

**CITY OF BUCKEYE
REGULAR COUNCIL MEETING
NOVEMBER 4, 2014
MINUTES**

**City 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 6:01 p.m. Bob Lind, Community Church of Buckeye, led the invocation.

Members Present: Councilmember Garza, Councilmember Strauss, Councilmember Hess, Councilmember McAchran, Councilmember Heustis, Vice Mayor Orsborn (arrived at 6:15 p.m.), and Mayor Meck.

Members Absent: None.

Departments Present: City Manager Stephen Cleveland, Assistant City Manager Roger Klingler, City Attorney Scott Ruby, City Clerk Lucinda Aja, Assistant to Council Carol Conley, Fire Chief Bob Costello, Police Chief Larry Hall, Economic Development Director Len Becker, Finance Director Larry Price, Community Services Director Cheryl Sedig, Public Works Director Scott Lowe, Human Resources Director Nancy Love, Water Resources Director Dave Nigh, City Engineer Scott Zipprich, IT Director Greg Platacz, Planning Manager Terri Hogan, Library Manager Jana White, and Construction and Contracting Manager Chris Williams.

2A. Comments from the Public

Richard Hopkins, Buckeye Lions Club, (PO Box 233), expressed gratitude to the City of Buckeye for non-profit grant recently received by Buckeye Lions Club; the funds were used to purchase a new vision screening machine.

Charles Waters, All Faith Communities, (900 South Sundance Parkway), presented information related to upcoming events including the fundraiser to be held January 10, 2015, sponsored by CORE Construction and Sundance Adult Active Adult Homeowner's Association; the "Chase for the Food" event, sponsored by Wal-Mart and Tom Jones Ford, with tickets sold every Saturday from November 8, 2014 through January 3, 2015; the community wide furniture and clothing sweep to be held January 3, 2014; and the golf tournament fundraiser to be held January 10, 2014. All residents and staff were invited to attend.

2B. Awards/Presentations/Proclamations

Mayor Meck proclaimed the month of November as “American Diabetes Month”.

Mayor Meck presented awards in recognition and appreciation of sponsorship for the Buckeye Marathon to Cancer Treatment Centers of America, Pulte, El Dorado Holdings, Stardust, Republic Services and Banner Hospital.

3. Minutes

A motion was made by Councilmember Heustis and seconded by Councilmember McAchran to approve the minutes of the October 7, 2014 Council Workshop and Regular Council Meeting. Motion passed unanimously.

4. Expenditures

A motion was made by Councilmember Strauss and seconded by Vice Mayor Orsborn to ratify the payment of the accounts payable expenditures made. Copies of invoices are available at City Hall. Motion passed unanimously.

CONSENT AGENDA ITEMS

Approval of items on the Consent Agenda - All items with an (*) are considered to be routine matters. A motion was made by Councilmember Heustis and seconded by Councilmember Hess to approve Consent Items *5A, *5B, *5C, *5D, *5E, *5F, and *5G, with a correction to Item *5D reflecting a Resolution No. of 112-14. Motion passed unanimously.

***5. New Business**

- *5A. Resolution No. 109-14 Accepting a Petition, Waiver and Consent to Formation of a Municipal Street Lighting Improvement District by the City of Buckeye; Declaring the Intention to Form a Street Lighting Improvement District Within the Corporate Limits of the City of Buckeye; Designating Such District as "City of Buckeye, Street Lighting Improvement District No. 2013-SLID-001"; Providing for the Annual Levy of Taxes or an Annual Assessment Equally Apportioned Upon All of the Property Owners of the District to Purchase Energy for the Lighting of Public Streets and Public Parks Within and Adjacent to Streets In, or Adjacent to the District; Declaring an Emergency
Staff Liaison: Scott Lowe, Public Works Director
District No. 4**

Council adopted Resolution No. 109-14 accepting a petition, waiver and consent to formation of a Municipal Street Lighting Improvement District by the City of Buckeye; declaring the intention to form a Street Lighting Improvement District within the corporate limits of the City of Buckeye; designating such District as "City of Buckeye, Street Lighting Improvement District No. 2013-SLID-001"; providing for the annual levy of taxes or an annual assessment equally apportioned upon all of the property owners of the District to purchase energy for the lighting of public streets and public parks within and adjacent to streets in, or adjacent to the District; declaring an emergency.

- *5B. Resolution No. 110-14 Ordering the Work as Described in Resolution of Intention No. 109-14; and the Formation of the City of Buckeye Street Lighting Improvement District No. 2013-SLID-001; Declaring an Emergency
Staff Liaison: Scott Lowe, Public Works Director
District No. 4**

Council adopted Resolution No. 110-14 ordering the work and formation of the City of Buckeye Street Lighting Improvement District No. 2013-SLID-001; declaring an emergency.

- *5C. Resolution No. 111-14 Accepting a Petition, Waiver and Consent to Formation of a Municipal Parkway Maintenance Improvement District by the City of Buckeye; Declaring the Intention to Form a Parkway Maintenance Improvement District Within the Corporate Limits of the City of Buckeye; Designating Such District as “City of Buckeye, Parkway Maintenance Improvement District No. 2013-MID-001”; Providing for the Annual Levy of Taxes or an Annual Assessment Against the Lots Within the District in Proportion to the Benefits Received; Declaring an Emergency
Staff Liaison: Scott Lowe, Public Works Director
District No. 4**

Council adopted Resolution No. 111-14 accepting a petition, waiver and consent to formation of a Municipal Parkway Maintenance Improvement District by the City of Buckeye; declaring the intention to form a Parkway Maintenance Improvement District within the corporate limits of the City of Buckeye; designating such District as “City of Buckeye, Parkway Maintenance Improvement District No. 2013-MID-001”; providing for the annual levy of taxes or an annual assessment against the lots within the District in proportion to the benefits received; declaring an emergency.

- *5D. Resolution No. 112-14 Ordering the Work as Described in Resolution of Intention No. 111-14; Ordering Formation of City of Buckeye Parkway Maintenance Improvement District No. 2013-MID-001; Declaring an Emergency
Staff Liaison: Scott Lowe, Public Works Director
District No. 4**

Council adopted Resolution No. 112-14, with an amendment to the Resolution No. from 110-14 to 112-14, ordering the work and formation of City of Buckeye Parkway Maintenance Improvement District No. 2013-MID-001; declaring an emergency.

- *5E. Resolution No. 116-14 Approving Contract No. 2014-015 for License and Services for Tyler Technologies, Inc., Enterprise Resource Planning System (ERP)
Staff Liaison: Greg Platacz, Information Technology Director
District No. N/A**

Council adopted Resolution No. 116-14 approving Contract No. 2014-015 for license and services for Tyler Technologies, Inc., Enterprise Resource Planning System (ERP).

- *5F. Resolution No. 115 -14 Approving the Revised Arizona Mutual Aid Compact With the State of Arizona Relating to the Execution of Mutual Aid in Times of Emergency; Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement
Staff Liaison: Bob Costello, Fire Chief
District No. N/A**

Council adopted Resolution No. 115-14 approving the revised and updated Arizona Mutual Aid Compact with the State of Arizona relating to the execution of mutual aid in times of emergency; authorizing the City Manager to execute and deliver said Agreement.

- *5G. Resolution No. 114-14 Approving the Intergovernmental Agreement Between the State of Arizona, Arizona Department of Fire, Building and Life Safety, Office of Manufactured Housing, and the City of Buckeye, an Arizona Municipal Corporation, for the Enforcement of Installation Standards; Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement
Staff Liaison: George Flores, Development Services Director
Phil Marcotte, Chief Building Official
District No. All**

Council adopted Resolution No. 114-14 Approving the Intergovernmental Agreement between the State of Arizona, Arizona Department of Fire, Building and Life Safety, Office of Manufactured Housing and the City of Buckeye for the enforcement of installation standards; authorizing the Mayor or City Manager to execute and deliver said Agreement.

6. Continued / Tabled Items

7. Public Hearings / Non-Consent - New Business

- 7A. Public Hearing and Action Ordinance No. 16-14 Amending the City of Buckeye Code of Ordinances Chapter 15, Building Regulations; Article 15-2 Building Codes, Section 15-2-2 Residential Code, Related to Accessory Structures, and Section 15-2-5, Electrical Code, Related to Conductor Materials; Providing an Effective Date**
Staff Liaison: Phil Marcotte, Chief Building Official
District No. All

Mayor Meck opened a public hearing at 6:20 p.m. to hear citizen input regarding the Building Code Amendment. Mr. Flores provided an overview of the amendments to the Buckeye Code of Ordinances. The amendment related to building regulations is consistent with the International Residential Code. The amendment related to electrical regulations is supported by developers. Clarification was provided regarding aluminum and copper feeder requirements. There being no further public comment, Mayor Meck closed the public hearing at 6:25 p.m. A motion was made by Councilmember Heustis and seconded by Councilmember McAchran to adopt Ordinance No. 16-14 amending the City of Buckeye Code of Ordinances Chapter 15, Building Regulations; Article 15-2 Building Codes, Section 15-2-2 Residential Code, related to accessory structures, and Article 15-2-5, Electrical Code, related to conductor materials; providing an effective date. Motion passed unanimously.

- 7B. Public Hearing and Action Series 9 Liquor Store Liquor License Application No. 09073502 for Walgreens No. 09175 Located at 23477 West Yuma Road in the City of Buckeye**
Staff Liaison: Lucinda Aja, City Clerk
District No. 4

Mayor Meck opened a public hearing at 6:25 p.m. to hear citizen input regarding the application for a Series 9 (Liquor Store - All Spirituous Liquor) Liquor License, Application No.09073502, for Walgreens No. 09175 located at 23477 West Yuma Road in the City of Buckeye. Ms. Love provided an overview of the request for a Series 9 Liquor Store License by Walgreens No. 09175. Store Managers, Dwayne Lidster and Jim Dens, provided information related to the request; the store is open from 8:00 a.m. through 10:00 p.m.; no incidents related to alcohol have occurred at the store within the past year; the current license is for beer and wine only, the requested license will authorize the sale of spirits as well. There being no further public comment, Mayor Meck closed the public hearing at 6:29 p.m. A motion was made by Councilmember Heustis and seconded by Vice Mayor Orsborn to approve the Series 9 (Liquor Store - All Spirituous Liquor) Liquor License Application No. 09073502 for Walgreens No. 09175 located at 23477 West Yuma Road in Buckeye. Request by Randy Guse of The Walgreen Company. Motion passed unanimously.

- 7C. Action Approval of Boards and Commissions Appointments and Resignations**
Staff Liaison: Lucinda Aja, City Clerk
District No. 1, 3, 4, 5, 6

Boards and Commissions Members were recognized and thanked for their service. A motion was made by Councilmember Heustis and seconded by Councilmember Hess to approve the following changes to Boards and Commissions:

- Reappoint Jim Zwerg (District 3) as a Regular Member on the Planning and Zoning Commission with a term expiration date of December, 2016;
- Reappoint Carol Kempniak (District 3) as a Regular Member on the Planning and Zoning Commission with a term expiration date of December, 2018;
- Reappoint Gregory Clemmons (District 5) as a Regular Member on the Planning and Zoning Commission with a term expiration date of December, 2018;

- Reappoint Clayton Bedoya (District 4) as a Regular Member on the Planning and Zoning Commission with a term expiration date of December, 2018;
- Reappoint Brian Sweiven (District 1) as an Alternate Member on the Planning and Zoning Commission with a term expiration date of December, 2018;
- Reappoint Jeff Schwartz (District 5) as a Regular Member on the Airport Advisory Board with a term expiration date of December, 2018;
- Reappoint Kenyon Spencer (District 6) as a Regular Member on the Airport Advisory Board with a term expiration date of December, 2018;
- Appoint Ted Burton (District 1) as a Regular Member on the Airport Advisory Board with a term expiration date of December, 2018;
- Appoint Jessie Lee (District 6) as an Alternate Member on the Airport Advisory Board, filling the unexpired term of Ted Burton, with a term expiration date of December, 2016;
- Reappoint John Lynch (District 5) as a Regular Member on the Library Advisory Board with a term expiration date of December, 2018;
- Reappoint Clara Silva (District 6) as a Regular Member on the Library Advisory Board with a term expiration date of December, 2018;
- Reappoint Barbara Gunter (District 3) as a Regular Member on the Public Safety Retirement Board (Police) with a term expiration date of December, 2017;
- Reappoint Richard Haydusko (District 5) as a Regular Member on the Public Safety Retirement Board (Police) with a term expiration date of December, 2018;
- Accept the resignation of Russell Hood (District 4) as a Regular Member on the Planning and Zoning Commission;
- Accept the resignation of Dave Reynolds on the Airport Advisory Board.

Motion passed unanimously.

8. City Manager's Report and Government Relations

See attached City Manager's Report.

9. Comments from the Mayor and Council

Councilmember Garza: no comment.

Councilmember Strauss: no comment.

Councilmember Hess: provided information related to "Turkey Fest Six", a fundraising event being held for Thanksgiving 2014.

Councilmember McAchran: reminded residents about the Veterans Day Event to be held on November 11, 2014.

Councilmember Heustis: congratulated Vice Mayor Orsborn on his participation in the New York running event; discussed the Sundance fine arts and craft show is open to the public on November 15, 2014; encouraged participation in upcoming All Faith fundraisers.

Vice Mayor Orsborn: discussed a running event he recently participated in and the Buckeye Marathon scheduled for December 13, 2014.

Mayor Meck: commented on Vice Mayor Orsborn's participation in the recent New York running event.

10. Adjournment

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Strauss to adjourn the meeting at 6:40 p.m. Motion passed unanimously.

Jackie A. Meck, Mayor

ATTEST:

Lucinda J. Aja, City Clerk

I hereby certify that the foregoing minutes are a true and correct copy of the Regular Council Meeting held on the 4th day of November, 2014. I further certify that a quorum was present.

Lucinda J. Aja, City Clerk