



City of Maricopa

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Meeting Minutes - Draft City Council Regular Meeting

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, May 2, 2017

7:00 PM

Council Chambers

1. Call to Order

The City Council Regular Meeting was called to order at 7:22 p.m. Reverend Roger Thompson from Cavalry Chapel Maricopa gave the invocation and Councilmember Manfredi led the meeting attendees in the Pledge of Allegiance.

2. Roll Call

Mayor Price 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

Chief Leffler introduced the newest member of the Fire Department, Claudio Rodriguez. He stated Rodriguez completed his training and probationary year and gave a brief background of his professional background. He acknowledged his family and friends in the audience. There was a pinning ceremony on Claudio Rodriguez's honor, his mother pinned him and he posed for pictures with the Council, firefighters, family and friends.

4. Report from the Mayor

Mayor Price reported being in Washington D.C. with Economic Development Director, Denyse Airheart for the GPEC (Greater Phoenix Economic Council) Executive Mission. He stated the purpose of the trip was to hold discussions with national leaders, such as ambassadors from Mexico and Canada, on economic development policy and trade agreements.

5. Report from the City Manager

City Manager Rose reported that the Fire Administration building was in the process of moving temporarily to the Estrella Gin side and invited Chief Leffler to provide further details. Chief Leffler stated that they would move approximately on May 17 and 18. He detailed the moving process and stated there might be some communication issues while the transition was made.

6. Call to the Public

Dylan Hill, with Maricopa High School (MHS) AFJROTC (Air Force Junior Reserve Officer Training Corps) stated she was a member of the organization for 3 years and was also in the Honor Guard and drill team. She stated that, after graduating, she planned to join the United States Marine Corps. She gave a summary of past activities, including the May 1, 2017 Awards Ceremony. She acknowledged State Representative Steve Smith and Councilmember Wade were in attendance. She stated future events included an indoctrination program for incoming freshmen, organizing an official recruiting team and a community outreach program. She thanked the community and City Council for their continued support.

Hayley Mase, New Operations Squadron Commander with MHS AFJROTC stated she was with the program for almost 2 years and was also in the Honor Guard and drill team. She stated she planned on joining the United States Navy after graduation. She expressed her commitment to training the Honor Guard to be ready to compete against other units. She reported on the recently created drill team and stated they hoped to expand. She expressed her commitment to her team and thanked everyone.

Councilmember Wade reported attending the May 1st, AFJROTC Awards Ceremony and commended the young members.

Maricopa ambassador for pickleball Rocky Myers reported on the growing popularity of the sport. He gave a list of municipalities that would be adding pickleball courts. He reported on tournaments held all over the country. He stated that many players in Maricopa go outside the city to play because there were no real pickleball courts available except for the few at Copper Sky. He stated he and another ambassador would reach out to the Council to invite them and their families to play. Lastly, he stated almost 4 weeks ago he had triple bypass surgery and elaborated.

President of the Professional Firefighters of Maricopa, Local 4561 O'Shea Davis thanked the Mayor and Council for recognizing the meet and confer process. He reported on the process and elaborated on their training. He invited the Mayor and Council to a formal or informal greet and meet, to include the Human Resources Director and City Manager Rose. He stated they were aware of the financial situation of the city and elaborated. He reiterated his thanks for the recognition of the meet and confer process.

Councilmember Wade announced the next Councilmember on the Corner topic would be Prostate Cancer Awareness. He stated the event would be led by Dr. Roscoe Nelson with the Center of Urology, Fred Taylor with the Southwest Prostate Cancer Foundation, and Human Resources Director Kathleen Haggerty. He stated the event would be on Saturday, May 13 at Honeycutt Coffee from 8:30 to 10 a.m. He directed question to his email henry.wade@maricopa-az.gov.

7. Minutes**7.1 [MIN 17-33](#)**

Approval of Minutes from the April 18, 2017 City Council Work Session.

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

- 7.2 [MIN 17-34](#) Approval of Minutes from the April 18, 2017 City Council Regular Meeting.

Councilmember Smith made the following amendments: On Agenda Item 3.1 it was Councilmember Chapados who recognized Jim Fuller. On Agenda Item 10.1 "emblems" should read "M Loans." On Agenda Item 10.6 a "he" should read "she" and stated she would like her comments to include that she had full faith that City Manager Rose would fulfill the expectations of improvement in the performance review.

A motion was made by Councilmember Chapados, seconded by Councilmember Manfredi, that the Minutes be Approved as Amended. The motion carried by a unanimous vote.

8. Public Hearings

- 8.1 [PH 17-09](#) The Mayor and City Council shall hear public comment regarding the use of Community Development Block Grant (CDBG) funds expected to be in the amount of \$265,000.

The Public Hearing was opened at 7:50 p.m. Economic Development Management Analyst, David Noble gave a PowerPoint presentation on the Community Development Block Grant (CDBG) Regional Allocation. He stated the CDBG consisted of approximately \$265,000 every 2 years and those past funds were used to demolish buildings deemed a safety hazard. He stated funds must be used to benefit low-income persons and areas, alleviate slum and blight, or address an urgent need. He stated it was recommended to have a number of projects suggested. He detailed the process that included a Conditional Letter of Intent sent to the Arizona Department of Housing on May 1st, 2 meetings for public input (May 2nd and June 6), a recommendation from City Council on June 6, the Grant Application Submitted for review by August 1st and the Grant Application Formal Submittal by September 1st, 2017. He stated the 2017 suggested uses were: 1) A Flood Mitigation Study for the Heritage District 2) Completion of right of way acquisition for Taft Avenue and 3) Improve pedestrian access along Edwards Avenue. He invited questions from Council and stated that any project brought forward during the public hearing would be evaluated.

Councilmember Smith reported she attended the Heritage District Advisory Committee meeting that discussed the CDBG. She asked Mr. Noble to elaborate on what the benefits would be from the Flood Mitigation Study. Mr. Noble stated the intent of the study was to do a comprehensive study of the Heritage District to possibly remove areas from the floodplain. He stated that Engineer/ Floodplain Manager, Josh Plumb was in contact with the Pinal County Flood District and they informed him that parts of the Heritage District would be removed from the floodplain upon completion of the study. Councilmember Smith asked for clarification on areas that would be removed from the floodplain. Mr. Plumb clarified that removal from the floodplain would be instantaneous upon completion of the study and elaborated. Discussion ensued regarding the intent of the Flood Mitigation Study.

Councilmember Wade asked if there was a break even amount that would still allow him to do what he was trying to accomplish. Mr. Noble elaborated on the expected amount. Mr. Wozniak elaborated that the amount could not be determined until the project was evaluated and designed.

Councilmember Manfredi asked details on the sidewalk on Edwards Avenue. Planner, Ryan Wozniak confirmed the location of Edwards and stated there was a completed sidewalk on the south-side, but the north side was incomplete. Councilmember Manfredi asked if it would take the full amount to complete the

project. Mr. Noble stated the projects were in the process of being evaluated.

Councilmember Smith asked if a single project had to be selected or if it could be a combination. Mr. Noble responded the funds must go toward one single project and elaborated that staff was in the process of preparing evaluations with estimated budgets for each project.

Mayor Price asked if each of the projects was expected to consume the entire funds and what the Flood Mitigation Study would cost. Mr. Noble responded that according to discussions with a number of consultants, it was expected that the study could be done for the amount. Mr. Noble reiterated that they were currently in the evaluation process to include estimated budgets for the projects but the numbers were not available yet. Councilmember Wade inquired what would happen if the selected project went over the amount. Mr. Noble elaborated that if the project was under budget the extra amount would be lost, and that if it was over budget the City would bear the burden of the cost.

Vice Mayor Brown inquired how the extra costs would be returned if the project was under the \$265,000. Mr. Noble stated that funds were not awarded in one check of \$265,000, and elaborated.

Robert Livingston, on behalf of Wendy Web and the F.O.R Maricopa foodbank, requested that the grant funds be considered for the foodbank. He elaborated on the foodbank's struggle to find a new space. He stated they found a temporary space but it was not equipped for non-perishable food. He stated the grant funds would be used to buy land and build a suitable facility for the foodbank. He reiterated his request and invited questions from Council.

Councilmember Wade asked for details of the temporary space and asked whether the grant funds would allow them to reconfigure the space. Mr. Livingston clarified that the space was temporary and it was not an option. He reiterated that locations in Maricopa were limited.

Mayor Price asked City Attorney, Denis Fitzgibbons if the funds could be used for non-profit organizations. Mr. Fitzgibbons responded that the grant had been given to a non-profit organization in the past. Discussion ensued. Councilmember Smith stated that the way the grant worked, everything was time sensitive, and asked if the foodbank would be ready to purchase the land and have a design ready once the funds were ready to be used. Mr. Livingston stated that he was not aware where Wendy was in the process. Mr. Noble explained that since the project was brought forward during the public hearing, he would contact Mrs. Web to create an evaluation form for their project. He elaborated on the tight schedule.

Vice Mayor Brown asked if the grant money (if awarded) would be combined with the grant that Ak-Chin awarded to F.O.R. Mr. Livingston responded.

Councilmember Chapados stated she would like see a lot more details on the projects between now and the next public meeting on June 6. Mr. Noble elaborated on the details that would be available. Councilmember Chapados elaborated on the details she would like included on the evaluations. Mr. Noble stated that the funds were intended to be used to service Maricopa residents but he would reach out for clarification. This Public Hearing was closed at 8:19 p.m.

The Public Hearing was held.

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, except Agenda Item 9.5. The motion carried unanimously.

- 9.1 [CON 17-15](#) The Mayor and City Council shall discuss and possibly take action to approve the Third Amendment to Professional Services Contract with AllStaff for CIP Project Management hourly services in an amount not to exceed \$101,000 for Fiscal Year 2017-2018. Discussion and Action.
- This Contract was Approved.**
- 9.2 [MISC 17-21](#) The Mayor and City Council shall discuss and possibly take action to approve an Easement for Electric Lines with Electrical District No. 3 for the Fire Administration Relocation. Discussion and Action.
- This Miscellaneous Item was Approved.**
- 9.3 [SPEVLIQ 17-04](#) 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 submitted by Pat Kieny on behalf of Native Grill & Wings to host a beer garden for the Great American 4th on Tuesday, July 4, 2017, at Copper Sky Regional Park located at 44345 W Martin Luther King Blvd. Discussion and Action.
- This Special Event Liquor License was Approved.**
- 9.4 [CON 17-16](#) The Mayor and City Council shall discuss and possibly take action on approval of a Contract Award with Segal Waters Consulting Group to conduct a Compensation and Classification Analysis Study for the City of Maricopa. Discussion and Action.
- This Contract was Approved.**

10. Regular Agenda

- 9.5 [MISC 17-23](#) The Mayor and City Council shall discuss and possibly take action on the adoption of a city seal. Discussion and Action.

Councilmember Smith stated she was not happy with the way the proposed seal looked printed in the newspaper. She proposed using the seal used in the Planning Maricopa, General Plan. Discussion ensued.

Councilwoman Gusse spoke in favor of the final version of the seal. Discussion ensued.

Mayor Price stated that at the last work session Council moved forward with the final version of the seal. He stated he did not like the Planning Maricopa seal. He stated that if it was going to be delayed, he would rather delay it to send it out to the public. He reiterated that Council had already decided to move forward with the proposed seal and he would stand behind that decision. He stated that he saw a lot of support for the seal in social media.

Councilmember Wade spoke in favor of moving forward with the proposed seal. He elaborated that newspaper prints might not be the sharpest.

A motion was made by Councilmember Manfredi, seconded by Councilmember

Wade, that the City Seal be Approved. The motion carried by a unanimous vote.

10.1 MOU 17-02

The Mayor and City Council shall discuss and possibly take action to approve the 2017-2019 Memorandum of Understanding (MOU) with Professional Firefighters of Maricopa, IAFF Local 4561. Discussion and Action.

Human Resources Director, Kathleen Haggerty gave a summary of the MOU (Memorandum of Understanding) process. She stated the City met with the Professional Firefighters of Maricopa beginning in February through the end of April to negotiate a 2 year MOU that would be effective starting July 1, 2017. She stated discussions were thorough and professional and noted that the management team and the Professional Firefighters of Maricopa had no remaining areas of dispute.

President of the Fraternal Order of Police of Maricopa, Lodge 78 Justin Thorton spoke in support of the Professional Firefighters of Maricopa and the Maricopa Police Department and he elaborated on their relationship.

Councilmember Smith stated that the benefits in the agreement included paid colonoscopy testing due to the higher risk among firefighters. She stated she would like to see information at the end of the 2 year agreement that showed that firefighters took advantage of the benefit.

Councilwoman Gusse stated both in Spanish and English that she was proud that the City of Maricopa would be compensating firefighters with bilingual pay.

Mayor Price explained that typically there would be a signing ceremony, however there were still some pending public safety MOU's. He stated the signing ceremony would be held once all agreements were reached.

A motion was made by Councilmember Wade, seconded by Councilmember Chapados, that this Memorandum of Understanding be Approved. The motion carried by a unanimous vote.

10.2 ORD 17-04

An Ordinance of the Mayor and City Council of the City of Maricopa, Arizona, amending section 18-4-2 and section 18-10(6) of the Maricopa City Code regarding pets within city parks and providing for severability and the effective date thereof. Discussion and Action.

Community Services Director, Kristie Riester stated the department worked with the Parks, Recreation and Library Advisory Committee (PRL) and the City Attorney to update the City ordinance regarding pets within city parks. She stated the changes intended to clarify and define the ordinance.

Councilmember Chapados noted that the language in the ordinance did not mention "currently licensed" and only mentioned "currently vaccinated." She stated she would like to see the code updated to include "proof of current licensing." Next, she discussed concerns with pets at special events such as the 4th of July, which usually involved fireworks. She stated she would like to make sure that there was a consistent policy and clear direction to security providers and first responders regarding pets at special events. She elaborated on her concerns. Mrs. Riester confirmed that currently pets were not allowed at events with the exception of service animals.

Mayor Price noted he was aware that the Community Service Department and the PRL were working with the Dog Park Alliance regarding some of their concerns and asked whether the changes addressed those concerns. Mrs. Riester responded that there were no official concerns on record and elaborated that the item was presented

on 2 separate PRL agendas and representatives from the Dog Park Alliance did not attend. She stated they used concerns received through phone calls from members of the Dog Park Alliance and other residents, and that those concerns were addressed in the ordinance. She added that in addition, the Dog Park Alliance was notified of tonight's meeting and were invited to provide any additional comments or feedback.

Councilmember Chapados motioned to approve the ordinance with the stipulation to add "current dog license" as proof in section 18-4-2 (D). City Attorney, Denis Fitzgibbons explained that the section already mentioned pets "shall wear up-to-date tags indicating that the animal's rabies vaccinations are current" and noted that "tags" were interpreted as license. Councilmember Chapados stated, in that case, she was fine with the ordinance as presented. Councilmember Manfredi seconded.

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

Aye: 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

10.3 **MISC 17-24**

The Mayor and City Council shall discuss and possibly take action on approving the allocation of up to \$4,000 in available matching funds to applicants of the Maricopa Academic Scholarship Match Program from General Fund, Non-Departmental, Technical (10010000-53340). Staff also requests that Mayor and City Council grant authority to the City Manager to execute the agreements. Discussion and Action.

Finance Director, Brenda Hasler stated that in April 2017 the Request for Proposals (RFP) was released for the Maricopa Academic Scholarship Match Program with the application deadline of April 21, 2017. She stated 2 local non-profit organizations applied to participate in the program, requesting a total of \$4,000 in matching funds. She stated the Friends of the Maricopa Public Library (FOTL) requested \$2,000 to match their amount for the FOTL Scholarship. She stated the Maricopa Chamber of Commerce requested \$2,000 to match their amount for the Maricopa Chamber of Commerce Scholarship. She stated the applications were reviewed, discussed and scored by staff. She stated staff recommended full funding for the 2 applicants and invited questions from Council.

Councilmember Chapados moved to approve, provided that met all the requirements and stipulations from the application process.

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

11. Executive Session

11.1 ES 17-08

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 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 which will be effective from July 1, 2017 through June 30, 2019, 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).

11.2 ES 17-09 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 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 which will be effective from July 1, 2017 through June 30, 2019, 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 17-10 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 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 which will be effective from July 1, 2017 through June 30, 2019, 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

A motion was made by Councilmember Peggy J. Chapados, seconded by Councilmember Henry Wade, to Adjourn at 8:51 p.m. 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 2nd day of May, 2017. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 16th day of May, 2017.

Vanessa Bueras
City Clerk