



City of Maricopa

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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 3, 2015

7:00 PM

Council Chambers

1. Call to Order

The City Council regular meeting was called to order at 7:03 p.m.

Father Velazquez, from Our Lady of Grace Catholic Church, gave the invocation.

Councilmember Wade 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 reported attending the swear-in ceremony of the new Ak-Chin Tribal Council members on January 21st. He reported attending a Valley Partnership meeting, where he gave a 15 minute speech on the City of Maricopa. He noted it was a great opportunity. Next, he reported participating as a judge in the Miss City of Maricopa Pageant and gave details of the scholarship program and the participants. Next, he reported attending a League (League of Cities and Towns) Budget Subcommittee meeting and discussed the event and committee. Next, he reported hosting Benito Almanza, Bank of America President in Arizona. He stated Mr. Benito was given a tour of the City and stated he hopes it leads to economic opportunities. Next, he reported attending the Flag-Raising Tribute to Vietnam Veterans hosted by the Maricopa Veterans Center. Next, he reported representing the City of Maricopa at the House of Ways and Means Committee meeting on a legislature that will cost the city almost half a million dollars. He reported attending a MAG (Maricopa Association of Governments) Committee meeting where the Mayor of Hermosillo, Mexico discussed trade and partnerships. He added that ASU (Arizona State University) President, Michael Crow also gave a presentation on education. Last of all, he invited Eric Lacz to give a presentation.

Eric Lacz, Director of For Our City Maricopa, approached the podium and invited the Mayor, and Council to step down from the dais. He invited police Chief Stahl and Wal-Mart Site Manager, Joanne Fee to join them and acknowledged everyone

standing for their help in the Shop With A Cop program. He gave a brief background on the Shop With A Cop program and some of the other services offered by For Our City Maricopa.

5. Report from the City Manager

No items were reported.

6. Call to the Public

American Legion Commander Chris Flores approached the podium and addressed the Mayor and Council. He stated that he understands the cry for help for veterans suffering with PTSD (Post Traumatic Stress Disorder). He stated he believes that the resources are available, however more volunteers are needed. He discouraged blaming, and encouraged working together to reach a common goal. He stated that the veteran support system starts with families, and they need to reach out for help. He reiterated working together for a solution instead of blaming.

Paul Lenhann approached the podium and addressed the Mayor and Council. He stated that a few weeks ago he wrote a letter to one of the council members about the fees at Copper Sky. He stated the he noticed a discount fee for seniors, and suggested having a discount fee for veterans as well.

Julia Gusse, resident of the Senita sub-division and former councilmember, approached the podium and addressed the Mayor and Council. She expressed her concerns about the lack of veteran services in the City of Maricopa and Pinal County. She stated that on January 21st, 2014 MPD (Maricopa Police Department) shot a veteran after he got out of his car with a gun. She added that the man survived however almost a year later in January 18, 2015 another veteran was shot, and he died from his wounds. She asked that the Mayor and Council take action to make sure that not one more veteran goes without community resources. She stated the community must work together to find a solution. She stated that as a councilwoman she met the Director of Veteran Affairs of Arizona and he agreed to send a veteran resource officer to the community as long as there was a place committed to his service. She stated she met with CAC (Central Arizona College) President, Helmich who provided a location for the resource officer. She stated that unfortunately the officer only comes two days per week. She stated that if the entire Council works together more can be achieved.

Eric Parton approached the podium and addressed the Mayor and Council. He spoke about the recent MPD shooting of Iraq War Veteran Johnathon Guillory, who was diagnosed with PTSD. He encouraged witnesses of the event to call DPS (Department of Public Safety) at (602)223-2110. He stated the VA scandal failed Johnathon when they turned him away, and reported that Senator McCain emailed him about fulfilling promises to veterans. He stated he talked with VFW Commander Mike Kemery and American Legion Commander Chris Flores. He stated he called the Government Crisis Hotline and was transferred to Impact, a civilian suicide clinic not a VA. He stated he talked to the Director of DPS and inquired if there is a protocol when dealing with veterans and the answer was no. He reported contacting Pinal County Superior Court Attorneys Office where he submitted a form of negligence investigation involving the Mayor, down to the police officers involved, including the VA and other sources. He read quotes from articles in the Maricopa Monitor and other news sources that covered the event. He asked that the Mayor and Council conduct an exhaustive analysis of what is working and what is not to implement necessary changes to avoid further PTSD tragedies.

Leon Potter, resident of Maricopa, addressed the Mayor and Council. He thanked Mayor Price, Vice Mayor Brown, Councilmembers Chapados and Manfredi, City Manager Rose, and Police Chief Stahl for attending the flag-raising event commemorating Vietnam Veterans. He thanked Mayor Price for his speech in recognition of veterans. He encouraged the public not to put the responsibility solely on the Council and MPD and commended Chief Stahl. He acknowledged veterans for their service and encouraged the community to reach out to neighboring veterans. He stated that there are plenty of resources available such as: community churches, VFW (Veterans of Foreign Wars), American Legion Auxiliary, and Blue Star Moms. He acknowledged that more resources are needed.

George Sokol approached the podium and addressed the Mayor and Council. He stated that on October 7th, 2014 he proposed installing a memorial plaque at the Veteran center to commemorate the U.S.S Liberty. He gave a brief background on the USS Liberty and stated that two of the survivors would be in Maricopa. He stated he suggested to the Mayor to allow the survivors to tell their story and he received instant acceptance from both the Mayor and Chief Stahl.

Mayor Price stated that Mr. Sokol would be working with staff to arrange a time for the presentation by the two survivors.

Dean Wise approached the podium and addressed the Mayor and Council. He stated that during initial talks of opening a VFW post in Maricopa he suffered a PTSD trigger and that it changed his life. He stated that he was interested in starting a VFW post because there had been 2 separate instances of veteran suicides. He added that discussions are underway on ways to get the VFW in the public eye.

Mayor Price stated that there are 2 veterans sitting in the Council, and it is an important issue. He stated that the list of things being done is long; however there is still a long way to go. He stated that a joint effort with the community is needed and encouraged volunteers.

7. Minutes

- 7.1 [MIN 15-13](#) Approval of Minutes from the January 20, 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 15-14](#) Approval of Minutes from the January 20, 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

- 8.1 [PH 15-03](#) The Mayor and City Council shall hear public comment for the purpose of considering a Section 5311 Rural Transportation Program grant from the U.S. Department of Transportation through the Arizona Department of Transportation used to continue operations of a demand response system. Interested persons or agencies shall be heard with respect to social, economic, and environmental aspects of the project. Interested persons may submit oral or written evidence and recommendations with respect to the project.

Mayor Price opened the public hearing at 7:37 p.m.

There were no public comments during the public hearing.

The public hearing was

closed at 7:38 p.m.

9. Consent Agenda

Approval of the Consent Agenda

Councilmember Smith requested to pull Agenda Item 9.2 from the Consent Agenda.

A motion was made by Vice Mayor Marvin L. Brown, seconded by Councilmember Bridger Kimball, to Adopt the Consent Agenda with the exception of Agenda Item 9.2. The motion carried by a unanimous vote.

9.1 [MISC 15-07](#)

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: 1st Class Hosting LLC; H & E Equipment Services, Inc.; Horizon Distributors, Inc.; Fertilzona-Casa Grande, LLC; Stabilizer Solutions, Inc.; Spillman Technologies; TDIndustries, Inc.. Discussion and Action.

This Miscellaneous Item was Approved.

9.2 [PUR 15-02](#)

The Mayor and City Council shall discuss and possibly take action on approving a purchase in accordance with the City of Maricopa, Purchasing Code, Article IV, Section 3-223, Cooperative Purchasing. The expenditure will be for the purchase of forty-three (43) body cameras in an amount not to exceed \$97,000.00. \$75,757.04 will be paid from General Government CIP, Police Support Services, Computer Equipment Software, On-Body Cameras & Evidence Storage Projects (35022121-67744-32021 & 32014) and \$20,924.30 will be paid from Grants Fund, Police Uniformed Services, Computer equipment/software, On-Body Cameras Project (22022122-67744-15216). Discussion and Action.

Councilmember Smith acknowledged there is a growing support for on-body cameras, however she expressed concerns over the right for privacy, and inquired how that would be protected.

Chief Stahl stated the issue would be addressed in different ways: (1) Policy would state that officers should make every attempt to inform the citizen that they are being recorded. He added that some exceptions would apply during incidents that develop too fast, or intentionally covert incidents. He stated that citizens could requests not to be recorded, and it would be up to the officer's discretion to continue or stop the recording. (2) He stated that citizens privacy would be taken care of through redaction when the recording is downloaded into the cloud. He detailed the redaction tools and process.

Councilmember Smith inquired about the redaction process and the personnel available to perform the labor. Chief Stahl stated that the process could be labor intensive, however there are 3 staff members whose duties include redacting. Discussion ensued regarding the redaction process.

Chief Stahl stated that the Freedom of Information Acts allows anyone to requests the video, however the general public would get a redacted copy, and only those involved would get more information. Councilmember Smith emphasized she is mainly concerned about: (1) Citizen's privacy and (2) the burden on staff. Chief Stahl stated that the City has participated in a 10 month pilot program and that during that period there was only 2 requests. He stated he does not foresee a high request rate. Discussion ensued regarding the details of the pilot program.

Councilmember Wade inquired about statistics on the benefits from municipalities that have deployed the cameras. Chief Stahl responded that there are national studies being conducted on the cost-benefit analysis. He elaborated that he initiated a pilot program for a different jurisdiction, and that studies at the time showed that on-body cameras contributed to reduced complaints against officers by more than 70%. He stated that studies suggest on-body cameras contribute to corrective behavior from both, the citizens and police officers. Discussion ensued.

Councilmember Wade inquired about officers acceptance of the on-body cameras. Chief Stahl indicated that MPD officers have embraced the technology.

Councilmember Smith reiterated her concerns about privacy and added she is also concerned about the budgetary impact. She requested that a report on trends, either quarterly or twice a year, be included in the City Manager's Report.

Councilmember Kimball motioned to approve the purchase for on-body cameras, with the stipulation that a trend report will be submitted for the City Manager's Report.

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

- 9.3 [SPEV 15-01](#) The Mayor and City Council shall discuss and possibly take action on recommending approval to the Arizona Department of Liquor Licenses and Control for a Special Event Liquor License application submitted by Wendy Weber on behalf of the Province Community Association for a special event known to be held on Sunday, March 22, 2015 at 20942 N. Province Parkway, Maricopa, Arizona 85138. Discussion and Action.

This Special Event Permit was Approved.

- 9.4 [IGA 15-01](#) The Mayor and City Council shall discuss and possibly take action to accept the Highway Safety Improvement Grant through the Maricopa Association of Governments and enter into a Joint Project Agreement between the City of Maricopa and the State of Arizona in the amount \$415,3000 to create a sign inventory program. The match for Year 1 in an amount of \$15,000 will come from County Road Tax, Transportation, Street Projects-Capital (30044146-67750-34005). Discussion and Action.

This Intergovernmental Agreement was Approved.

10. Regular Agenda

- 10.1 [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/Acquatic Center Recreational Facility and amending the Community Services Department Fee Schedule and the Copper Sky Multigenerational/Acquatic Center Fee Scheule to include these fees. Discussion

and Action.

Community Services Director Kristie Riestler provided background on the current charges for programs, events, and facility rentals. She stated the goal for the fees is to recover a percentage of what the program actually costs to run. She stated the proposed fees are for added services such as: towel service, home run fencing, and staff time. She stated the additional proposed fees for field and facility rental include: parking lots, the dog park, and the skate park. She provided a detailed list of the proposed fees and described the approval process: The rates were presented to the PRL (Parks, Recreation, and Library) Advisory Committee and they recommended approval on November 19, 2014, and a public notice was posted on the City's website with the proposed fees, for 60 days starting from November 25, 2014.

Marty McDonald, with Maricopa Dukes baseball organization, approached the podium and addressed the Mayor and Council. He acknowledged that the City complied with all the legal requirements to adopt the proposed fees and agreed on cost recovery. He gave a brief background of his organization and expressed concerns with the proposed home run fencing fees. He stated that, combined with other fees such as field rental, lights, chalking, and so on, it would approximately amount to \$325 per game. He stated it is excessive and it exceeds cost recovery. He stated he would like to work together, and include outreach to the community organizations that would be affected. He added that the costs are too high and the organizations would probably rely on fee waivers. He suggested developing partnerships and asked that some of the proposed fees be tabled for 30 days until further discussion.

Councilmember Wade asked Mr. McDonald what he would suggest during discussions with staff and the PRL committee. Mr. McDonald stated that he would like an opportunity to have dialogue and explore the rates.

Mayor Price stated that the fees could get approved at the maximum rate, and then be lowered later without having to go through Council. He agreed that some of the fees seem too high. He stated that cost recovery must be balanced with trying to keep sports in Maricopa. He spoke in favor of approving the maximum rates with the condition that some of the fees be revisited before they go into effect.

Councilmember Manfredi agreed that the fees could be approved at the maximum rate, with the condition to allow organizations, such as the Maricopa Dukes, an opportunity to take part in discussion of the fees.

Mr. McDonald stated that Little League has put up the fencing in Pacana Park to save staff time. He stated the organizations are willing to do some of the work themselves, but discussion is needed. He stated the fees were not presented as scaled at the maximum, and challenged the labor costs of \$125 to put up the home run fencing.

Councilmember Kimball asked Mrs. Riestler what the actual cost for the City is to put up the fencing, prepare the fields, and so on. Mrs. Riestler stated that the fencing cost \$1,800, and staff time would amount to \$140 for 4 hours for 2 employees. Councilmember Kimball stated that the price for a double-header game seems excessive, and supported the opportunity to further discuss the fees. He spoke in favor of approving all the proposed fees, with the exception of the home run fencing fee.

Councilmember Wade spoke in favor of tabling the proposed fees for 30 days to allow the stakeholders to take part in the conversation.

Councilmember Smith stated that the \$50 an hour fee for Ramada rentals is discouraging for families. She spoke in favor of tabling the proposed fees and

suggested having a citizen task force.

Vice Mayor Brown made a motion to table the proposed fees due to the uncertainties.

Councilmember Kimball stated that the Ramada rental fee was vetted thoroughly by the BFO (Budget, Finance, and Operations Council Subcommittee).

City Manager Rose recommended deferring the proposed fees back to the PRL Committee to include the stakeholders in further evaluation of the proposed fees, and then presenting the fees in a work session before approval.

Councilmember Chapados stated she agrees with re-evaluating the fees, but added that the debate started in November 2014, and that there have been many opportunities for the public and Council to weigh in. She emphasized it is important to be informed about the BCC (Boards, Commissions, and Committees) by reading agendas and/or attending meetings. She stated that board members work hard and commended their recommendations.

Mayor Price stated that proposed fees go through a process, but the Council does final negotiations. He asked that in the future, items like these be presented in a work session first for discussion. He concurred with tabling the fees, and then presenting the revisions in a work session before final approval.

Consensus was to table fees and defer them back to the PRL Committee, to include the stakeholders to further re-evaluate the proposed fees, and then presenting the revisions in a work session before final approval.

Vice Mayor Brown reiterated Councilmember Chapados' statement that the discussion started back in November. A brief discussion ensued.

Mrs. Riestler asked for clarification on which groups to include. Councilmember Manfredi listed, Maricopa Dukes, Maricopa Little League, Heat, and the soccer organizations.

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

10.2 [CON 15-04](#)

The Mayor and City Council shall discuss and possibly take action on approval of amending the existing lease agreement with Revilo, L.L.C. and of a budgetary transfer in the amount of \$12,094.84 from General Fund, General Government, Contingency (10010000-99000) to General Fund, Public Works Facilities, Rental of Land and Buildings (10055158-54441). Discussion and Action.

Public Works Director Bill Fay stated that the current lease for the property is with a private corporation, and it states that if their costs go up, the lease will correspondingly increase. He added that Pinal County reclassified the property and it resulted in a rent increase solely to cover the tax increase.

Councilmember Chapados inquired about the reclassification. Mr. Fay explained it was reclassified as a commercial site.

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

10.3 [CON 15-07](#)

The Mayor and City Council shall discuss and possibly take action to award a Professional Services Contract with AllStaff for CIP Project Management hourly services in an amount not to exceed \$84,000. Discussion and Action.

Public Work Director Bill Fay explained that the department has continuously tried to recruit a project manager to manage the City's capital projects, yet they have not found a qualified applicant. He stated they will continue in their efforts to recruit, but will in the meantime contract with qualified retired applicants.

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

- 10.4 [MISC 15-09](#) The Mayor and City Council shall discuss and possibly take action on approving the 2015 Strategic Objectives. Discussion and Action.

City Manager Rose stated that on December 18th, 2014 the City Council held an all-day Strategic Objective Planning Retreat and that 6 categories were identified as the 2015 strategic objectives. He listed the objectives: (1) Community Building (2) Programs (3) Infrastructure (4) Policy Role (5) Financial and (6) Good Government. He stated staff recommends approval.

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

- 10.5 [MISC 15-08](#) The Mayor and City Council shall discuss and possibly take action to cancel or reschedule the March 3, 2015 City Council regular and work session meetings. Discussion and Action.

Mayor Price stated that some Councilmembers will be traveling on March 3, 2015 to the NLC (National League of Cities Conference) in Washington, D.C. and recommended rescheduling the March 3, 2015 regular and work session council meetings to March 2, 2015.

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

11. Executive Session

- 11.1 [ES 15-03](#) 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).

12. Adjournment

The City Council regular meeting was adjourned at 8:30 p.m.

A motion was made by Councilmember Bridger Kimball, seconded by Councilmember Henry Wade, to Adjourn . The motion carried unanimously.

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 3rd day of February, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 17th day of February, 2015.

Vanessa Bueras
City Clerk