



City of Maricopa

Meeting Minutes - Draft City Council Regular Meeting

Meeting Location
44150 W. Maricopa-Casa
Grande Highway
Maricopa, AZ 85138

City Hall
45145 W. Madison Avenue
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Mayor Christian Price
Vice-Mayor Edward Farrell
Councilmember Marvin L. Brown
Councilmember Peggy Chapados
Councilwoman Julia R. Gusse
Councilmember Bridger Kimball
Councilmember Leon Potter

Tuesday, June 18, 2013

7:00 PM

MUSD Board Room

1. Call to Order

The City Council Regular meeting was called to order at 7:12 P.M.

Vice Mayor Farrell gave the invocation.

Mayor Price led the meeting attendees in the Pledge of Allegiance.

2. Roll Call

Present: 7 - Mayor Christian Price, Vice Mayor Edward Farrell, Councilmember Marvin L. Brown, Councilwoman Julia R. Gusse, Councilmember Bridger Kimball, Councilmember Leon Potter and Councilmember Peggy Chapados

3. Proclamations, Acknowledgements and Awards

3.1 PROC 13-07 Proclamation declaring support of the Arts and Humanities in the City of Maricopa.

Mayor Price read the proclamation and presented it to the members of the Maricopa Arts Council.

4. Report from the Mayor

Mayor Price reported that the Legislative session had ended. He summarized the city's efforts to lobby the legislation regarding the transaction privilege tax, TPT. He stated that the legislation's decision would mean TPT maintenance sales tax revenue would not be seen by Maricopa unless related purchases were made in Maricopa. He indicated that their efforts to affect the legislation's decision resulted in an 80/20 compromise between the lobbying cities and the state legislature.

5. Report from the City Manager

City Manager Brenda Fischer introduced Cynthia Seelhammer as the interim Assistant to the City Manager, William Fay as the City Engineer/Assistant Development Services Director, and Eric Serber as the Library Manager.

Economic Development Director Micah Miranda announced that it was National Small Business Week. He stated that Maricopa residents spend \$262,000,000 in sales outside of Maricopa. He encouraged shopping local. Frieda Sarapo and Alicia Hernandez were randomly selected as Shop Local winners.

Jennifer Campbell provided an update on the city's upcoming Great American Barbecue. She announced that they are still in need of volunteers and directed those interested to visit the gab.maricopa-az.gov website.

6. Call to the Public

Court Rich with the Rose Law Group approached the podium and addressed the Council on behalf of the Valley of the Sun YMCA. He spoke in support of a third party contract with the YMCA to operate the city's recreation center and the award made by the Ak-Chin Indian Community to the City of Maricopa to support the operational costs of the center. City Attorney Denis Ftizgibbons clarified that there was a tentative award letter made by the Ak-chin Indian Community and that an award was tentative to an agreement between the parties.

Ron Flemming with Global Water approached the podium and addressed the Council. He responded to citizen questions posed by customers at a recent public meeting addressing the proposed rate increase. He indicated that Global Water was seeking a rate increase because the current rates had been originally set by developers. He added that the application rates were set in 2010 and were to be phased in over time. He also noted that they are currently operating under 2008 rates and therefore submitted the second rate increase application. Next, he addressed customer concerns regarding automated phone calls notifying of a pending disconnect when an account balance had already been satisfied. He added that these concerns prompted he and his staff to evaluate the automated system and have since begun to implement remedies to the error. He stated that Global Water's intent is to be responsive to the needs of their customers and that he would return at the next council meeting to provide additional updates on their efforts.

Assistant to the City Manager Paul Jepson announced the creation of the Maricopa Veteran's Crisis Center. He stated that services would be available at the Copa Center beginning June 11th and that appointments were currently being accepted.

Councilwoman Gusse stated that more veterans are being lost to suicide than to combat. She added that she had made contact with the Arizona Department of Veteran Affairs who assured her that they would be sending a representative to Maricopa to offer assistance.

7. Minutes

- 7.1 MIN 13-47 Approval of Minutes from the June 4, 2013 City Council Work Session.

A motion was made by Councilmember Chapados, seconded by Councilmember Kimball, that these Minutes be approved. The motion carried by a unanimous vote.

- 7.2 MIN 13-48 Approval of Minutes from the June 4, 2013 City Council Regular meeting.

A motion was made by Councilmember Chapados, seconded by Councilmember Kimball, that these Minutes be approved. The motion carried by a unanimous vote.

- 7.3 **MIN 13-49** Approval of Minutes from the June 4, 2013 City Council Special meeting.

A motion was made by Councilmember Chapados, seconded by Councilmember Kimball, that these Minutes be approved. The motion carried by a unanimous vote.

8. **Public Hearings**

There were no public hearings.

9. **Consent Agenda**

- 9.1 **CON 13-25** The Mayor and City Council shall discuss and possibly take action on awarding a contract to Heinfeld, Meech & Co. for professional auditing services for three years with two one-year renewal options. This Award of Contract is for an amount not to exceed \$97,375 and is in compliance with City of Maricopa Purchasing Code, Section 3-215, Bidding Procedures and will be paid from General Fund, Financial Services, Professional & Occupational (10011313-53320) contingent on budget approval. Discussion and Action.

This Contract was Approved.

- 9.2 **BDGT 13-11** The Mayor and City Council shall discuss and possibly take action to authorize the City Manager and the Finance and Administrative Services Director to process year-end budget adjustments for amounts necessary to cover salary and benefit costs related to merit-based compensation increases, budgeted as non-departmental, and health insurance and other benefit costs due to normal staff turnover/coverage changes. Discussion and Action.

This Budgetary Transfer was Approved.

- 9.3 **MISC 13-43** The Mayor and City Council shall discuss and possibly take action on a request by the Purchasing Manager to approve expenditures exceeding \$25,000 for Fiscal Year 2013-2014 pursuant to the City Purchasing Code, Article IV, Section 3-213(e) "Cumulative Annual Purchases in Excess of \$25,000" with the vendors listed on the attachment to this item. Discussion and Action.

This Miscellaneous Item was Approved.

- 9.4 **MISC 13-46** The Mayor and City Council shall discuss and possibly take action to approve a payment of \$65,000 to the Arizona Department of Transportation (ADOT) for an access break along State Route 347 at the Copper Sky Recreation Complex site. Funding will be drawn from budget line item County Road Tax-Transportation, Street Projects-Capital, Sports Complex (30044146-67750-33010). Discussion and Action

This Miscellaneous Item was Approved.

- 9.5 **IGA 13-04** The Mayor and City Council shall discuss and possibly take action to approve an Intergovernmental Agreement (IGA) with Pinal County Animal Control Task Force for the purpose of providing animal control services for FY13-14 and FY14-15. Funding for FY13-14 animal control services is in General Fund, Police Support Services (10022123). Discussion and Action.

This Intergovernmental Agreement was Approved.

- 9.6 MISC 13-47** The Mayor and City Council shall discuss and possibly take action on approval of the Sonoran Creek Final Plat (case number SUB12-06). Discussion and Action.
- This Miscellaneous Item was Approved.**
- 9.7 MISC 13-48** The Mayor and Council shall consider a staff complement to add one (1) Parks Manager position in the Community Services Department and add the new staff complement to the 2013 Salary Plan. Funding for this staff complement is part of the approved FY13-14 budget and will be funded from the Copper Sky Special Revenue Fund, Parks Maintenance, various salary and related costs (23033132-various). Discussion and Action.
- This Miscellaneous Item was Approved.**
- 9.8 MISC 13-50** The Mayor and City Council shall discuss and possibly take action on a request to approve the sale of a surplus fire truck pursuant to City Purchasing Code, Section 3-251, for \$25,200. Discussion and Action.
- This Miscellaneous Item was Approved.**
- 9.9 BDGT 13-12** The Mayor and City Council shall discuss and possibly take action to approve a transfer of budgetary authority in an amount not to exceed \$2,428,043 for continuation of the Regional Park/Sports Complex project from General Governmental CIP, Santa Cruz Wash-Flood Control (35044146-<various>-31005) to Parks Bond Facilities, Improvements Other Than Buildings, Sports Complex (33044148-67730-33010). Discussion and Action.
- This Budgetary Transfer was Approved.**
- 9.10 MISC 13-51** The Mayor and City Council shall discuss and possibly take action to approve the revised Development Services Department organization structure along with the associated modifications to the City's 2013 Salary Plan. Discussion and Action.
- Development Services Director Bob Goodhue presented.*
- Councilmember Chapados recognized the work of the Development Services team.*
- A motion was made by Councilmember Brown, seconded by Councilmember Potter, that this Miscellaneous Item be Approved. The motion carried by a unanimous vote.**
- 9.11 MISC 13-42** The Mayor and City Council shall discuss and possibly take action to approve an extension, modify the scope of services, and authorize the City Manager to execute an addendum to the agreement with the Maricopa Little League, awarded through the FY12-13 Maricopa Non-Profit Funding Program. Discussion and action.
- This Miscellaneous Item was Approved.**
- 9.12 MISC 13-45** The Mayor and City Council shall discuss and possibly take action to approve an extension and with the Maricopa Rotary Club, awarded through the FY12-13 Maricopa Non-Profit Funding Program, and authorize the City Manager to execute an addendum to the agreement. Discussion and Action.
- This Miscellaneous Item was Approved.**

Approval of the Consent Agenda

A motion was made by Councilmember Marvin L. Brown, seconded by Councilmember Bridger Kimball, to Adopt the Consent Agenda with the

exception of agenda item 9.10. The motion carried unanimously.

10. Regular Agenda

- 10.1 ORD 13-05** An Ordinance of the Mayor and City Council of the City of Maricopa, Arizona, adopting the a total primary property tax levy of \$10,102, 118 for fiscal year 2013-2014 and a total secondary property tax levy of \$3,513,539 for fiscal year 2013-2014. Discussion and Action.

Mayor Price read the ordinance.

Finance Director Tom Duensing presented.

Mayor Price confirmed that there would be no tax rate increase associated with the levy.

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

Aye: 7 - Mayor Christian Price, Vice Mayor Edward Farrell, Councilmember Marvin L. Brown, Councilwoman Julia R. Gusse, Councilmember Bridger Kimball, Councilmember Leon Potter and Councilmember Peggy Chapados

11. Executive Session

The Council entered into Executive Session at 8:07 p.m.

A motion was made by Councilmember Marvin L. Brown, seconded by Councilmember Peggy Chapados, to enter in to Executive Session . The motion carried unanimously.

- 11.1 ES 13-01** The Maricopa City Council may go into executive session 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).
- 11.2 ES 13-02** The Maricopa City Council may go into executive session for purpose of obtaining legal advice from the City's attorney and to consider its position and instruct representatives regarding negotiations for the purchase, sale, or lease of real property pursuant to A.R.S. § 38-431.03 (A)(3) and (A)(7).
- 11.3 ES 13-03** The Maricopa City Council may go into executive session for the purpose of discussion or consultation with the City's attorney to consider its position and instruct representatives regarding the pending claims and lawsuits filed against the City pursuant to A.R.S. § 38-431.03 (A)(3) and (A)(4).
- 11.4 ES 13-05** The Maricopa City Council may go into executive session for the purpose of discussion or consultation with the City's attorneys regarding the City of Maricopa's legal options on the current Global Water Rate Case pursuant to A.R.S. §38-431.03(A)(3).
- 11.5 ES 13-11** The Maricopa City Council may go into executive session for the purpose of discussion or consultation with its attorneys and to consider its position and instruct representatives regarding entering into an agreement with the Ak-Chin Indian Community for the use of grant money for the Copper Sky Recreation Complex pursuant to A.R.S. §38-431.03(A)(3) and (A)(4).

12. Adjournment

The City Council Regular meeting adjourned at 9:07 p.m.

A motion was made by Councilmember Bridger Kimball, seconded by Councilmember Marvin L. Brown, to Adjourn. The motion carried unanimously.