 21.52 acres of land generally located south and east of the southeast corner of N. White and Parker Rd. and Lococo St., within the City of Maricopa incorporated limits, as described in case # GPA22-07 and case # ZON22-02. The land is located in a portion of Section 30 of Township 4 South, Range 4 East of the Gila and Salt River base and meridian, Pinal County, Arizona.

Derek Scheerer, Planner II presented. He sated the request by the City of Maricopa was for a General Plan Amendment from existing Public Use/Institutional to High Density Residential (H) and a Zoning Change from existing Pinal County Zoning District Transitional (TR) to High Density Residential (HR). He detailed the site location and discussed the village centers. He provided visual maps of the existing and the proposed General Plan Land Use. He detailed the public comment process and stated no one attended the neighborhood meeting and there were no comments received at the time of the staff report. He stated the Planning and Zoning (P&Z) met on June 13, 2022 and one person spoke in opposition. He elaborated on the Minor General Plan Amendment. He detailed the staff analysis findings and stated the findings were favorable in all listed considerations. He stated the Zoning Amendment, ZON 22-02 was consistent with the General Plan, and would increase the inventory of land within a given Zoning District, and would promote the growth of the City in an orderly manner and protect the public health, safety, peace, comfort and general welfare. He stated staff recommended approval of GPA 22-07 and ZON 22-02 subject to the conditions of approval stated in the staff report, and as amended by the P&Z Commission. He opened the floor for questions.

The Public Hearing was opened at 6:54 p.m. Following no public comments, the Public Hearing was closed at 6:54 p.m.

The Public Hearing was held.

8.3 [RES 22-31](#)

A Resolution of the City Council of the City of Maricopa, Arizona, approving and adopting a minor General Plan Land Use Amendment to change the land use from existing Public/Institutional (P) to High Density Residential (H) for approximately 21.52 acres of land generally located south and east from the southeast corner of N. White and Parker Rd and Lococo St., within the City of Maricopa incorporated limits, as described in case # GPA22-07. The land is located in a portion of Section 30 of Township 4 South, Range 4 East of the Gila and Salt River base and meridian, Pinal

County, Arizona. Discussion and Action. Discussion and Action.

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

8.4 **ORD 22-14**

An Ordinance of the City Council of the City of Maricopa, Arizona, approving and adopting an amendment to the City's Zoning Map to rezone approximately 21.52 acres of land generally located south and east of the southeast corner of N. White and Parker Rd. and Lococo St., within the City of Maricopa incorporated limits, from Transitional (TR) to High Density Residential (HR), as described in case # ZON22-02. The parcel of land is located in a portion of Section 30, of Township 4 South, Range 4 East of the Gila and Salt River base and meridian, Pinal County, Arizona. Discussion and Action.

A motion was made by Councilmember Marsh, seconded by Councilmember Wade, that this Ordinance be Approved. The motion carried by a unanimous vote.

8.5 **PRES 22-07**

The City Council shall hear a semi annual 2022 Crime Report presentation from Police Chief James Hughes. Discussion only.

Maricopa Police Department (MPD) Chief, James Hughes gave a presentation on the 2022 Semi-Annual Activity Report. He discussed calls for service and detailed Part 1 Violent Crime statistics. He discussed the actions being taken. He discussed Part 1 Property Crime and how it's being addressed. He discussed Part 2 Crimes. He elaborated on the federate mandate to go from UCR reporting to NIBRS and how it will effect Maricopa. He stated MPD updated CAD and RMS. He discussed traffic related activities, and how MPD was addressing it. He discussed 2021 use of force numbers and demographics. He detailed the 2021 Police pursuits and noted that MPD had a restrictive Pursuit Policy. He talked about MPD vehicle collisions. He concluded that violent crime had risen across the nation from 5% to 40% in many cities and noted Maricopa had a low percentage of person crimes compared to other categories. He stated most of the crime in Maricopa was thefts and assaults. He noted traffic accidents were up 23%.

Councilmember Smith asked if the new apartments had been a problem to safety in Maricopa. Chief Hughes stated there was no correlation. Councilmember Smith noted schools were going back in session and asked if MPD had done their checks to ensure children were safe. Chief Hughes asserted and elaborated on their actions. Lastly, Councilmember Smith inquired about catalytic converters and the new legislation. Chief Hughes responded.

Councilmember Marsh commended Chief Hughes. Councilmember Wade inquired about the 988 service and possible limitations. Chief Hughes elaborated on the crisis line. Councilmember Wade commended Chief Hughes. City Manager Horst added that the City was continuing discussions with local provider for behavioral health counselor for a potential facility and elaborated. Councilmember Liermann inquired about percentage of calls initiated by community members, in comparison to the officer initiated calls. Chief Hughes responded and City Manager Horst elaborated. Councilmember Liermann commended the low use of force numbers. Councilmember Vitiello inquired about the phasing out of motorcycle cops. Chief Hughes elaborated. Councilmember Vitiello asked about number of recent hires. Chief Hughes elaborated. Councilmember Vitiello asked if volunteers could be used to help with the traffic on Porter Road. Chief Hughes commended volunteers and elaborated.

Vice-Mayor Manfredi inquired about the correlation with population growth and crime increase. Chief Hughes clarified. Discussion ensued regarding population growth and the level of crime. City Manager Horst elaborated.

The Presentation was heard.

9. Executive Session

Vice-Mayor Manfredi announced the next meeting in August 2, 2022 was cancelled. Councilmember Marsh acknowledged City Council candidate, Adam Leach in the audience.

A motion was made by Councilmember Amber Liermann, seconded by Councilmember Nancy Smith, to go into Executive Session .The motion carried unanimously.

- 9.1 ES 22-24** 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 in order to consider its position and instruct its representatives regarding the Intergovernmental Agreement with Pinal County for co-located court services, the terms thereof; and legal advice regarding the same, pursuant to A.R.S. §38-431.03(A)(1), (A)(3) and (A)(4).
- 9.2 ES 22-25** 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 in order to receive legal advice concerning the City's legal options regarding the services provided by Maricopa Flood Control District and provide direction on how to proceed, pursuant to A.R.S. §38-431.03(A)(3).
- 9.3 ES 22-26** The Maricopa City Council may go into executive session for the purpose of discussion or consultation with the City attorney regarding the process to fill the vacancy on City Council pursuant to A.R.S. §38-431.03(A)(3).
- 9.4 ES 22-27** 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 in order to consider its position and instruct its representatives regarding possibly entering into agreements for the purchase, sale, lease or exchange of real property, the potential terms thereof, and for legal advice regarding same, pursuant to A.R.S. §38-431.03(A)(3), (A)(4) and (A)(7).
- 9.5 ES 22-28** 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 in order to consider its position and instruct its representatives regarding a Sublease and Facility Usage Agreement with the Maricopa Chamber of Commerce, Inc., the potential terms thereof, and for legal advice regarding the same pursuant to A.R.S. §38-431.03(A)(3) and (A)(4).

10. 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 19th day of July, 2022. I further certify that the meeting was duly called and held and that a quorum

was present.

Dated this 16th day of August, 2022.

Vanessa Bueras
City Clerk