

**TOWN OF BUCKEYE
REGULAR COUNCIL MEETING
JUNE 15, 2010**

MINUTES

**Town Council Chambers
530 E. Monroe Ave.
Buckeye, AZ 85326
6:00 p.m.**

1. Call to Order/Invocation/ Pledge of Allegiance/Roll Call

Mayor Meck called the meeting to order at 6:00 p.m.

Members Present: Councilmember Strauss, Councilmember Garza (via telephone conference), Councilmember May, Councilmember Orsborn, Councilmember Heustis, Vice Mayor McAchran, and Mayor Meck.

Members Absent: None.

Departments Present: Interim Town Manager Stephen Cleveland, Assistant Town Manager/Interim Community Development Director Jeanine Guy, Town Attorney Scott Ruby, Town Clerk Lucinda Aja, Deputy Town Clerk Deborah Harrell, Assistant to Town Council Carol Conley, Fire Chief Bob Costello, Water Resources Director Damon Dequenne, Public Information Officer Carolyn Dyer, Information Technology Director Dee Hathaway, Human Resources Director Nancy Love, Public Works Director Scott Lowe, Police Chief Mark Mann, Finance Director Gail Reese, Town Engineer Woody Scoutten, and Community Services Director Cheryl Sedig.

2A. Comments from the Public – Mr. Dave Eldridge (29350 W Mitchell Avenue) spoke in opposition of the sales tax and property tax increases.

2B. Awards/Presentations/Proclamations - None

3. Minutes – None.

4. Expenditures

A motion was made by Vice Mayor McAchran and seconded by Councilmember Strauss to approve the invoices due by the Town for payment. Motion passed unanimously. Copies of invoices are available at Town Hall.

CONSENT AGENDA ITEMS

Approval of items on the Consent Agenda are considered to be routine matters and will be enacted by one motion and vote of the Town Council unless a Councilmember requests an item be pulled for discussion. Councilmember May requested Items *5B, *5C, and *5D be pulled for discussion, Councilmember Heustis requested Item *5H be pulled for discussion, and Vice Mayor McAchran requested Item *5L be pulled for discussion. A motion was made by Councilmember Heustis and seconded by Councilmember Strauss to approve Items *5A, *5E, *5F, *5G, *5I, *5J, *5K, and *5M. Items *5A, *5E, *5F, *5G, *5I, *5J, *5K passed unanimously. Councilmember Strauss, Councilmember Garza, Councilmember Orsborn, Councilmember Heustis, Vice Mayor McAchran, and Mayor Meck voted aye on *Item 5M, Councilmember May voted nay on Item *5M. Motion carried.

***5. New Business**

***5A. Action CoxCom, Inc. Cable Communication License Agreement Extension
Staff Liaison: Dee Hathaway, Information Technology Director
District No. All**

Council approved an agreement temporarily extending a cable communication license agreement with CoxCom, Inc. through November 30th, 2010.

***5B. Roosevelt Citrus Acres Unit 3 Block 3 Lot 18 Final Replat**
Staff Liaison: Adam Zaklikowski, Associate Planner
District No. 6

This item was pulled for discussion by Councilmember May. Mr. Zaklikowski briefed Council and referenced a letter and notes received June 15, 2010 from a property owner who has been actively involved in the process for five years. Staff agrees that the issues and concerns that Mr. Brent Ruddy raised should be coordinated with the developer directly and not with the Town. Mr. Scoutten indicated that the final plats have been through an extensive review process. Mr. Zaklikowski stated that staff is recommending approval and the next step would be to submit the mylar plans for recordation and noted that the Town cannot force Mr. Ruddy to sign the mylars. Mr. Scott Ruby stated that this particular property owner has complaints against the original seller of the property. Mr. Peter Spiess (420 W. Roosevelt Street) was available to answer Council's questions on behalf of the applicant. A motion was made by Vice Mayor McAchran and seconded by Councilmember Orsborn to approve (Case No. FP09-05) Roosevelt Citrus Acres Unit 3 Block 3 Lot 18 Final Replat, a subdivision of an approximately 4.48 acre area into 4 lots east of the southeast corner of Rainbow Road and Roeser Road. Motion passed unanimously.

***5C. Roosevelt Citrus Acres Unit 3 Block 3 Lot 20 Final Replat**
Staff Liaison: Adam Zaklikowski, Associate Planner
District No. 6

This item was pulled for discussion by Councilmember May. A motion was made by Vice Mayor McAchran and seconded by Councilmember Orsborn to approve (Case No. FP09-06) Roosevelt Citrus Acres Unit 3 Block 3 Lot 20 Final Replat, a subdivision of an approximately 4.85 acre area into 4 lots east of the southeast corner of Rainbow Road and Roeser Road. Motion passed unanimously.

***5D. Roosevelt Citrus Acres Unit 3 Block 3 Lot 22 Final Replat**
Staff Liaison: Adam Zaklikowski, Associate Planner
District No. 6

This item was pulled for discussion by Councilmember May. A motion was made by Vice Mayor McAchran and seconded by Councilmember Orsborn to approve (Case No. FP09-07) Roosevelt Citrus Acres Unit 3 Block 3 Lot 22 Final Replat, a subdivision of an approximately 4.85 acre area into 4 lots east of the southeast corner of Rainbow Road and Roeser Road. Motion passed unanimously.

***5E. Resolution No. 100-10 Fiscal Year 2010/2011 Holiday Schedule and Declaring an Emergency**
Staff Liaison: Nancy Love, Human Resources Director
District No. N/A

Council adopted Resolution No. 100-10 designating 96-hours of official Town holidays for Fiscal Year 2010/2011 and declaring an emergency.

***5F. Change Order No. 3 Contract No. PW-2007-DS-0018 Perlman Architects: Buckeye Fire Station 703 (Verrado)**
Staff Liaison: Bob Costello, Fire Chief
District No. 6

Council approved Change Order No. 3 to Contract No. PW-2007-DS-0018 with Perlman Architects for design services for LEED and environmental requirements for construction of Buckeye Fire Department, Fire House (No. 3) at Verrado, to be funded from Account No.107-50-2058 (Verrado Fire Station Construction Fund-Impact Fees) in an amount not to exceed \$128,457.00.

***5G. Award of Contract No. CS-0609-CMR-0168 to Concord General Contracting for Construction Manager at Risk (CM@R) Services for A-Wing Improvement and Authorizing the Town Manager to Sign Task Order Documents as Necessary or Appropriate**
Staff Liaison: Gail Reese, Finance Director
District No. All

Council approved the award of Contract # CS-0609-CMR-0168 with Concord General Contracting for Construction Manager at Risk (CM@R) Services for A-Wing Improvement and authorizes the Town Manager to sign task order documents as necessary or appropriate.

***5H. Resolution No. 89-10 Amendment No. 1 to the Memorandum of Understanding (MOU) with Buckeye Main Street Coalition, Inc. to Extend the Term, Amend the Scope of Revitalization Services to be Provided, and to Amend the Compensation to be Paid for Revitalization Services**

Staff Liaison: Gail Reese, Finance Director

District No. All

This item was pulled for discussion by Councilmember Heustis. A motion was made by Councilmember Heustis and seconded by Vice Mayor McAchran to continue (set aside) to the July 20th Regular Council meeting the adoption of Resolution No. 89-10, approving Amendment No. 1 to the Memorandum of Understanding (MOU) with Buckeye Main Street Coalition, Inc. to extend the term of the MOU, to amend the scope of revitalization services to be provided, and to amend the compensation to be paid for revitalization services, to be funded from Fund No. 180-50-1115 (Downtown Revitalization), in an amount not to exceed \$59,400. Motion passed unanimously.

***5I. Contract No. PW-0510-CS-0203 with Regional Pavement Maintenance of Arizona, Inc. Type II Slurry and Rubberized Crack Seal and Mill and Pave**

Staff Liaison: Scott Lowe, Public Works Director

District No. 1, 2

Council approved Contract No. PW-0510-CS-0203 with Regional Pavement Maintenance of Arizona, Inc. for Type II Slurry and Rubberized Crack Seal services and Mill and Pave on Beloit Road/Irwin Avenue to be funded from Account No. 610-50-1947 (Maricopa County IGA-ROW Annex) in a total amount not to exceed \$289,100.34.

***5J. Buckeye Regional Wireless Cooperative Public Safety Radio System Expansion**

Staff Liaison: Bob Costello Fire Chief / Mark Mann, Interim Police Chief

District No. All

Council approved the Buckeye Regional Wireless Cooperative Public Safety Radio System Expansion, through Police Department Impact Fees GL# 102-50-2014 in an amount not to exceed \$2,822,105.00 and authorize the Town Manager to execute any and all necessary contracts.

***5K. Resolution No. 103-10 Approving an Intergovernmental Agreement (IGA) between Maricopa County Administered by its Human Services Department and the Town of to Provide Funding During FY2010-2011 for Community Action Program; And Authorizing the Town Manager to Sign All Necessary Documents**

Staff Liaison: Cheryl Sedig, Community Services Director

District No. All

Council adopted Resolution No. 103-10, approving an Intergovernmental Agreement (IGA) between Maricopa County administered by its Human Services Department and the Town of Buckeye, Community Services Department related to the Community Action Program (CAP) for salary reimbursement effective July 1, 2010 to June 30, 2011, from Account No. 063-47-4366 (Income) and Account No. 063-50-various (Operations) in the amount not to exceed \$113,074; and authorizing the Town's Execution and delivery of said agreement.

***5L. Resolution No. 104-10 to Approve Contract #2011-07-BKY with Area Agency on Aging Region One, Incorporated for \$173,418 to Provide Funding During FY2010-2011 for Congregate Meals, Home-Delivered Meals, Transportation and Operating Support for the Town of Buckeye Community Center; Authorizing the Town Manager to Sign All Necessary Documents**

Staff Liaison: Cheryl Sedig, Community Services Director

District No. All

This item was pulled for discussion by Vice Mayor McAchran. Ms. Sedig informed Council that staff is recommending this item be tabled to the July 20th Council meeting. A motion was made by Vice Mayor McAchran and seconded by Councilmember Orsborn to table Resolution No.104-10, awarding Contract No. 2011-07-BKY to the Area Agency on Aging Region One, Incorporated for congregate meals, home-delivered meals, transportation assistance and operating support for the Town of Buckeye Community Center to be funded from Account No. 074-48-4361 (Income) and Account No. 074-50-various (Operations) in an amount not to exceed \$173,418 to the July 20th Council meeting. Motion passed unanimously.

***5M. Special Event Liquor License – Laveen Elite 4-H Riders Fundraiser – Buckeye Equestrian Center**
Staff Liaison: Sarah Pratte, Business License Coordinator
District No. 6

Council approved the Special Event Liquor License for the Laveen Elite 4-H Riders Fundraiser event to be held on June 19, 2010 at the Buckeye Equestrian Center. Request by Suzanne Barnes on behalf of the Laveen Elite 4-H Riders.

6. Continued / Tabled Items-None

7. Public Hearings / Non-Consent - New Business

7A. Action and Public Hearing Resolution No. 76-10 Establishing a Multi-Family Rate Category; Establishing Multi-Family Water Rates to be Incrementally Increased Over a Period of Two Years; Establishing Multi-Family Wastewater Rates to be Incrementally Increased Effective July 2011; Establishing an Effective Date; and Repealing Conflicting Resolutions
Staff Liaison: Damon Dequenne, Water Resources Director
District No. All

Mayor Meck opened the public hearing at 6:25 p.m. to hear citizen input regarding Resolution No. 76-10 Establishing a Multi-Family Rate Category; Establishing Multi-Family Water Rates to be Incrementally Increased Over a Period of Two Years; Establishing Multi-Family Wastewater Rates to be Incrementally Increased Effective July 2011; Establishing an Effective Date; and Repealing Conflicting Resolutions. Mr. Dequenne presented Council a briefing on the Multi-Family Water Rates and was available to answer Council's questions. There being no public speakers for this item Mayor Meck closed the public hearing at 6:28 p.m. A motion was made by Councilmember Orsborn and seconded by Vice Mayor McAchran to adopt Resolution No. 76-10, Establishing a Multi-Family Rate Category; Establishing Multi-Family Water Rates to be Incrementally Increased over a Period of Two Years; Establishing Multi-Family Wastewater Rates to be Incrementally Increased Effective July 2011; Establishing an Effective Date; and Repealing Conflicting Resolutions. Motion passed unanimously.

7B. Action Resolution No. 99-10 Adoption of the 2010 Maricopa County Community Wildfire Protection Plan; and authorize the Town Manager and Fire Chief to Sign All Necessary Documents
Staff Liaison: Bob Costello, Fire Chief
District No. All

Chief Costello provided an overview of the 2010 Maricopa County Community Wildfire Protection Plan and was available to answer questions. Chief Costello made a correction; the agenda should read the Mayor and Fire Chief to sign all necessary documents. A motion was made by Vice Mayor McAchran and seconded by Councilmember Heustis to adopt Resolution No. 99-10, adopting the 2010 Maricopa County Community Wildfire Protection Plan; and authorize the Mayor and Fire Chief to sign all necessary documents. Motion passed unanimously.

8. Town Manager's Report

Mr. Cleveland recognized two individuals retiring at the end of the month; first, acknowledging Ms. Jeanine Guy for her contribution to the organization and to the growth of our community contributing endless hours to the success of the transition that we have made, and also thanked Ms. Gail Reese for her leadership and direction in terms of what we have accomplished regarding the budget and has ultimate respect for her level of determination and knowledge. Mr. Cleveland informed Council that there will be an event on June 30 and details will be forthcoming giving everyone an opportunity to recognize Ms. Guy and Ms. Reese.

9. Comments from the Mayor and Council

Councilmember Garza – Thanked Ms. Reese for her endless work on the budget and thanked Ms. Guy for her many years of service to the Town and the community.

Councilmember Heustis – Thanked Ms. Guy for her service to the Town and Ms. Reese for the information she has provided.

Councilmember Orsborn – Thanked both Ms. Guy and Ms. Reese for their service.

Councilmember May - Wished both Ms. Guy and Ms. Reese the best and thanked them for their service.

Vice Mayor McAchran – Thanked Ms. Guy for her patience and leadership; it is so much appreciated. Thanked Ms. Reese for her leadership through a tough financial situation.

Councilmember Strauss – Thanked Ms. Guy for her dedication, staying the course through the ups and downs. Thanked Ms. Reese for stepping into a situation, managing finances and bringing such clarity. Thank you so much.

Mayor Meck – Expressed his appreciation to Ms. Guy for her commitment to Buckeye and leaving a legacy with parks and recreation. Mayor stated that the Town could never thank her enough for what she has done. Mayor Meck thanked Ms. Reese for her time and service in crunching the numbers and is comfortable that we are where we need to be. Thank you both for your dedication and service and I wish you the very best of luck.

10. Adjournment

A motion was made by Vice Mayor McAchran and seconded by Councilmember Heustis to adjourn the meeting at 6:46 p.m. Motion passed unanimously.

Jackie A. Meck, Mayor

ATTEST:

Lucinda J. Aja, Town Clerk

I hereby certify that the foregoing minutes are a true and correct copy of the Regular Council Meeting on the 15th day of June, 2010. I further certify that a quorum was present.

Lucinda J. Aja, Town Clerk