



City of Maricopa

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

Meeting Minutes - Draft 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, April 7, 2015

7:00 PM

Council Chambers

1. Call to Order

The City Council meeting was called to order at 7:19 p.m.

Pastor Ja'Meen Oliver, from Jehovah's Shammah Church, gave the invocation.

Councilmember Kimball led the meeting attendees in the Pledge or 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

3.1 [PROC 15-01](#) Proclamation proclaiming April 12-18 as Week of the Young Child.

Mayor Price read the proclamation proclaiming April 12-18 as the Week of the Young Child, and presented to Brett Haupt.

Mr. Brett Haupt, with First Things First, commented on the importance of early childhood education. He introduced Pinal Regional Partnership Council member, Norma Wyatt.

Mrs. Wyatt gave a few words, and thanked the council for the proclamation.

Read

3.2 [PROC 15-02](#) Proclamation proclaiming April 13-24 as Paint the Town Purple Days.

Mayor Price read the proclamation proclaiming April 13-24 as Paint the City Purple Days. He invited the meeting attendees wearing purple in representation of the Relay for Life to accept the proclamation.

Read

4. Report from the Mayor

Mayor Price reported attending several I-11 committee meetings and gave details of the events. He reported reading to children from Saddleback Elementary School and stated it was a wonderful experience. He reported his attendance to the Arizona Conference on Roads and Streets in Tucson where he got to speak with Deputy Secretary of Transportation, Victor Mendez.

Next, Mayor Price announced that the City of Maricopa was the winner of the Battle of the Burbs and reported on the Lifehouse concert and event. He noted it is great publicity for the city and thanked staff for pulling together the event.

Next, he informed the community that an Artist Town Hall would be held on April 11th at Copper Sky from 3 to 4:15 p.m. He added that a Victims Rights kick-off event would take place at City Hall on April 21st at 10 a.m. and the 3rd Annual Jerry Good Victim Rights Awareness Project would be held on Saturday, April 25th in the Council Chambers from 9 to 11 a.m. In conclusion he reported that on May 9th there would be a Mental Health Awareness Event on the great lawn at Copper Sky from 9 to 11 a.m.

5. Report from the City Manager

City Manager Rose introduced Jennifer Brown as the Assistant to the City Manager. He added that she will take over the public information officer's duties and other strategic projects. Next, he invited Mrs. Brown to say a few words.

Mrs. Brown gave a brief background of herself and noted she is excited and thankful for the opportunity.

6. Call to the Public

Youth Council Chairman, Austen Pearce, approached the podium and addressed the Mayor and Council. He stated the Maricopa Youth Council has organized a Be The Match bone marrow registry drive on Tuesday, April 14 from 5:30 to 7:30 p.m. at Copper Sky. He gave information on bone marrow donations and encouraged participation. Next, he invited Caitlynn Barnes to give more information.

Caitlynn Barnes approached the podium and addressed the Mayor and Council. She discussed bone marrow donations and invited the community to participate in the Be the Match registry.

Rachel Leffall approached the podium and addressed the Mayor and Council. She commended Austen Pearce for his community involvement. Next, she reminded the community that the Families First Foundation would host a prom dress fashion show on Friday, April 10 at 6 p.m. at the Maricopa High School.

McKenzie approached the podium and addressed the Mayor and Council. She stated she will be one of the models at the prom dress fashion show and encouraged the community to attend and support the show. She added that tickets are \$5.

Rich Vitiello approached the podium and addressed the Mayor and Council. He thanked the City and staff for waiving the field use fees and lending the equipment for a cancer fundraiser hosted last year for a local child with leukemia, he added that \$4,000 were raised. He stated that there would be another fundraiser for local children battling cancer on May 2nd at Copper Sky at 9 a.m. He noted that the City has waived the fees again and encouraged attendance.

Pastor Ja'Meen Oliver approached the podium and addressed the Mayor and

Council. He stated he is initiating an interfaith day of prayer. He stated he has received great response and that Carrie Vargas with the Maricopa Monitor has agreed to post a blurb with the event details once they are worked out.

Councilmember Wade approached the podium and addressed the Mayor and Council. He reminded the community that the Relay for Life survivor dinner would be hosted at Harrah's Ak-Chin Casino on April 10th. He added the event is free to cancer survivors and caregivers. He asked that anybody interested in attending contact him or any of the Relay for Life members.

7. Minutes

- 7.1 [MIN 15-39](#) Approval of Minutes from the March 17, 2015 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 15-40](#) Approval of Minutes from the March 17, 2015 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

9. Consent Agenda

Approval of the Consent Agenda

A motion was made by Councilmember Bridger Kimball, seconded by Councilmember Henry Wade, to Adopt the Consent Agenda. The motion carried by a unanimous vote.

- 9.1 [GRAAC 15-02](#) The Mayor and City Council shall discuss and possibly take action to accept a grant award and enter into a joint project agreement with the Arizona Department of Transportation in an amount of \$650,331. There is a matching component to the grant not to exceed \$90,926 which is available in the General Government CIP Fund, Public Works, Street Projects, Grant 15502 (35055155-67750-15502). Discussion and Action.

This Grant Acceptance was Approved.

- 9.2 [MISC 15-14](#) 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: Boundtree Medical, LLC; H & E Equipment Services, Inc.; Horizon Distributors, Inc.; United Fire Equipment Company; Glenn Jones Ford Lincoln Mercury, LLLP. Discussion and Action.

This Miscellaneous Item was Approved.

- 9.3 [PUR 15-04](#) The Mayor and City Council shall discuss and possibly take action on a purchase of

Santa Fe Brown rock from Pioneer Landscaping Materials for erosion control at Pacana Park in an amount not to exceed \$33,000. Funds for this purchase will be drawn from General Government CIP Fund, Park Maintenance, Improvements Other Than Buildings, Pacana Park Rock Erosion Control (35033132-67730-33016). This contract is in compliance with City of Maricopa Purchasing Code Article IV Section 3-223 "Cooperative Purchasing". Discussion and Action.

This Purchase was Approved.

- 9.4 [RES 15-14](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, adopting a fair housing policy, making known this commitment to the principle of Fair Housing Policy, and describing actions it shall undertake to affirmatively further fair housing. Discussion and Action.

This Resolution was Approved.

- 9.5 [PUR 15-06](#) The Mayor and City Council shall discuss and possibly take action on approving a purchase of eight (8) Panasonic Toughpads, removable keyboards and vehicle mounting solutions from CDW-G for the City of Maricopa Police Department in an amount not to exceed \$32,270.34. . This purchase is in accordance with the City of Maricopa Purchasing Code, Article IV, Section 3-223, Cooperative Purchasing and will be paid from Public Safety-Development Impact Fee Fund, , Police Computer Laptop Replacement (35022122-67744-32009). Discussion and Action.

This Purchase was Approved.

- 9.6 [CON 15-10](#) The Mayor and City Council shall discuss and possibly take action on approval of a contract with Southwest Slurry, Inc. in a total amount not to exceed \$500,000 for slurry seal material and application to portions of Honeycutt Road, Bowlin Road, and Edison Road with \$220,000 being paid from Local Road Maintenance Fund-Transportation, Street Projects-Capital, Street Maintenance (20544146-67750-34005) and \$280,000 being paid from ½ Cent Road Tax Fund-Transportation, Street Projects-Capital, Street Maintenance (30044146-67750-34005). This contract is based on City of Chandler Cooperative Contract No. ST5-745-3500, and is in compliance with City of Maricopa Purchasing Code Article IV, Section 3-223 "Cooperative Purchasing." Discussion and Action.

This Contract was Approved.

- 9.7 [CON 15-11](#) The Mayor and City Council shall discuss and possibly take action on approval of a contract with Pavement Markings, Inc. in an amount not to exceed \$125,000 for striping of City streets with \$100,000 being paid from Local Road Maintenance Fund-Transportation, Street Projects-Capital, Street Maintenance (20544146-67750-34005) and \$25,000 being paid from ½ Cent Road Tax Fund-Transportation, Street Projects-Capital, Street Maintenance (30044146-67750-34005). This contract, which is based on Town of Gilbert Contract No. 2014-4106-0196, is in compliance with City of Maricopa Purchasing Code Article IV, Section 3-223 "Cooperative Purchasing." Discussion and Action.

This Contract was Approved.

10. **Regular Agenda**

- 10.1 [RES 15-15](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona authorizing the submission of application for the FY 2015 State Community Development Block Grant (CDBG) certifying the said application meets the community's previously identified housing and community development needs and

the requirements of the State CDBG Program, authorizing all actions necessary to implement and complete the activities outlined in said application. Discussion and Action.

Community Program Manager Mary Witkofski presented on items 10.1 and 10.2. She gave background information on State Community Development Block Grants (CDBG). She stated the CDBG is a regional account and that the allocation was set at \$264,834.50 through the partnership with City of Eloy. She stated that the State Special Project (SSP) grant is a competitive component and therefore not a guaranteed source of funding. She discussed the qualifying factors for both the CDBG and SSP grants and noted that the only suitable project for the SSP grant would be the Maricopa Domestic Water Improvements. She presented a slide of the scores and detailed the scoring process. Then she turned the presentation over to Police Chief Stahl.

Chief Stahl presented on project 3, the acquisition/demolition of homes in the Heritage District. He emphasized that it is important to respect diversity but also address public safety issues. He displayed photographs of building code violations from the Heritage District community and explained why they are a public safety concern. He stated the goal is to ask for voluntary compliance and expounded. He detailed some of the safety concerns including, fire hazards, safety hazards, and possible drug houses. He concluded by opening up the floor for questions from Council.

Mayor Price inquired further information on the Maricopa Domestic Water Improvements project. Chief Stahl explained that would be for the competitive SSP and the Heritage District project would be for the non-competitive CDBG. Mayor Price inquired how the projects are being prioritized, especially when some of the residents are opposed to any change. Chief Stahl elaborated on his previous experience with voluntary compliance and explained that residents are not necessarily opposed to change.

Vice Mayor Brown inquired if the amount of the grant would be enough to address all the issues, even if the citizens of the Heritage District were to comply. Chief Stahl stated that the properties would be prioritized and elaborated.

Mayor Price asked what the downside would be to not completing the water district. Chief Stahl responded that the water district project is also important, and it has a stronger chance of winning the competitive grant. He expounded his rationale and stated both projects are equally important.

Councilmember Smith asked for clarification on the options. Chief Stahl explained that the City can apply for both but runs the risk of not getting one because it is competitive. Discussion ensued.

Mrs. Witkofski stated that the grant application is due on June, and while it could be delayed to the next Council meeting, the projects selection needs to be selected as soon as possible. Discussion ensued.

Councilmember Kimball spoke in support of Chief Stahl's recommendations to select the water district improvement project for the SSP and the Heritage District project for the CDBG.

Councilmember Wade asked if there was any outreach for input from the Heritage District Advisory Committee. Chief Stahl responded and noted that a lot of the property owners do not live in area. Mrs. Witkofski stated she attended a Heritage District Advisory Committee meeting to present the CDBG and SSP grants.

Mayor Price inquired if there was any disadvantage to selecting the Heritage District project for the CDBG and the water district improvement project for the SSP. Chief Stahl responded that the disadvantage would be that since the SSP is competitive there is always the risk that it would not be awarded.

Councilmember Chapados asked if there are similar projects for other cities. Mrs. Witkofski responded that larger communities have similar projects.

Councilmember Smith spoke in support of selecting the water district improvement project for the SSP and the Heritage District improvement project for the CDBG. Mayor Price supported that. Councilmember Wade stated he supports the selection but with some trepidation because the affected community is not aware of the impact.

Councilmember Kimball moved to approve the Heritage District project for the CDBG.

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

10.2 [RES 15-16](#)

A Resolution of the Mayor and City Council of the City of Maricopa, Arizona authorizing the submission of application for the FY 2015 State Community Development Block Grant, State Special Projects (SSP) certifying the said application meets the community's previously identified housing and community development needs and the requirements of the State CDBG Program, authorizing all actions necessary to implement and complete the activities outlined in said application. Discussion and Action.

Councilmember Kimball motioned to approve the Maricopa Domestic Water Improvement project for the SSP.

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

10.3 [CON 15-12](#)

The Mayor and City Council shall discuss and possibly take action on approval of a Presiding Judge Agreement with Tresa Georgini in an amount not to exceed \$24,000 to be paid from the General Fund, City Magistrate, Salary and Benefits (10011010-various). Discussion and Action.

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

10.4 [MISC 15-15](#)

The Mayor and City Council shall discuss and possibly take action on City Manager Gregory Rose's annual performance evaluation and salary, as per the City Manager's employment contract. Discussion and Action.

Mayor Price stated that the City Manager's performance evaluation took place 2 weeks ago, and consensus was that it is ready for dissemination.

Councilmember Chapados explained the evaluation process and noted that City Manager Rose received a 4.6 out of a 5.0. She stated he has done an outstanding job and moved to approve.

City Manager Rose commended staff and former City Managers. He stated the executive team is amazing and is honored to continue as City Manager.

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

unanimous vote.

10.5 [IGA 15-02](#)

The Mayor and City Council shall discuss and possibly take action on approving a Memorandum of Agreement with the United States Census Bureau to purchase a Special Census in the amount of \$297,490 and a budgetary transfer in an amount not to exceed \$298,000 from General Fund, General Government, Contingency (10010000-99000) to General Fund, General Government, Professional and Occupational (10022121-53320). The \$473,325 to pay local Census enumerators will be budgeted in the FY 2015-16 budget process. Discussion and Action.

Intergovernmental Affairs Director Paul Jepson presented information on a Memorandum of Agreement with the United States Census Bureau to purchase a Special Census. He discussed population assumptions and explained why getting the population correct is important. He noted that Maricopa's expected population increase is 7,061. He explained that a population increase would mean additional \$2.3 million per year if the population increases. He stated it would be important to get a good count of residents, and to have a good marketing campaign.

Vice Mayor Brown inquired about the vacancies in rental properties and such. Mr. Jepson elaborated the census is mostly concerned with resident numbers as opposed to the type of residence. Next, he detailed the census fees and associated fees. He concluded by opening the floor for questions.

Councilmember Chapados inquired if there is a projected timeline. Mr. Jepson stated the dates are to be determined and elaborated. Councilmember Chapados then inquired how long it would take for results. Mr. Jepson responded it would be approximately 4 to 5 months and added the results would need to be turned in to the Department of Revenue by March 2016. Councilmember Chapados asked City Manager Rose if the funds would come out of the budget immediate after approval.

City Manager Rose explained that there are no unforeseen expenses and it is why it is being presented now near the end of the fiscal year.

Mayor Price asked if there would be any negative consequences to not having a special census. Mr. Jepson stated that there would be the risk of losing money.

Councilmember Kimball asked what would happen if the census resulted in only a 1,500 population increase. Mr. Jepson stated that it would be better than breaking even. Discussion ensued.

City Manager Rose addressed the budget concerns, noting that if something did come up, salary savings would be available.

Councilmember Wade asked what the age requirements would be for the enumerators. Mr. Jepson stated enumerators would be employees from the Federal Government but the City would do the hiring. He elaborated and added that the age requirement are 18 or older years old and be able to pass a background test.

Councilmember Manfredi stated that approximately a 550 increase would be necessary to pay for it. Mr. Jepson concurred that an increase of 550 would break even.

Mayor Price stated that the census has been discussed many times and that the City has changed since the 2010 when the last census took place. He stated that doing nothing is a risk and at the very worst the City would break even. He spoke in support of a special census. Mr. Jepson stated that enumerators would be very proactive, and would do their best to get a full count by knocking on neighbor's houses and going to

the same house multiple times if there is no one at home.

Councilmember Chapados inquired about marketing strategies. Mr. Jepson elaborated and stated that staff can start putting stuff together right away. Vice Mayor Brown stated that there were a great number of volunteers in the 2010 census.

Councilmember Smith asked for clarification that this is the only window. Mr. Jepson concurred and elaborated. Councilmember asked for assurance that there is access to funds in the case that something unforeseen comes up. City Manager Rose reiterated that there are.

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

11. Executive Session

A motion was made by Vice Mayor Marvin L. Brown, seconded by Councilmember Vincent Manfredi, to enter in to Executive Session. The motion carried unanimously.

- 11.1 ES 15-07** 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 a Presiding Judge Agreement, and the potential terms thereof, with Tresa Georgini and for legal advice regarding the same pursuant to A.R.S. §38-431.03(A)(3) and (A)(4).
- 11.2 ES 15-08** The Maricopa City Council may go into executive session for purpose of discussion or consultation with its designated representatives and the City Attorney to consider its position and instruct its attorney and representatives regarding the public body's position regarding negotiations to enter into a Second Amendment and Restatement of Memorandum of Understanding with the Maricopa Sergeants Council Fraternal Order of Police Lodge #78 regarding the salaries, salary schedules or compensation paid in the form of fringe benefits or other conditions of employment for sergeants and officers of the Maricopa Police Department, pursuant to Section 3-278(f)(5)(ii) of the City Code and A.R.S. § 38-431.03(A)(3), (A)(4) and (A)(5).
- 11.3 ES 15-09** The Maricopa City Council may go into executive session for purpose of discussion or consultation with its designated representatives and the City Attorney to consider its position and instruct its attorney and representatives regarding the public body's position regarding negotiations to enter into a Second Amendment and Restatement of Memorandum of Understanding with the Maricopa Officers Council Fraternal Order of Police Lodge #78 regarding the salaries, salary schedules or compensation paid in the form of fringe benefits or other conditions of employment for sergeants and officers of the Maricopa Police Department, pursuant to Section 3-278(f)(5)(ii) of the City Code and A.R.S. § 38-431.03(A)(3), (A)(4) and (A)(5).
- 11.4 ES 15-10** The Maricopa City Council may go into executive session for purpose of discussion or consultation with its designated representatives and the City Attorney to consider its position and instruct its attorney and representatives regarding the public body's position regarding negotiations to enter into a Fifth Amendment and Restatement of Memorandum of Understanding with the Professional Firefighter of Maricopa IAFF Local 4561 regarding the salaries, salary schedules or compensation paid in the form of fringe benefits or other conditions of employment for firefighters of the Maricopa Fire Department, pursuant to Section 3-278(f)(5)(ii) of the City Code and A.R.S. § 38-431.03(A)(3), (A)(4) and (A)(5).

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 7th day of April, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 21st day of March, 2015.

Vanessa Bueras
City Clerk