



City of Maricopa

Meeting Agenda City Council Regular Meeting

City Hall
39700 W. Civic Center
Plaza
Maricopa, AZ 85138
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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, September 5, 2017

7:00 PM

Council Chambers

1. **Call to Order**

Invocation
Pledge of Allegiance

2. **Roll Call**

3. **Proclamations, Acknowledgements and Awards**

3.1 [PROC 17-13](#) Paint the Town Red Proclamation

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 three 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 17-79](#) Approval of Minutes from the August 15, 2017 City Council Work Session.

- 7.2 [MIN 17-80](#) Approval of Minutes from the August 15, 2017 City Council Regular meeting.

8. Public Hearings

- 8.1 [PH 17-15](#) The Mayor and City Council shall hear public comment(s) on case number ABDN17-01, a request by Brian Foose on behalf of 45030 LLC to abandon a portion of McDavid Rd. and Wilson Ave.
- 8.2 [PH 17-16](#) The Mayor and City Council shall hear public comment(s) on Conditional Use Permit case number CUP17-02, Arizona Wood Grinding and Recycling LLC is requesting a use permit to operate a wood-chip recycling yard on 6.40 acres of land located at the Northeast corner of Ralston Road and State Route 238.

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 [PUR 17-18](#) The Mayor and City Council shall discuss and possibly take action on approving the purchase of a John Deere Model 210L Tractor Loader for use by Public Works' Street Maintenance division. This purchase, in an amount not to exceed \$70,000, will be funded by Highway Users Revenue Fund, Public Works, Heavy Equipment, Skip Loader (20055151-67740-38021). Pricing is based on National Joint Powers Alliance Contract No. 032515-JDC (City of Maricopa NJPA Member #28869), and is in compliance with City of Maricopa Purchasing Code Article IV, Section 3-223 "Cooperative Purchasing." Discussion and Action.
- 9.2 [CON 17-40](#) The Mayor and City Council shall consider and possibly take action on approving a five year Lease Agreement with Dawn Theroux for the property located at 18860 N. John Wayne Parkway for the purpose of establishing the Maricopa Family Advocacy Center. This lease agreement will be in an amount not to exceed \$198,000. The first year of the lease will be paid for through the grants fund, police administration, rent -land/buildings (22022121-54441-17217) Discussion and Action.
- 9.3 [CON 17-41](#) 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 Lucia Gastelum, for the residence located at 44378 W. Maricopa Casa Grande Highway Discussion and Action.

- 9.4 [CON 17-43](#) The Mayor and City Council shall discuss and possibly take action on approval of a Cooperative Purchase Agreement with CORE Construction to provide general design and construction services for improvements to the Copper Sky Multi-Generational Center. This Agreement, in an amount totaling \$37,000 plus an owner's contingency of \$6,575 for a total of \$43,575, is based on City of Peoria Contract No. P14-0034B; will be funded from Copper Sky, Comm Serv Admin, Repairs and Maintenance (23033130-54430); and is in compliance with City of Maricopa Purchasing Code Article IV, Section 3-223 "Cooperative Purchasing." Discussion and Action.
- 9.5 [CON 17-44](#) The Mayor and City Council shall discuss and possibly take action on approving a Cooperative Purchase Agreement with Vincon Engineering Construction, LLC in an amount not to exceed \$300,000 for asphalt rubber crack sealing of streets throughout Maricopa using materials purchased separately by the City. Funding for this contract will be drawn from Local Road Maintenance Fund, Engineering, Street Projects-Capital, Street Maintenance (20555155-67750-34005). Pricing for this contract is based on City of Chandler Contract No. ST5-745-3433, and is in compliance with City of Maricopa Purchasing Code, Article IV, Section 3-223, "Cooperative Purchasing." Discussion and Action.
- 9.6 [SPEVLIQ 17-05](#) The Mayor and City Council shall discuss and possibly take action on recommending approval to the Arizona Department of Liquor Licenses and Control for a Special Event Liquor License application submitted by Wendy Weber on behalf of the Province Community Association for special events to be held on September 21, October 19, November 16, and December 21, 2017, January 18, February 15, March 15, April 19, and May 17, 2018 to be held at 20942 N. Province Parkway, Maricopa, Arizona 85138. Discussion and Action.
- 9.7 [BDGT 17-10](#) The Mayor and City Council shall discuss and possibly take action on a request to transfer \$55,182 from Gen Fund, Park Maintenance, Regular Employees (10033132-51100), \$16,446 from Gen Fund, Park Maintenance, Group Insurance (10033132-52100); \$6,257 from Gen Fund, Park Maintenance, Retirement Contributions (10033132-52300) and \$115 from Gen Fund, Park Maintenance, Social Security Contributions (10033132-52200) for a total of \$78,000 to General Fund, City Manager, Professional and Occupational (10011115-53320) to cover the cost of the Policy Development Group contract for FY 17-18. Discussion and Action.
- 9.8 [CON 17-42](#) The Mayor and City Council shall discuss and possibly take action on approving a marketing agreement with Utility Service Partners to educate the community about the Service Line Warranty Program available to the residents of Maricopa. Discussion and Action.
- 9.9 [SUB17-05](#) The Mayor and City Council shall discuss and possibly take action to approve subdivision case # SUB17-05, a request for final plat of 'Edison Pointe'. 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 [PRES 17-34](#) The Mayor and City Council shall hear a presentation and be briefed by Greg Swartz, Piper Jaffray, regarding Utility Acquisition. Discussion and Direction.
- 10.2 [BDGT 17-11](#) The Mayor and City Council shall discuss and possibly take action to approve a budgetary transfer request by the Financial Services Department in the amount of \$28,000 from General Fund, General Government, Contingency (10010000-99000) to General Fund, Finance, Professional and Occupational (10011313-53320) to hire temporary staff to assist the Finance Department with special projects. Discussion and Action.
- 10.3 [BDGT 17-09](#) The Mayor and City Council shall discuss and possibly take action on approving a budgetary transfer in the amount of \$14,192 from the contingency fund (10010000-99000) to the City Manager budget (10011115-53320) for the purpose of funding a fleet management diagnostic assessment. Discussion and Action.
- 10.4 [BDGT 17-12](#) The Mayor and City Council shall discuss and possibly take action to approve a budgetary transfer request by the Community Services Department in an amount not to exceed \$35,000 from General Fund, General Government, Contingency (10010000-99000) to Copper Sky Fund, Copper Sky Administration, Professional and Occupational (23033130-53320) to contract with a professional consulting services organization to perform a market analysis for Copper Sky Multigenerational Center. As part of this action, it is requested that Mayor and Council delegate the authority to City Manager Gregory Rose to approve a contract greater than \$25,000 but not to exceed \$35,000. Discussion and Action.

11. Executive Session

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).

- 11.1 **ES 17-31** 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 real estate purchase or lease agreement with Santa Cruz Land Development, LLC 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).
- 11.2 **ES 17-32** 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).

12. Adjournment

Note: This meeting is open to the public. All interested persons are welcome to attend. Council members of the City of Maricopa City Council will attend either in person or by telephonic conference or video communication. 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) 316-6970.