



City of Maricopa

Meeting Minutes - Final City Council Regular Meeting

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

Mayor Christian Price
Vice-Mayor Marvin L. Brown
Councilmember Peggy J. Chapados
Councilwoman Julia R. Gusse
Councilmember Vincent Manfredi
Councilmember Nancy Smith
Councilmember Henry M. Wade Jr.

Tuesday, August 15, 2017

7:00 PM

Council Chambers

1. Call to Order

The City of Maricopa regular meeting was called to order at 7:13 p.m. Pastor Ben Gores with the Church of Celebration gave the invocation and Councilmember Wade led the meeting attendees in the Pledge of Allegiance.

2. Roll Call

Councilmember Smith was present telephonically.

Present: 7 - Councilmember Peggy Chapados, Councilmember Vincent Manfredi, Councilmember Henry Wade, Councilwoman Julia R. Gusse, Vice Mayor Marvin L. Brown, Mayor Christian Price and Councilmember Nancy Smith

3. Proclamations, Acknowledgements and Awards

3.1 [PRES 17-29](#) Annual Employee Excellence Awards

City Manager Rose invited Director of Human Resources, Kathleen Haggerty to announce the recipients of the Employee Excellence Awards. The first category was Non-Management and the nominees were Brandelyn Baumhefner, Administrative Assistant; Toni Flood, Accounts Payable; Cate Leu-Dagley, Customer Services Representative; Rebecca Molus Management Analyst; Henry Pollock Recreation Services Lead; Chaveli Sanchez, Records Coordinator and Daranne Tacker, Smartgov Systems Analyst. Ms. Haggerty announced that the winner was Daranne Tacker and read her nomination. The second category was Mid-Management and the nominees were Adriana Carpio, Deputy City Clerk; Kimberly Clark, Communications Manager; Robert Mathias, Development Manager; Matthew Reiter, Recreation Coordinator and Mary Witkofski, Community Program Manager. Ms. Haggerty announced that the winner was Adriana Carpio and read her nomination. Ms. Haggerty announced that the Public Safety recipient was unavailable and would be rescheduled for a later date. The last category was the Part Time Category, and the nominees were Robert Eberwein, Maintenance Worker and Margeaux Edwards, Customer Service Representative. Ms. Haggerty announced the winner was Robert Eberwein and read his nomination.

City Manager Rose presented City Clerk Vanessa Bueras as the Eagle Award recipient. Mr. Rose commended her for her time with the City and the instrumental role she played in developing the City Clerk's Office. Mr. Rose acknowledged her Master

Municipal Clerk (MMC) certification and stated that it was the highest level of certification possible for a City Clerk. He recognized her for being a leader and thanked her for her contributions and hard work for the City. Ms. Bueras received a standing ovation.

4. Report from the Mayor

Mayor Price discussed how his role as the Treasurer for the Arizona League of Cities and Towns has allowed him to represent the City and the League this week as he met with President Yarbrough, President of the Senate. He spoke about the City of Maricopa and future accomplishments and pitfalls and elaborated on the importance of building on a better relationship with the Senate. He reported visiting with different developers for future projects around the City. He discussed the preparation for the Arizona League Conference and elaborated. Mayor Price stated that he attended the grand reopening of Rockstar Gym and elaborated. Mayor Price was also invited by Robert Miguel, Ak-Chin Chairman, to tour the new facility at the Casino expansion which was planning to open at the end of November. He stated that he was invited to hear a sermon from Pastor Rusty Akers of Community of Hope Church on what it was to love thy neighbor and he elaborated on the message.

Councilwoman Gusse stated that it was important to show to the people of Maricopa that hate would not be tolerated.

Councilmember Wade spoke in agreement and elaborated on the importance of community trust and values in the City of Maricopa. He thanked the community and asked for their continued support.

5. Report from the City Manager

City Manager introduced interim Community Services Director, Fred Gray from Interim Public Management (IPM). Mr. Rose gave a brief background on Mr. Gray. Mr. Rose spoke of the wealth of knowledge that that Mr. Gray would bring to the City of Maricopa. Mr. Gray gave a brief statement about his background and stated that he looked forward to working with city and staff.

6. Call to the Public

Terri Crain, Executive Director of the Maricopa Chamber of Commerce acknowledged the work between the City and the Chamber of Commerce and thanked everyone for their support. Ms. Crain thanked Mayor Price for partnering with the Chamber of Commerce for the State of the City Address and for his ongoing support. She thanked Councilmember Smith and Intergovernmental Affairs Coordinator, Dale Wiebusch for their support and participation. Ms. Crain expressed her appreciation for the opportunity to meet with City Manager Rose monthly to discuss issues. Ms. Crain thanked Economic Development staff for their support and financial sponsorship for the business expo on October 21st at Central Arizona College (CAC) and thanked the department for allowing them to be part of Shop Local Program through Copa Bingo.

7. Minutes

- 7.1 [MIN 17-73](#) Approval of Minutes from the August 1, 2017 City Council Work Session.

A motion was made by Vice Mayor Brown, seconded by Councilmember

Manfredi, that the Minutes be Approved. The motion carried by a unanimous vote.

- 7.2 [MIN 17-74](#) Approval of Minutes from the August 1, 2017 City Council Regular meeting.

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

8. **Public Hearings**

There were no public hearings scheduled.

9. **Consent Agenda**

Approval of the Consent Agenda

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

- 9.1 [PUR 17-16](#) The Mayor and City Council shall discuss and possibly take action on approving a purchase of four (4) Ford Police Interceptors from Peoria Ford for the City of Maricopa Police Department in an amount not to exceed \$154,362.48. This purchase is in accordance with the City of Maricopa Purchasing Code, Article IV, Section 3-223, Cooperative Purchasing and will be paid from Capital Project fund, police uniform services, Police Replacement Vehicles (35022122-67742-38013). Discussion and Action.

This Purchase was Approved.

- 9.2 [PUR 17-17](#) The Mayor and City Council shall discuss and possibly take action on approving a purchase from San Tan Ford for two (2) vehicles, one (1) 2017 Ford F250 Crew Cab 4X4 and one (1) F250 Crew Cab 4 X 2 pursuant to Section 3-223, "Cooperative Purchasing" of the City Code in an amount not to exceed \$125,000.00. The expenditure will be paid from the Capital Improvement Project CIP-Fire Support, budget line (35022528-67742-32033). Discussion and Action.

This Purchase was Approved.

- 9.3 [PUR 17-19](#) The Mayor and City Council shall discuss and possibly take action ratifying purchase of a stake bed truck for use by Public Works' Street Maintenance division. This purchase includes the trade-in of a sweeper truck (\$38,000 trade-in value) in addition to a monetary amount of \$19,098, funded by Highway User Revenue Fund (HURF), Public Works, Vehicles, Tandem Axle Dump Truck (20055151-67742-35042)- \$14,154; Highway User Revenue Fund (HURF), Public Works, Vehicles, Public Works Truck (20055151-67742-35032) - \$4710; and Highway User Revenue Fund (HURF), Public Works, Heavy Equipment, 4-6 Ton Asphalt Roller (20055151-67740-35046) - \$234. Discussion and Action.

This Purchase was Approved.

- 9.4 [RES 17-24](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona approving and adopting the Maricopa Area Transportation Plan Phase II Final Report, which

includes the updated Regional Connectivity Plan. Discussion and Action.

This Resolution was Approved.

- 9.5 [CON 17-36](#) The Mayor and City Council shall hear and possibly take action to enter into an agreement for demolition and removal; temporary right of entry authorization and limited power of attorney with Manuel Saenz, for the residence located at 44548 W. Maricopa-Casa Grande Highway. Discussion and Action.

This Contract was Approved.

- 9.6 [CON 17-37](#) The Mayor and City Council shall discuss and possibly take action on approval of a contract with TD Industries, Inc. in a total amount not to exceed \$225,000 for heating, ventilation, and air conditioning (HVAC) services in City-owned facilities. This includes \$68,492.88 for the preventive maintenance contract plus an amount not to exceed \$156,507.12 for unexpected HVAC repairs. This contract is based on The Cooperative Purchasing Network (TCPN) Contract No. R150501, is in compliance with City of Maricopa Purchasing Code Article IV Section 3-223 "Cooperative Purchasing" and will be funded by the Community Services, Fire, and Public Works departments. Discussion and Action.

This Contract was Approved.

- 9.8 [RES 17-25](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, establishing a revised records management program, including a records management manual, and authorizing the City Clerk to make future revisions to the program and manual as necessary. Discussion and Action.

This Resolution was Approved.

- 9.9 [CON 17-39](#) The Mayor and City Council shall discuss and possibly take action on a request to approve a contract with Nexus Consulting L.L.C. for lobbying services in an amount not to exceed \$96,000 to be paid from General Fund, General Government, Professional and Occupational Services, (10010000-53320). Discussion and Action.

This Contract was Approved.

10. Regular Agenda

- 9.7 [CON 17-38](#) The Mayor and City Council shall discuss and possibly take action on approval of a Cooperative Purchasing Agreement for a Job Order Contract with Caliente Construction Inc. to provide preconstruction and construction services for the California Zephyr Relocation in an amount not to exceed \$250,000 and the approval of a budgetary transfer in an amount of \$250,000 from General Government CIP Fund, Engineering, Design-Street Project, SR347 Grade Separation (35055155-67750-35041), to General Government CIP Fund, Engineering, Improvements Other Than Buildings, Zephyr Relocation (35055155-67730-35075). This Addendum is based on Maricopa County Contract No. 14007-JOC and is in compliance with City of Maricopa Purchasing Code Article IV, Section 3-223 "Cooperative Purchasing." Discussion and Action.

City Manager Rose clarified funding was contributed by Pinal County and the maximum amount was changed from \$250,000 to \$240,000 which was the exact amount of contribution to the City as a part of the Grade Separation Project. City Manager Rose recognized Supervisor Smith for his work and assistance in obtaining the contribution.

A motion was made by Vice Mayor Brown, seconded by Councilmember

Chapados, that this Contract be Approved. The motion carried by a unanimous vote.

10.1 [APP 17-17](#)

The Mayor and City Council shall discuss and possibly take action on making an appointment to the Veteran Affairs Advisory Committee. Discussion and Action.

Mayor Price elaborated on selection process. Mayor Price nominated Demone Demar for appointment to the Veteran Affairs Advisory Committee and provided information on Mr. Demar's background.

A motion was made by Mayor Price, seconded by Councilmember Manfredi, that this Appointment be Appointed. The motion carried by a unanimous vote.

10.2 [APP 17-18](#)

The Mayor and City Council shall discuss and possibly take action on making an appointment to the Heritage District Citizen Advisory Committee. Discussion and Action.

Vice Mayor Brown nominated Tom D (Thomas DeGraphenreed II) for appointment to the Heritage District Citizen Advisory Committee.

Councilwoman Gusse asked Mr. DeGraphenreed if he was a resident of the Heritage District, he stated that he was not. Vice Mayor Brown stated that it was not a requirement. Mayor Price elaborated on the process.

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

10.3 [BDGT 17-07](#)

The Mayor and City Council shall discuss and possibly take action on approving a budgetary transfer in the amount of \$5,000 from the contingency fund (10010000-99000) to the City Clerk budget (10011212-55610) for the purpose of funding various Committees. Discussion and Action.

Mayor explained that this transfer came from the Budget, Finance and Operations Council Subcommittee (BFO) which was referred to the BFO for discussion. Councilmember Chapados discussed the increased need for funding for activities and programs. She elaborated on the match expectation and the process. Councilmember Smith discussed including strategic planning for the two new committees and elaborated on the importance. Mayor Price further elaborated on the process by the BFO and the decision to split the money and the match component.

Councilwoman Gusse asked for clarification on whether the various committees included were just Cultural Affairs Advisory Committee and the Veteran Affairs Committee. Councilmember Chapados stated that the Age-Friendly Advisory Committee and if a permanent standing Arts Committee were established, both would also be possibilities.

Councilmember Wade asked for confirmation and clarification on the application process for the funds. Mayor Price stated that the process had not been established.

Councilwoman Gusse asked about upcoming events such as Hispanic Heritage Month and Black History Month and asked if discretionary funds from a Councilmember could be applied towards the match. Councilmember Chapados stated that it had not been discussed but she did not see why not and elaborated. Councilmember Smith agreed and elaborated. Discussion ensued.

Councilwoman Gusse inquired about a possible Veteran's Parade and the application

process. Mayor Price stated that the process had not been established and elaborated.

Councilmember Manfredi asked if requests would need to go before the BFO or before Council for the approval. Mayor Price stated that was for Council to determine. Councilmember Manfredi stated he thought it should go through BFO. Discussion ensued.

Vice mayor Brown spoke in agreement that requests should go through BFO for approval. Discussion ensued.

Councilwoman Gusse asked how upcoming events such as the Hispanic Heritage month on September 15th, would coincide with the BFO meetings. Mayor Price stated the time frame and elaborated on the process.

Councilmember Wade expressed the importance of building on the application process and the expectation of continuing support for activities through discretionary funds or other funding until the process was determined.

Mayor Price stated this item would be approved with the caveat to review process further in BFO.

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

10.4 [RES 17-26](#)

A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, calling a special election for the purpose of referring Conditional Use Permit 17-01 to the qualified electors of the City of Maricopa, at an election to be held on November 7, 2017. Discussion and Action.

Mayor Price provided further information on the resolution and the APEX decision in the Superior Court. He stated that it will be appealed, but the election process must continue until a decision was made.

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

11. Executive Session

A motion was made by Councilmember Henry Wade, seconded by Councilmember Peggy J. Chapados, to enter in to Executive Session at 8:00 p.m. The motion carried unanimously.

11.1 ES 17-29

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 lawsuits filed against the City regarding CUP 17-01 for Apex Private Motorsports Group, LLC to operate a motorsports facility within the City of Maricopa and for legal advice regarding same, pursuant to A.R.S. §38-431.03(A)(3) and (A)(4).

11.2 ES 17-30

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 entering into an agreement with SLV Homestead, LLC related to improvements for Homestead

North Parcels 15, 16, 18 and 19, and the potential terms thereof, to give staff direction on how to proceed with this agreement and for legal advice regarding 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 15th day of August, 2017. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 5th day of September, 2017.

*Vanessa Bueras
City Clerk*