



City of Maricopa

Meeting Agenda City Council Regular Meeting

City Hall
39700 W. Civic Center
Plaza
Maricopa, AZ 85138
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Mayor Christian Price
Vice-Mayor Peggy J. Chapados
Councilmember Marvin L. Brown
Councilwoman Julia R. Gusse
Councilmember Vincent Manfredi
Councilmember Nancy Smith
Councilmember Henry M. Wade Jr.

Tuesday, October 2, 2018

7:00 PM

Council Chambers

1. **Call to Order**

Invocation
Pledge of Allegiance

2. **Roll Call**

3. **Proclamations, Acknowledgements and Awards**

3.1 [PROC 18-10](#) Domestic Violence Awareness Month Proclamation

3.2 [PROC 18-11](#) Community Planning Month Proclamation

4. **Report from the Mayor**

5. **Report from the City Manager**

6. **Call to the Public**

The procedures to follow if you address the Council are: Council requests that you express your ideas in three minutes or less and refrain from any personal attacks or derogatory statements about any City employee, a fellow citizen, or anyone else, whether in the audience or not. The Mayor will limit discussion whenever he deems such an action appropriate to the proper conduct of the meeting. At the conclusion of an open call to the public, individual members of the Council may respond to criticism made by those who have addressed the Council, may ask Staff to review a matter, or may ask that a matter be put on a future agenda. However, members of the Council shall not discuss or take legal action on any matters during an open call to the public unless the matters are properly noticed for discussion and legal action.

7. **Minutes**

7.1 [MIN 18-84](#) Approval of Minutes from the September 18, 2018 City Council Work Session.

7.2 [MIN 18-85](#) Approval of Minutes from the September 18, 2018 City Council Regular meeting.

8. Public Hearings

8.1 [PH 18-09](#) The Mayor and City Council shall hear public comment(s) on re-zoning request, case number ZON18-01, a request by Mountain Trace Development, LLC to rezone 5.83 acres of land from existing zoned district Light Industrial Zone (CI-1) PAD (former Zoning Code) to General Mixed Use (MU-G), as identified in the current Zoning Code.

9. Consent Agenda

All items on the Consent Agenda are considered to be routine matters and will be enacted by one motion of the Council. There will be no separate discussion of these items unless a Councilmember or member of the public so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

9.1 [CON 18-49](#) The Mayor and City Council shall discuss and possibly take action to approve the Construction Manager at Risk Preconstruction Services Contract with Willmeng Construction, Inc. for the new Fire/Medical Administration Facility in an amount not to exceed \$76,528. The funding for the project will be drawn from Capital Projects, Design Services - Buildings, Fire Administration (35022528-67725-38022). Discussion and Action.

9.2 [PUR 18-18](#) The Mayor and City Council shall discuss and possibly take action on approving a purchase request issuance to Arizona Emergency Products for the equipment upfitting of six (6) 2019 Ford Interceptor marked patrol vehicles. In accordance with City of Maricopa, Purchasing Code, Article IV, Section 3-223, Cooperative Purchasing, it is recommended that the City of Chandler Cooperative Contract # PD8-055-3838 be utilized to purchase this equipment upfitting in the amount not to exceed \$89,856.27. The purchase of this equipment upfitting will be funded as follows: FY2019 CIP (35022122-67742-38012) Discussion and Action.

9.3 [GRAAC 18-07](#) The Mayor and City Council shall discuss and take action to accept four grants from the Governor's Office of Highway Safety (GOHS) for FY19 related to police traffic services/speed control, impaired driving enforcement, pedestrian and bicycle safety and occupant safety and authorize City Manager Rick Horst, Chief Stahl and Grants/Accounting Coordinator Cassandra Brown to sign and prepare all associated grant documents. Discussion and Action.

9.4 [GRAAC 18-08](#) The Mayor and City Council shall discuss and take action to accept one grant from the Governor's Office of Highway Safety (GOHS) for FY19 related to occupant safety and authorize City Manager Rick Horst, Fire Chief Leffler and Grants/Accounting Coordinator Cassandra Brown to sign and prepare all associated grant documents. Discussion and Action.

- 9.5 [GRAAC 18-09](#) The Mayor and City Council shall discuss and possibly take action on accepting FEMA's Assistance to Firefighters SAFER Grant (AFG) for adding two firefighters. The grant award is for \$334,600 and has a performance period of three (3) years. The City has a matching component for each year. Year One (1) match in the amount of \$57,299.03 is budgeted under 10022527-51100 (General Fund-Fire Operations-Regular Employees) . Discussion and Action.
- 9.6 [IGA 18-08](#) The Mayor and City Council shall discuss and possibly take action on approving Amendment No. One to the existing Intergovernmental Agreement between the City of Maricopa and The State of Arizona acting through the Department of Transportation on the design of a bridge on State Route 347 over the Union Pacific Railroad within the City. The purpose of this Amendment is to replace Exhibits A and B; there is no budgetary impact associated with this Amendment. Discussion and Action.
- 9.7 [PUR 18-20](#) The Mayor and City Council shall discuss and possibly take action on approving the payment to Gila River Water Storage, LLC for Long-Term Storage Credits for Delivery Year 2018 for the irrigation of the Copper Sky Recreation Complex in an amount not to exceed \$201,250.00. Funding for the delivery of the fourth year water storage credits of 500 acre-feet of water in the amount of \$201,000.00 and for the transfer fee in the amount of \$250.00 will be paid from General Fund, Park Maintenance, Water/Sewerage (10033132-54411). Discussion and Action.
- 9.8 [CON 18-50](#) The Mayor and City Council shall discuss and possibly take action on approving the First Amendment to the agreement with Precision Concrete Construction, Inc. to provide funding for the second year of the existing contract for various concrete repairs throughout the city. Funding for this contract, in an amount not to exceed \$100,000, will be drawn from County ½ Cent, Transportation, Street Projects-Capital, Street Maintenance (30055155-67750-34005). Discussion and Action.
- 9.9 [CON 18-51](#) The Mayor and City Council shall discuss and possibly take action on approving a contract with Total Transit Enterprises, LLC for inmate transportation services. Funding for this contract, in an amount not to exceed \$26,260, will be drawn from Highway Users Revenue Fund, Public Works, Technical (20055151-53340). This contract is in compliance with City of Maricopa Purchasing Code Article IV, Section 3-215 "Bidding Procedure." Discussion and Action.
- 9.10 [BDGT 18-03](#) The Mayor and City Council shall discuss and possibly take action on a request to approve a budgetary transfer of \$92,500 from General Fund, Contingency (10010000-99000) to the Economic Development Technical Account (10011616-53340-15101) and to authorize the City Manager to deobligate grant funding of the United States Department of Agriculture (USDA) Rural Business Enterprise Grant (RBEG). Discussion and Action.

10. Regular Agenda

Items on the agenda are open for citizen input. Please fill out a card and present it to the City Clerk before the meeting begins. The Mayor will call upon you for your comments.

- 10.1 [APP 18-09](#) The Mayor and City Council shall discuss and possibly take action on appointing members to the 2018-2019 City of Maricopa Youth Council. Discussion and Action.
- 10.2 [RES 18-24](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, declaring as a public record that certain document filed with the City Clerk and entitled "Chapter 3 Administration Revised 2018" of the Maricopa City Code, relating to the update of rules and procedures relating to City administration and amending the Maricopa City Code by repealing Chapter 3 of the previously adopted City Code and replacing that with Sections 3-1 through 3-282. Discussion and Action.
- 10.3 [ORD 18-09](#) An Ordinance of the Mayor and City Council of the City of Maricopa, Arizona, adopting "Chapter 3 Administration Revisions 2018" by reference as revised Sections 3-1 through 3-282 of the Maricopa City Code and repealing Chapter 3 of the previously adopted City Code and providing for severability and declaring an emergency. Discussion and Action.
- 10.4 [RES 18-23](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, declaring as a public record that a certain document filed with the City Clerk and entitled "2018 Amendment - Chapter 7 Building Regulations" of the Maricopa City Code, relating to the update of rules and procedures to regulate construction and maintenance of buildings or structures within the City of Maricopa, adopting the fees related thereto and amending the Maricopa City Code by eliminating Section 3-120 and Article 7-1 of the previously adopted City Code and replacing that Article with sections 7-1-1 through 7-1-13. Discussion and Action.
- 10.5 [ORD 18-08](#) An Ordinance of the Mayor and City Council of the City of Maricopa, Arizona, adopting "Chapter 7 Building Regulation" by reference as Sections 7-1-1 through 7-1-13 of the Maricopa City Code and repealing Section 3-120 and Article 7-1 of the Maricopa City Code, setting forth the penalties related thereto, providing for severability and the effective date thereof. Discussion and Action.
- 10.6 [ORD 18-10](#) An Ordinance of the Mayor and City Council of the City of Maricopa, Arizona, approving and adopting an amendment to the City's Zoning Map to zone certain property described in Zoning Case # ZON18-01 for approximately 5.83 acres of land generally situated at the southwest corner of the intersection of Porter Road and the Shea Way alignment within the City of Maricopa incorporated limits. The parcel of land is situated in a portion of Section 35 and a portion of Section 36 of Township 4 South, Range 3 east of the Gila and Salt River base and meridian, Pinal County, Arizona. Discussion and Action.
- 10.7 [ORD 18-11](#) An Ordinance of the Mayor and City Council of the City of Maricopa, Arizona, amending Section 2-76 of the City Code of Maricopa to change the order of consideration and disposition of the business of council. Discussion and Action.

11. Executive Session

The Maricopa City Council may go into executive session, which is not open to the public, for purpose of obtaining legal advice from the City's attorney on any of the above agenda items pursuant to A.R.S. § 38-431.03 (A)(3).

11.1 ES 18-26 The Mayor and City Council may go into executive session for the purpose of discussion or consultation with the City Attorney and representatives of the City in order discuss and get direction on how to proceed with a potential agreement related to the development of the Copper Sky Commercial Property and the potential terms thereof, and for legal advice regarding same, pursuant to A.R.S. §38-431.03(A)(3) and (A)(4).

11.2 ES 18-27 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 regarding discussing City Manager Rick Horst's 100 day performance pursuant to A.R.S. §38-431.03(A)(1).

12. Adjournment

Note: This meeting is open to the public. All interested persons are welcome to attend. Council members of the City of Maricopa City Council will attend either in person or by telephonic conference or video communication. Supporting documents and staff reports, which were furnished to the City Council with this agenda, are available for review on our website, www.maricopa-az.gov.

NOTICE TO PARENTS: Parents and legal guardians have the right to consent before the City of Maricopa makes a video or voice recording of a minor child A.R.S. §1-602.A.9. Maricopa City Council meetings are recorded and may be viewed on Channel 20 and the Maricopa website. If you permit your child to participate in the Council meeting, a recording will be made. If your child is seated in the audience, your child may be recorded, but you may request that your child be seated in a designated area to avoid recording. Please submit your request to the City Clerk at (520) 316-6970.