



City of Maricopa

Meeting Minutes - Final City Council Regular Meeting

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

Mayor Christian Price
Vice-Mayor Peggy J. Chapados
Councilmember Marvin L. Brown
Councilwoman Julia R. Gusse
Councilmember Vincent Manfredi
Councilmember Nancy Smith
Councilmember Henry M. Wade Jr.

Tuesday, March 20, 2018

7:00 PM

Council Chambers

1. Call to Order

The City Council regular meeting was called to order at 7:22 p.m. Pastor Jonathan Klemm from Jericho Way Ministries gave the invocation. Councilmember Brown led the meeting attendees in the Pledge of Allegiance.

2. Roll Call

Present: 7 - Councilmember Vincent Manfredi, Councilmember Henry Wade, Councilwoman Julia R. Gusse, Mayor Christian Price, Councilmember Nancy Smith, Vice Mayor Peggy Chapados and Councilmember Marvin L. Brown

3. Proclamations, Acknowledgements and Awards

Mayor Price invited the veterans that participated in the 2018 O'Odham Tash Parade in Casa Grande to the front. He recognized them for winning first place in the motorized float and presented them with the first place ribbon.

3.1 [PROC 18-02](#)

Women's History Month Proclamation

Mayor Price invited President of the Maricopa Zonta Club, Debbie Angewood and all the women in the audience to the front. He read the proclamation and proclaimed the month of March 2018 as Women's History Month in the City of Maricopa. He presented the proclamation to Debbie Angewood and posed for pictures.

Read

4. Report from the Mayor

Mayor Price reported attending various Maricopa Association of Governments (MAG) meetings. He reported attending the inaugural Air Canada flight to Montreal along with other organizations such as the Canada Arizona Business Council, MAG and the Greater Phoenix Economic Council (GPEC). He stated it was a delegation trip meant to increase trade and elaborated. He reported on the trip to Washington D.C. and elaborated on the topics of discussion. He reported his participation in the Maricopa Weight Loss Challenge and the celebration. He gave information on the health challenge. He announced that Denny's and Edison Point were now open. He elaborated on the development process and economic development. He reported attending the

Against Abuse gala and various Arizona Leagues of Cities and Towns Officer's meetings. He elaborated on legislature and noted Intergovernmental Affairs Director, Dale Wiebusch would present on the City's Legislative Platform. Next, he gave information on the voter approved Propositions 416 and 417 which would authorize money for fixes of State Route 347 and elaborated on the Pinal Regional Transportation Authority (RTA) and the Citizens Oversight Committee. He announced he selected Tena Dugan to sit on the committee. Lastly he announced that residents Pete Masiel and his wife passed away in an automobile accident. A video on overcoming obstacles featuring Mr. Masiel was played in his memory. Vice Mayor Chapados asked the audience to join her in wishing Mayor Price a happy birthday.

5. Report from the City Manager

Interim City Manager Trisha Sorensen invited Interim Community Services Director, Fred Gray to talk about the Maricopa Weight Loss Challenge. A brief video on the challenge was played. Mr. Gray asked for participants to stand for recognition.

6. Call to the Public

Niya, Emahni and other members of the Maricopa Health and Wellness Club gave information on their red carpet Prom Fashion Show. She gave information on the event to take place on Friday, March 23 at the Maricopa Performing Arts Center. She stated the red carpet would start at 6 p.m. and the fashion show and awards ceremony would start at 7 p.m.

Maricopa Pickleball Ambassador, Rocky Myers requested the addition of more pickleball courts in the City. He asked pickleball players in the audience to stand. He gave information on other cities that were adding pickleball courts. He stated he received a bid of \$138,000 to build 4 new courts, a bid of \$17,026 to convert the west tennis court at Copper Sky and \$24,347 to convert the tennis courts at Pacana Park. He encouraged the Council to review the bids and consider them during the budget process. He elaborated and handed the bids to the Mayor and Council.

Fernando Figueroa also spoke in favor of adding more pickleball courts and added it was a way to spend time with his family away from technology.

Wayne Werbelow wished Mayor Price a happy birthday. He spoke in favor of adding pickleball courts in the City. He stated that at the request of Mr. Myers, he and his wife monitored the activity in the tennis courts at Pacana Park and Copper Sky for about a month. He noted a spreadsheet was created to document how many people played tennis ball versus pickleball and added the document was included with the bids.

Robert Savage spoke in favor of adding pickleball courts in the City.

Judith Zaimont wished the Mayor a happy birthday. She announced the following events: 1- The Maricopa Circle Chamber Orchestra spring concert on Saturday, March 31 at the Maricopa Agricultural Center at 7 p.m. 2- The Maricopa Center for Entrepreneurship (MCE) opening reception featuring weaver Tiffany Yazzie on Thursday, April 5 at 5:30 p.m. at MCE. 3- The Maricopa Community Theatre's production of Water by the Spoonful on May 4 & 5 at Honeycutt Coffee. 4- A textile exhibit on the month of May.

Cynthia Morgan wished the Mayor a happy birthday. She spoke regarding the City's contract with MCE and gave background on the City's relationship with the Maricopa

Chamber of Commerce. She asked that the Chamber of Commerce be given the opportunity for 6 months to keep it local.

Shelley Gillespie wished the Mayor a happy birthday and thanked him and Council for their support of the Copa Shorts Film Fest. She thanked everyone involved and recognized the local winners and submissions. She thanked May Donahue, who designed the cover. She gave information on next year's event including a crowd funding campaign.

Will L. spoke in support of adding pickleball courts. He stated that playing pickleball was a factor in his weight loss.

7. Minutes

- 7.1 [MIN 18-25](#) Approval of Minutes from the February 20, 2018 City Council Work Session.

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

- 7.2 [MIN 18-26](#) Approval of Minutes from the February 20, 2018 City Council Regular meeting.

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

- 9.1 [RES 18-08](#) A Resolution of the Mayor and City Council of the City of Maricopa, Arizona supporting the submission of a grant application to the Gila River Indian Community for funding Maricopa Community Alliance Against Substance Abuse (Maricopa CAASA) for two (2) part-time mentors and agreeing to act as the designated fiscal agent of such funding. Discussion and Action.

This Resolution was Approved.

- 9.2 [MISC 18-05](#) 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 2017/2018 pursuant to City Purchasing Code, Article IV, Section 3-213(e) "Cumulative Annual Purchases in Excess of \$25,000" with the vendors listed (highlighted) on the attached spreadsheet. Discussion and Action.

This Miscellaneous Item was Approved.

- 9.3 [MISC 18-06](#) The Mayor and City Council shall discuss and possibly take action to ratify the submission of a grant application for Transportation Alternatives through the Arizona Department of Transportation's Safe Routes to School Program, in an amount not to

exceed \$188,196 for installation of 1,425 linear feet of sidewalk adjacent to State Route 347 and the Fry's Shopping Center. There is a local match cost totaling \$86,815 for this project; these local match funds will be taken from County Road Tax, Transportation, Street Projects-Capital (30055155-67750-34005). Ratification of a grant application includes designating the City Manager the authority to sign all documents necessary to complete the grant application. Discussion and Action.

This Miscellaneous Item was Approved.

9.4 [MOU 18-02](#)

The Mayor and City Council shall discuss and possibly take action to approve a Memorandum of Understanding with Electrical District No. 3 (ED3) for future improvements to Bowlin Road. Discussion and Action.

This Memorandum of Understanding was Approved.

9.5 [BDGT 18-01](#)

The Mayor and City Council shall discuss and possibly take action on approving funding for the recruitment of a City Manager in an amount not to exceed \$35,000 and to authorize a transfer from contingency (10010000-99000) to City Manager, Professional and Occupational (10011115-53320) for the payment to Springsted - Waters (\$24,500) and payment of necessary travel expenses (\$10,500). Discussion and Action.

This Budgetary Transfer was Approved.

9.6 [SPEVLIQ 18-02](#)

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 Michael Kemery on behalf of Maricopa Music Festival LLC. for a special event known as Maricopa Music Festival (to be hosted by Chrystal O'jon) on Saturday, April 7, 2018 at 44345 W Martin Luther King Blvd.. Discussion and Action.

This Special Event Liquor License was Approved.

9.7 [SPEVLIQ 18-03](#)

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 a special event to be held on May 5, 2018 at 20942 N. Province Parkway, Maricopa, Arizona 85138. Discussion and Action.

This Special Event Liquor License was Approved.

9.8 [CON 18-10](#)

The Mayor and City Council shall discuss and possibly take action on approval of a contract with Sunland Asphalt in an amount not to exceed \$1,103,754 for road repair and pavement preservation of City streets being paid from ½ Cent Road Tax Fund-Transportation, Street Projects-Capital, Street Maintenance (30055155-67750-34005). 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.

9.9 [SPEVLIQ 18-04](#)

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 James R. Irving on behalf of the Maricopa Cultural Activity Center, Inc. (Friends of the Maricopa Public Library) to host a beer garden for the Salsa Festival on Saturday, March 24, 2018, at the Copper Sky Regional Park located at 44345 W

Martin Luther King Blvd. Discussion and Action.

This Special Event Liquor License was Approved.

10. Regular Agenda

10.1 [APP 18-01](#)

The Mayor and City Council shall discuss and possibly take action on making appointments to the Arts Committee. Discussion and Action.

Councilmember Smith nominated Skyler Sharpe for appointment, Councilmember Wade nominated Shelley Gillespie, Councilmember Brown nominated Judith Zaimont, Vice Mayor Chapados nominated Cynthia Portrey, Councilmember Manfredi nominated Angelina Martin, Councilwoman Gusse nominated Matt Ortega and Mayor Price nominated Carrie Vargas.

A motion was made by Vice Mayor Chapados, seconded by Councilmember Brown, that the nominations be Appointed. The motion carried by a unanimous vote.

10.2 [APP 18-02](#)

The Mayor and City Council shall discuss and possibly take action on appointing one citizen to fill a vacancy to the Cultural Affairs Advisory Committee. Discussion and Action.

Vice Mayor Chapados added that Mrs. Portrey resigned from the Cultural Affairs Committee to serve on the Arts Committee. She nominated Viola Najar to fill the open position.

A motion was made by Vice Mayor Chapados, seconded by Councilmember Wade, that this Appointment be Appointed. The motion carried by a unanimous vote.

10.3 [PRES 18-10](#)

The Mayor and City Council shall hear a presentation on the State Legislative activity and pertinent issues to date. Discussion only.

Intergovernmental Affairs Director, Dale Wiebusch gave a PowerPoint Presentation on the Legislative Session. He detailed pertinent issues including: House Bill (HB) 2501 on PTSD worker's compensation presumption, HB 2579 on cable licensing authority, and Senate Bill (SB) 1392 and HB 2479 on TPT (transaction privilege tax) on digital goods and services. Councilmember Wade inquired if the TPT was associated with the Realtors Association. Mr. Wiebusch elaborated that they were not connected. Councilmember Brown inquired about the budget for education. Mr. Wiebusch elaborated and continued his presentation with the following pertinent issues: SB 1404 and HB 2352 on occupational license regulations, HB 2126 on Government Property Lease Excise Tax (GPLET), HB 2333 on local regulations of home based businesses, HB 2371 on mobile food vendors state licensure, HB 2182 on campaign finance, the Governor's School Safety Plan, HB 2166 on vehicle fees, SB 1146 on the county excise tax for transportation and the budget. He opened the floor for questions.

Councilmember Smith thanked Mr. Wiebusch and emphasized it was important to be involved in the legislature session process. Councilmember Manfredi inquired about the HURF sweeps, budget allocation and about the campaign finance hearing. Mr. Wiebusch elaborated and a brief discussion ensued.

The Presentation was heard.

10.4 [CON 18-08](#)

The Mayor and City Council shall discuss and possibly take action on approving a three year contract with Buxton Company to provide retail attraction data and

psychographic profiles and resources in an amount not to exceed \$50,000 per year. \$35,000 will be funded from General Fund, Economic Development, Technical (53340) and \$15,000 will be funded from General Fund, Economic Development, Advertising (55540). Discussion and Action.

Economic Development Director, Denyse Airheart gave background on the proposed contract. She stated the Buxton Company would provide additional retail attraction resources. She turned the presentation over to Parker Key, with the Buxton Company, for additional information.

Mr. Key gave further information on the Buxton Company including: retail experience, performance results and their Arizona experience. He detailed their data and methodologies and discussed targeted retail recruitment. He detailed the Scout Delivery Platform. He discussed market insights and business tools. He detailed account implementation and support.

Councilmember Brown discussed a similar contract in 2008 and expressed concerns that there were no results. Mr. Key explained that 2008 was a bad time for economic development in general and elaborated. Councilmember Smith inquired about their list of partners. Mr. Key elaborated that partnerships were cyclical. Discussion ensued. Councilmember Wade inquired about the expectations of the contract schedule. Discussion ensued. Mr. Key continued his presentation and discussed population and trade area. He detailed the advantages of Buxton and opened the floor for questions.

Vice Mayor Chapados spoke in support of the contract and added the evaluation process would be critical. She thanked Mr. Key and Mrs. Airheart. Councilmember Manfredi asked if the Scout Platform would be available for everyone within Maricopa. Mr. Key responded they would offer 4 log-in points and elaborated. Councilmember Manfredi stated there were already tools like MEDA (Maricopa Economic Development Alliance) and GPEC (Greater Phoenix Economic Council) and he did not see a need for the services. Mrs. Airheart noted that GPEC and MEDA did not focus on retail attraction and elaborated. Discussion ensued. Councilmember Smith asked Mrs. Airheart how the contract would benefit her department. Mrs. Airheart explained it would allow her to strategize and go after specific businesses. Councilmember Smith inquired if she had reached out to other cities who have worked with Buxton for feedback. Mrs. Airheart stated they reached out to Flagstaff in addition to making reference calls. Mayor Price discussed the benefits and elaborated on economic development. Councilwoman Gusse asked if approving the contract would mean Mrs. Airheart would stop attending the International Council of Shopping Centers (ICSC) conferences. Mrs. Airheart stated that she would attend the conferences better equipped and elaborated. Next, Councilwoman Gusse inquired about challenges such as lack of shovel ready sites and flood issues. Mr. Key elaborated.

A motion was made by Councilmember Smith, seconded by Vice Mayor Chapados, that this Contract be Approved. The motion carried by the following vote:

Aye: 6 - Councilmember Henry Wade, Councilwoman Julia R. Gusse, Mayor Christian Price, Councilmember Nancy Smith, Vice Mayor Peggy Chapados and Councilmember Marvin L. Brown

Nay: 1 - Councilmember Vincent Manfredi

10.5 [RES 18-09](#)

A Resolution of the Mayor and City Council of the City of Maricopa, Arizona, approving and adopting the Fourth Amendment to Development Agreement between the City of Maricopa and CAPDEVL060, LLC, an Arizona limited liability company, in compliance

with A.R.S. §9-500.05. Discussion and Action.

Economic Development Director, Denyse Airheart gave a brief background on the agreement.

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

Aye: 7 - Councilmember Vincent Manfredi, Councilmember Henry Wade, Councilwoman Julia R. Gusse, Mayor Christian Price, Councilmember Nancy Smith, Vice Mayor Peggy Chapados and Councilmember Marvin L. Brown

11. Executive Session

A motion was made by Vice Mayor Peggy J. Chapados, seconded by Councilmember Nancy Smith, to move into Executive Session at 10:02 p.m. The motion carried unanimously.

- 11.1 ES 18-10** The Maricopa City Council may go into executive session for the purpose of discussion or consultation with the City Attorney and representatives of the City in order to discuss and get legal advice regarding the enforceability of the proposed stipulations related to the requested Planned Area Development (PAD) for Anderson Russell, and to get direction on how to proceed, pursuant to A.R.S. §38-431.03(A)(3).
- 11.2 ES 18-11** 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 revise the 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).
- 11.3 ES 18-12** 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 revise the 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).
- 11.4 ES 18-13** 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 revise the 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

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 20th day of March, 2018. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 3rd day of April, 2018.

Vanessa Bueras
City Clerk