



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, June 16, 2015

7:00 PM

Council Chambers

1. Call to Order

The City Council regular meeting was called to order at 7:16 p.m.

Reverend Arnold Jackson, of Mount Moriah Church, gave the invocation.

Councilmember Chapados led the meeting attendees in the Pledge of Allegiance.

2. Roll Call

Councilmember Kimball was excused due to illness. Councilmember Smith was present telephonically.

Present: 6 - Mayor Christian Price, Vice Mayor Marvin L. Brown, Councilmember Peggy Chapados, Councilmember Vincent Manfredi, Councilmember Nancy Smith and Councilmember Henry Wade

Excused: 1 - Councilmember Bridger Kimball

3. Proclamations, Acknowledgements and Awards

Mayor Price reviewed the budget process and announced that the City of Maricopa received a Distinguished Budget Presentation Award for the fiscal year 2014/2015. He read the Certificate of Recognition and presented it to Finance Director Brian Ritschel.

Mr. Ritschel thanked all the City Departments, City Manager Rose, and staff. He gave special recognition to former Finance Administrative Assistant, Chaveli Sanchez for assisting in the process.

Next, Mayor Price described a situation encountered by a member of the Maricopa Fire Department. He stated that while on vacation, Fire Captain Jackson came upon a man that was attacking a woman. Captain Jackson intervened and deescalated the situation in a calm and professional manner. Mayor Price stated that he went above the call of duty and presented him with a Medal of Honor on behalf of the City of Maricopa and the Fire Department.

Captain Jackson thanked his son, and credited him with recognizing there was an emergency. Captain Jackson posed for pictures with Mayor Price and Chief Leffler.

4. Report from the Mayor

Mayor Price reported he would be traveling on Friday to attend the Arizona Department of Transportation (ADOT) meeting in which the State Transportation Board would vote on the final-five year plan that would determine funding for the State Route 347 overpass project. He reported he would also travel to Flagstaff, and a Central Arizona Association of Governments (CAAG) meeting in Payson.

5. Report from the City Manager

City Manager Rose had no items to reports.

6. Call to the Public

There were no speakers during the Call to the Public.

7. Minutes

7.1 [MIN 15-74](#) Approval of Minutes from the June 2, 2015 City Council Work Session.

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

7.2 [MIN 15-75](#) Approval of Minutes from the June 2, 2015 City Council Regular meeting.

A motion was made by Vice Mayor Brown, seconded by Councilmember Wade, 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 Vincent Manfredi, seconded by Councilmember Peggy J. Chapados, to Adopt the Consent Agenda with the exception of Agenda Items 9.4 and 9.6. The motion carried unanimously.

9.1 [CON 15-21](#) The Mayor and City Council shall discuss and possibly take action on approval of the Second Amendment to the Professional Services Agreement with the EPS Group for the Edison Road Extension. Funding in the amount of \$25,900 will be drawn from Transportation DIF2 Fund, Transportation, Improvements other than Buildings, Edison Road Extension (34644146-67730-35029). Discussion and Action.

This Contract was Approved.

9.2 [CON 15-23](#) The Mayor and City Council shall discuss and possibly take action on approval of a \$50,030.36 contract with TD Industries, Inc. for heating, ventilating, and air conditioning (HVAC) preventive maintenance services in City-owned facilities. This contract, based on The Cooperative Purchasing Network (TCPN) Contract No. R5055, is in compliance with City of Maricopa Purchasing Code Article IV Section

3-223 "Cooperative Purchasing" and will be funded by: Copper Sky Fund, Park Maintenance, Repairs and Maintenance (23033131-54430); General Fund, Fire Support Services, Repairs and Maintenance (10022528-54430); and General Fund, Facilities, Repairs and Maintenance (10055158-54430). Discussion and Action.

This Contract was Approved.

9.3 [CON 15-24](#)

The Mayor and City Council shall discuss and possibly take action on approving a contract amendment with DWA Construction Company, LLC for various concrete repairs throughout the City, increasing the current contract's limit to an amount not to exceed \$235,524. Funding for this amendment, in a total amount not to exceed \$117,762, will be drawn from Highway Users Revenue Fund, Public Works, Repairs and Maintenance (20055151-55430). Discussion and Action.

This Contract was Approved.

9.4 [CON 15-25](#)

The Mayor and City Council shall discuss and possibly take action on approval of an amendment to the existing contract with Visus Engineering Construction, Inc. for construction related to the widening of Honeycutt Road between Porter and White & Parker Roads, increasing its limit to an amount not to exceed \$1,669,644.21. Funding for this amendment, in an amount not to exceed \$97,261, will be paid from Transportation DIF, Transportation, Street Projects-Capital, Honeycutt Road at 7 Ranches South (32444146-67750-35020). Discussion and Action.

Councilmember Smith expressed concerns that the project might appear to go over budget and asked staff to clarify for the public. City Engineer Josh Plumb explained that during construction, it was discovered that some of the manhole covers needed replacement and they were initially unaccounted for. He stated staff discussed it with Global Water who is responsible for the maintenance and they agreed to facilitate the improvements through the contract with a reimbursement. Next, he stated there were conflicts with a reclaimed waterline that were not initially identified and therefore additional costs were incurred. Mayor Price clarified that a check had been received from Global Water for the manhole cover replacements. Mr. Plumb reiterated that the majority of the manhole covers cost had already been covered by Global Water; however the additional cost for the reclaimed waterline had not been fully negotiated at the time.

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

9.5 [BDGT 15-06](#)

The Mayor and City Council shall discuss and possibly take action on approving a budgetary transfer in an amount not to exceed \$102,000 from the General Fund, General Government, Contingency (10010000-99000) to the General Fund, General Government, Professional and Occupational (10010000-53320). This will fund the first reimbursement per the North Santa Cruz Wash improvements development agreement. Discussion and Action.

This Budgetary Transfer was Approved.

9.6 [MISC 15-28](#)

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 2015/2016 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 attached spreadsheet. Discussion and Action.

Councilmember Smith inquired if the items in the provided spreadsheet were competitively bid and asked for clarification of the process. Finance Director Brian Ritschel elaborated on the city's purchasing processes. He stated that approval of the agenda item would allow different departments to purchase multiple items in

aggregate, from one source, up to \$25,000. He explained that if the city wanted to purchase a single item over \$25,000 then it would have to go through the RFP process. Discussion ensued.

Councilmember Smith expressed concerns that two of the items listed might appear to be projects. She asked at what point it is decided that an item must go through the bid process. City Manager Rose responded that projects over \$25,000 would not move forward without consent from the Mayor and Council. He stated that software is being implemented to identify trends that can indicate when items need to go through the bid process. He added that at the moment it is decided through discussion at the executive level.

Next, discussion ensued regarding Interim Public Management (IPM) services. City Manager Rose explained the services were initially considered due to a high level of turnover from executive positions. He stated a contract was executed by the Council at the time, to allow the City Manager to seek out interim services to fill the position as soon as possible. City Manager Rose and Mayor Price elaborated and stated that when the contract was approved, IPM was the only company in the area that provided executive level staff on an interim basis.

Councilmember Wade expressed concerns with the IPM contract and suggested that it be reviewed. Mayor Price asked for clarification on the contract process with IPM. City Attorney Denis Fitzgibbons explained that the contract was proposed by former City Manager Fischer. He stated the Council can decide to review the contract. Mayor Price concurred that there is consensus to review the contract with IPM.

Councilmember Chapados stated that it is important, when hiring interim staff, to take into consideration their network and experience in Arizona. She stated that sometimes the low-cost option is not always the best choice.

Direction was given to staff to review the IPM contract, within approximately 90 day, and explore options.

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

- 9.7 [BDGT 15-04](#) The Mayor and City Council shall discuss and possibly take action to authorize the City Manager to process year-end budget adjustments for amounts necessary to cover salary and benefit costs related to health insurance and other benefit costs due to normal staff turnover/coverage changes. Discussion and Action.

This Budgetary Transfer was Approved.

- 9.8 [RES 15-25](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, supporting the updated Title VI Civil Rights Policy Statement as it pertains to the Section 5311 Rural Transportation Program grant from the U.S. Federal Transit Administration, used to support operations and administration of a transit system in Maricopa known as the City Of Maricopa Express Transit (COMET), and repealing all previous Title VI policies related to transit service. Discussion and Action.

This Resolution was Approved.

- 9.9 [GRAAC 15-03](#) The Mayor and City Council shall discuss and possibly take action to accept a grant award and enter into a contract with the Arizona Criminal Justice Commission in the amount of \$26,282 for the part-time victim advocate position in FY15/16. Funds for the grant is available under the grants fund, police support services, salary/benefits (22022123-51100-52600). There is a 50/50 match requirement with this grant

application of \$26,922 will be taken from the General Fund, Support Services, Salary/Benefits (10022123-51100-52600). Discussion and Action.

This Grant Acceptance was Approved.

- 9.10 [SPEVLIQ 15-02](#) The Mayor and City Council shall discuss and possibly take action on recommending approval to the Arizona Department of Liquor Licenses and Control for an Application for Special Event License submitted by Patrick Kieny on behalf of Native Grill and Wings for a special event known as the Great American 4th on Saturday, July 4, 2015 at 44345 W. Martin Luther King Blvd. Discussion and Action.

This Special Event Liquor License was Approved.

- 9.11 [MISC 15-31](#) The Mayor and City Council shall discuss and possibly take action on authorizing Mayor Christian Price to sign the U.S. Census mapsheets and approving the maps for conducting a special census of the City of Maricopa. Discussion and Action.

This Miscellaneous Item was Approved.

10. Regular Agenda

Agenda Item 9.4 was discussed first, followed by Agenda Item 9.6.

- 10.1 [CON 15-20](#) The Mayor and City Council shall discuss and possibly take action to approve a Design and Construction Agreement with Electrical District No. 3 for the Copper Sky Police Substation. Funding for the project, in an amount not to exceed \$33,500, will be drawn from General Government CIP Fund, Police Admin, Buildings, Maricopa PD Substation at Regional Park (35022121-67750-32016). Discussion and Action.

City Engineer Josh Plumb introduced the Agenda Item.

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

- 10.2 [CON 15-27](#) The Mayor and City Council shall discuss and possibly take action on approval of an amendment to the existing contract with Jacobs Engineering Group for engineering services, increasing its limit to an amount not to exceed \$193,000, and approval of the following budgetary transfers to General Fund, Engineering, Professional and Occupational (10055155-53320) to aid in funding this amendment: \$16,204 from General Fund, General Government, Contingency (10010000-99000). Discussion and Action.

City Engineer Josh Plumb introduced the Agenda Item, he stated the position has been filled by Jacobs Engineering in the past, and that it would be the same person providing the services.

Councilmember Chapados inquired about the status of the recruitment process. Mr. Plumb responded that they are in the process of scheduling three interviews in the next couple of weeks.

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

- 10.3 [RES 15-26](#) A resolution of the Mayor and City Council of the City of Maricopa, Arizona, approving and adopting the Development and Settlement Agreement between the City of Maricopa, Meritage Homes of Arizona, Inc., an Arizona Corporation, and Meritage

Homes Corporation, a Maryland Corporation, in compliance with A.R.S. 9-500.05. Discussion and Action.

City Attorney Denis Fitzgibbons gave background on the Development and Settlement Agreement. Mayor Price elaborated that the City has been fixing problems from before the city was incorporated and this was one of them. He stated the agreement is the most fiscally responsible option and it establishes harmony with Meritage Homes and Pinal County.

A motion was made by Vice Mayor Brown, seconded by Councilmember Wade, that this Resolution be Approved. The motion carried by the following vote:

Aye: 6 - Mayor Christian Price, Vice Mayor Marvin L. Brown, Councilmember Peggy Chapados, Councilmember Vincent Manfredi, Councilmember Nancy Smith and Councilmember Henry Wade

Excused: 1 - Councilmember Bridger Kimball

10.4 **RES 15-27**

A Resolution of the Council of the City of Maricopa, Pinal County, Arizona, approving the limited acceptance of credit card payments on the City's website and in person at City Hall for certain City services and authorizing a credit card surcharge in an amount not to exceed 2.75% of the total transaction amount. Discussion and Action.

Interim Development Services Director Dana Burkhardt introduced the Agenda Item. He stated that the Development Services Department has initiated new software for electronic permitting and plan review. He stated the system would allow applications and payments to be submitted online. He stated the Resolution allows the City to charge a credit card surcharge to cover the fees of the credit card transaction service provider so there are no additional costs to the city. Mayor Price further elaborated.

Councilmember Manfredi clarified that the resolution would not affect Copper Sky operations and memberships.

Councilmember Chapados asked under what circumstances the amount not to exceed (2.75%) would be lower. Mr. Burkhardt responded that depending on the type of card used the amount would vary and elaborated. Next, Councilmember Chapados asked if the program would be implemented in other areas if it proved successful. City Manager Rose responded that if the program proved successful other areas would indeed be looked at. He reiterated that the proposed fee do not increase revenue for the City, as they primarily cover the costs of providing the service.

A motion was made by Councilmember Chapados, seconded by Councilmember Manfredi, that this Resolution be Approved. The motion carried by the following vote:

Aye: 6 - Mayor Christian Price, Vice Mayor Marvin L. Brown, Councilmember Peggy Chapados, Councilmember Vincent Manfredi, Councilmember Nancy Smith and Councilmember Henry Wade

Excused: 1 - Councilmember Bridger Kimball

10.5 **MISC 15-29**

The Mayor and City Council shall discuss and possible take action in approving a proposal for the City Of Maricopa Express Transit (COMET) to operate the Special Summer Shuttle between residential neighborhoods and Copper Sky facility during the summer 2015, and ratify a change from \$1 to \$.50 fare per boarding for the new fixed route service. Discussion and Action.

Transportation/ Transit Planner David Maestas introduced the Agenda Item and invited questions from Council.

Councilmember Manfredi asked when the shuttle services would start. Mr. Maestas responded that it could start tomorrow (June 17, 2015) at 12 p.m. if approved. He added the shuttle would run Monday through Friday from 12 p.m. to 6 p.m. He stated there are 10 Maricopa Unified Schools that will serve as pickup points.

Mayor Price emphasized the importance of ridership for grant purposes. He discussed advertising the service in various forms and recommended an easy to read diagram to be distributed to; the Chamber of Commerce, Home Owner Associations, senior groups and so on.

Mr. Maestas stated that Arnold Jackson and the Age Friendly Advisory Committee identified short falls on marketing and elaborated. He stated that the new services would require a lot of advertising. He thanked Mr. Jackson, Jennifer Brown, and Ruben Garcia for putting together a great marketing strategy.

Councilmember Chapados thanked Mr. Maestas for all his work. She stated the new fixed route fee of \$.50 cents is structured to make it easy for people. She explained that if riders don't have exact change a voucher would be available. She commended the various locations. She asked if there would be a rider satisfaction survey. Mr. Maestas stated that Arnold Jackson has brought up similar concerns and they discussed a senior service survey.

City Manager Rose clarified that voucher would be available only for passengers who pay with a dollar. Mr. Maestas concurred that voucher would be solely to make change for a dollar. He stated that going forward they are considering monthly passes or punch cards.

Councilmember Wade expressed concerns with lowering the age unaccompanied children to 9 years. He asked what measures had been taken to ensure that no children would be left behind. Mr. Maestas stated that staff members at Copper Sky would be provided a number to directly contact the shuttle driver in the case that a child is left behind. He stated in a previous incident they called the driver to go back to pick the minor and the rest was uneventful. He stated that the minimum age for children to ride unaccompanied was lowered to 9 years old because there are only 2 locations involved (school and Copper Sky). No additional questions followed.

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

10.6 [IGA 15-05](#)

The Mayor and City Council shall discuss and possibly take action to enter into an intergovernmental agreement (IGA) between the City of Maricopa Police Department and the City of Buckeye on a month to month basis for Police Dispatch Services. The IGA shall begin on July 1, 2015 and not exceed \$50,000 per month. Funding is available in the General Fund, Police Support Services, Technical (10022123-53340). Discussion and Action.

Police Chief Stahl introduced the Intergovernmental Agreement. He stated that since the new police station is not completed it is necessary to enter into a month to month agreement for dispatch services with the City of Buckeye. He elaborated that any of the parties can opt out of the agreement with a written 60 day notice. He invited questions from Council.

Councilmember Chapados asked how long the overlap would be once the transition is made. Chief Stahl responded it would be approximately one month. He stated that recruitment would start possibly by the end of July and would be open for approximately 2 months. He stated the department hopes to have all elements in place anywhere between the end of November or beginning of December 2015. He

stated employees in need of extra training would be sent to academies.

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

- 10.7 **BDGT 15-05** The Mayor and City Council shall discuss and possibly take action on approving a budgetary transfer in an amount not to exceed \$23,000 from the General Fund, General Government, Contingency (1001000-99000) to the General Fund, City Manager, Vehicles (10011115-67742) for the purchase of a city vehicle for the City Manager's Office. Discussion and Action.

City Manager Rose stated that the purchase was approved for the FY 2015/2016 budget. He stated recommendation to accelerate the purchase would free up the amount for the FY 2015/2016. Mayor Price stated it is important to have the extra money in the FY 2015/2016 budget due to the unknown outcomes from the recent tax increases.

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.

11. **Executive Session**

12. **Adjournment**

The City Council regular meeting was adjourned at 8:23 p.m.

A motion was made by Vice Mayor Marvin L. Brown, seconded by Councilmember Peggy J. Chapados, 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 16th day of June, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 7th day of July, 2015.

Vanessa Bueras
City Clerk