



City of Maricopa

Meeting Agenda City Council Regular Meeting

Meeting Location
44150 W. Maricopa-Casa
Grande Highway
Maricopa, AZ 85138

City Hall
45145 W. Madison Avenue
PO Box 610
Maricopa, AZ 85139
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Mayor Anthony Smith
Vice Mayor Edward Farrell
Councilmember Marvin Brown
Councilmember Carl Diedrich
Councilmember Marquisha Griffin
Councilmember Julia Gusse
Councilmember Alan Marchione

Tuesday, February 7, 2012

7:00 PM

MUSD Board Room

1. **Call to Order**

*Invocation
Pledge of Allegiance*

2. **Roll Call**

3. **Proclamations, Acknowledgements and Awards**

4. **Report from the Mayor**

5. **Report from the City Manager**

6. **Call to the Public**

The procedures to follow if you address the Council are: Council requests that you express your ideas in five minutes or less and refrain from any personal attacks or derogatory statements about any City employee, a fellow citizen, or anyone else, whether in the audience or not. The Mayor will limit discussion whenever he deems such an action appropriate to the proper conduct of the meeting. At the conclusion of an open call to the public, individual members of the Council may respond to criticism made by those who have addressed the Council, may ask Staff to review a matter, or may ask that a matter be put on a future agenda. However, members of the Council shall not discuss or take legal action on any matters during an open call to the public unless the matters are properly noticed for discussion and legal action.

7. **Minutes**

- 7.1 **MIN 12-005** Approval of Minutes from the January 17, 2012 City of Maricopa City Council Work Session Meeting.

- 7.2 [MIN 12-006](#) Approval of Minutes from the January 17, 2012 City of Maricopa City Council Regular Meeting.

8. Public Hearings

- 8.1 [PH 12-001](#) The Mayor and City Council shall hear public comment regarding the proposed Our Lady of Grace Planned Area Development. This request is for rezoning from existing CR-3 Single Residence Zone to a proposed Mixed-Use development on a 34.11 acre parcel as part of a Planned Area Development (PAD) overlay. The PAD will incorporate ideas and designs found in "Smart Neighborhood" and "Form-Based" approaches to city design standards. The parcel is generally located adjacent to the Seven Ranches subdivision, south of Cowpath Road, and surrounded by Smith Farm (Desert Passage) to the east and south, with the Whisker Road alignment (Glennwilde subdivision) to the west.

9. Consent Agenda

All items on the Consent Agenda are considered to be routine matters and will be enacted by one motion of the Council. There will be no separate discussion of these items unless a Councilmember or member of the public so requests, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the agenda.

- 9.1 [GRAAC 12-002](#) The Mayor and City Council shall discuss and possibly take action to ratify the submission of a grant application to the Transportation, Community, and System Preservation Program through the Federal Highway Administration in an amount not to exceed \$2,400,000 for the relocation of the Amtrak Station and fund the required 20% match of \$600,000 which is available in the General Fund, Transportation, Construction (10044146-67750-35016). Consent to submit an application includes completion of all necessary paperwork for the application process and designates the City Manager to sign all documents. Discussion and Action.
- 9.2 [MISC 12-003](#) The Mayor and City Council shall discuss and possibly take action on a request on the approval of expenditures exceeding \$25,000, pursuant to the City Purchasing Code, Article IV, Section 3-0213(e) "Cumulative Annual Purchases in Excess of \$25,000," with Glenn Jones Auto, not to exceed \$65,000; Horizon Distributors, Inc., not to exceed \$34,000; Zumar Industries, Inc., not to exceed \$35,000. Discussion and Action.
- 9.3 [MISC 12-009](#) The Mayor and City Council shall discuss and possibly take action on approving a request to reclassify and downgrade one vacant full-time equivalent Parks Maintenance Worker position to two part-time Park Maintenance Worker positions. Discussion and Action.

10. Regular Agenda

Items on the agenda are open for citizen input. Please fill out a card and present it to the City Clerk before the meeting begins. The mayor will call upon you for your comments.

- 10.1 [APP12-001](#) The Mayor and City Council shall discuss and possibly take action on appointing one citizen to fill the vacancy on the Parks, Recreation and Libraries Advisory Committee. Discussion and Action.
- 10.2 [RES 12-01](#) A Resolution of the Mayor and the City Council of the City of Maricopa, Arizona to name the Heritage District Fire Station after City of Maricopa long-time resident and former Maricopa Volunteer Fire Department Chief, Donald N. Pearce. Discussion and Action.
- 10.3 [PRES 12-019](#) The Mayor and City Council shall hear a presentation by the ABACUS Program Management Team on the Vekol Site Engineered Master Site Plan.
- 10.4 [CON 12-007](#) The Mayor and City Council shall discuss and possibly take action to approve an Award of Contract to Architekton for Construction Manager At-Risk Design Services for the Multi-Generation/Swim Facility project. This Award of Contract, in an amount not to exceed \$1,451,215 for design and operational analysis services will be drawn from budget line item Parks Bond, Facilities, Professional Services; Amount: \$1,451,215 (budget line item 33033138-53320-3309), and is in compliance with City of Maricopa Purchasing Code, Section 3-4-6. Discussion and Action.
- 10.5 [CON 12-008](#) The Mayor and City Council shall discuss and possibly take action on approving a contract amendment to the Abacus Project Management Inc. contract for additional professional program/construction management and design services for the City Complex and Regional Park projects. The change order is for task 1 and 2 of the contract; task 1 - City Complex and task 2 - Regional Park/Multi-Generational Center/Aquatics Center. Funding for task order one in an amount not to exceed \$102,832.40 will be drawn from budget line item General Government Development Impact Fee Fund (32311115-53320-31003). Funding for task order two in an amount not to exceed \$64,433.60 will be drawn from budget line item Parks Bond (33033138-53320-33009). Discussion and Action.
- 10.6 [GRAAC 12-001](#) The Mayor and City Council shall discuss and possibly take action to ratify the submission of a grant application to the Public Lands Highways Discretionary Program through the Federal Highway Administration in an amount not to exceed \$2,028,000. Consent to submit an application includes completion of all necessary paperwork for the application process and designates the City Manager to sign all documents.
- There is no matching requirement; however, leveraged funding increases competitiveness of the application. City staff is requesting to provide matching funds available in Development Impact Fees, Transportation, Land (34644146-67710-35021) in the amount of \$507,000. Discussion and Action.
- 10.7 [CON 12-006](#) The Mayor and City Council shall discuss and possibly take action on a request to award a contract to Ernest Swiger Consulting for the completion of a Business Park Feasibility Study in an amount not to exceed \$47,750 to be paid from the General Fund, Economic Development, Professional and Occupational (10011616-53320). Discussion and Action.

11. Executive Session

- 11.1 **ES 12-001** The Maricopa City Council may go into executive session for purpose of obtaining legal advice from the City's Attorney on any of the above agenda items pursuant to A.R.S. § 38-431.03 (A)(3).
- 11.2 **ES 12-002** The Maricopa City Council may go into executive session for purpose of obtaining legal advice from the City's attorney and to consider its position and instruct representatives regarding negotiations for the purchase, sale or lease of real property pursuant to A.R.S. § 38-431.03 (A)(3) and (A)(7).
- 11.3 **ES 12-003** The Maricopa City Council may go into executive session for the purpose of discussion or consultation with the City's attorney to consider its options and instruct representatives regarding the Ak-Chin Indian Community's Fee-to-Trust Applications with the Federal Government which includes properties within and near the City of Maricopa pursuant to A.R.S. §38-431.03 (A)(3).
- 11.4 **ES 12-004** The Maricopa City Council may go into executive session for the purpose of obtaining legal advice and discussion or consultation with the City Attorney to consider its position and instruct its attorney regarding the public body's position regarding an annexation and possibly entering into a Pre-annexation and Development Agreement with one or more landowners in the annexation area and the potential terms thereof to facilitate such annexation, pursuant to A.R.S. §38-431.03(A)(3) and (A)(4).
- 11.5 **ES 12-005** 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).
- 11.6 **ES 12-011** The Maricopa City Council may go into executive session for purpose of obtaining legal advice from the City's attorney and to consider its position and instruct representatives regarding the legal options relating to the Public Service Awards entered into during the 2011/2012 fiscal year pursuant to A.R.S. § 38-431.03 (A)(3) and (A)(4).

12. **Adjournment**

Note: This meeting is open to the public. All interested persons are welcome to attend. Supporting documents and staff reports, which were furnished to the City Council with this agenda, are available for review on our website, www.maricopa-az.gov.

NOTICE TO PARENTS: Parents and legal guardians have the right to consent before the City of Maricopa makes a video or voice recording of a minor child A.R.S. §1-602.A.9. Maricopa City Council Meetings are recorded and may be viewed on Channel 20 and the Maricopa website. If you permit your child to participate in the Council Meeting, a recording will be made. If your child is seated in the audience your child may be recorded, but you may request that your child be seated in a designated area to avoid recording. Please submit your request to the City Clerk at (520) 316-6971.