

**CITY OF BUCKEYE  
REGULAR COUNCIL MEETING AND EXECUTIVE SESSION  
DECEMBER 16, 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 6:00 p.m. Bishop Richard Burrell, Mount Pleasant Church, led the invocation.

Members Present: Councilmember Garza, Councilmember Strauss, Councilmember Hess, Councilmember McAchran, Councilmember Heustis, Vice Mayor Orsborn, 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, Deputy City Clerk Summer Stewart, 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, Development Services Director George Flores, City Engineer Scott Zipprich, Information Technology Director Greg Platacz, Government Relations Manager George Diaz, Planning Manager Terri Hogan, Library Manager Jana White, and Construction and Contracting Manager Chris Williams.

**2A. Comments from the Public – None.**

**2B. Awards/Presentations/Proclamations**

Mayor Meck presented awards in recognition and appreciation of contributions to the Buckeye Valley Museum renovation project to Chuck Coffman and Ryan Dobson with CORE Construction, Roy Dean with Dean Farms Partnership, Rick Wennberg and Michelle Wennberg with Hometown True Value, Jerry Rovey and Todd Rovey with Flying R Farms, Linda Davis for Roosevelt Irrigation District, Rick Sawyer with Century Glass, and Bill Lawson.

**3. Minutes**

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Strauss to approve the minutes of the November 4, 2014 Council Workshop and Regular Council Meeting and November 17, 2014 Special Council Meeting. Motion passed unanimously.

**4. Expenditures**

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Strauss 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 Hess and seconded by Vice Mayor Orsborn to approve Consent Item \*5A with an amendment to the item reflecting 221<sup>st</sup> Avenue in place and instead of 221<sup>st</sup> Street. Motion passed unanimously.

### \*5. New Business

- \*5A. Ordinance No. 18-14 Authorizing the Acquisition of Real Property for Public Use by Purchase or Condemnation for Street Improvements Located at Yuma and 221<sup>st</sup> Avenue (Sundance Subdivision), Jackrabbit Trail and Indian School Road, and Rooks Road Realignment Project; Authorizing the Mayor, City Attorney and/or City Manager to Execute and Deliver Said Documents**  
Staff Liaison: Scott Zipprich, City Engineer  
District No. 3, 5, 6

Council adopted, with amendments, Ordinance No. 18-14 authorizing the acquisition of real property for public use by purchase or condemnation for street improvements located at Yuma and 221<sup>st</sup> Avenue (Sundance Subdivision), Jackrabbit Trail and Indian School Road, and Rooks Road realignment project; authorizing the Mayor, City Attorney and/or City Manager to execute and deliver said documents.

### 6. Continued / Tabled Items – None.

### 7. Public Hearings / Non-Consent - New Business

- 7A. Action Resolution No. 121-14 Approving the Shopping Center Lease Between the City of Buckeye and Maricopa County Relating to Building B, Suites No. 101-105; Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement**  
Staff Liaison: Scott Lowe, Public Works Director  
District No. 3

Mr. Lowe provided an overview of the request to approve the shopping center lease renewal with Maricopa County. The County has leased space at the Sundance Crossings shopping center since 2010. The renewed lease includes utilities, trash collection, maintenance and custodial services provided for by the City. The lease is for three years with a monthly rent amount of \$18,597.09 for the first year, and escalating rates thereafter. A motion was made by Councilmember Heustis and seconded by Councilmember Hess to adopt Resolution No. 121-14 approving the shopping center lease between the City of Buckeye and Maricopa County, a political subdivision of the State of Arizona, relating to Building B, Suites No. 101-105, of the Sundance Crossing Center, for \$18,597.09 per month with future escalators; authorizing the Mayor or City Manager to execute and deliver said agreement. Motion passed unanimously.

- 7B. Action Resolution No. 122-14 Suspending Until Further Action by Mayor and Council the Water and Wastewater Rates and Charges Effective January 2015, January 2016, and January 2017; Declaring an Emergency**  
Staff Liaison: Dave Nigh, Water Resources Director  
District No. All

Mr. Nigh presented an overview of the request to suspend water and sewer rates previously approved by Council; rates are scheduled to increase January 1, 2015. Council has requested further information before increases are effective. A motion was made by Councilmember Heustis and seconded by Councilmember Strauss to adopt Resolution No. 122-14 suspending until further action by Mayor and Council the water and wastewater rates and charges effective January 2015, January 2016, and January 2017; and Declaring an Emergency. Motion passed unanimously.

**7C. Public Hearing and Action Ordinance No. 19-14 Amending Chapter 7, Article 5, of the City of Buckeye Development Code to Eliminate the Sunset Provision Related to Temporary Signage; Delete Redundant Sections of the Code**  
**Staff Liaison: Ed Boik, Senior Planner**  
**District No. All**

Mayor Meck opened a public hearing at 6:20 p.m. to hear citizen input regarding Temporary Sign Code Amendments. Mr. Boik provided an overview of the request to amend the Buckeye Development Code. The existing code was displayed. The proposed amendment will eliminate the current code expiration date as well as remove duplicative sections. The Temporary Sign Code relates to any person or business wishing to erect a temporary sign. Mr. Boik clarified that the proposal was unanimously approved by the Planning and Zoning Commission in November, 2014. The temporary sign regulations previously in place will remain; temporary signs will be placed in compliance with the code. 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. 19-14 amending Chapter 7, Article 5, Section 5.11.5, of the City of Buckeye Development Code to eliminate the sunset provision related temporary signage; delete redundant sections of the code. Motion passed unanimously.

**7D. Action Ordinance No. 17-14 Amending Chapter 8, Article 8, of the City of Buckeye Code to Conform the City Code to State Statute Notice Requirements for Liquor License Applications**  
**Staff Liaison: Lucinda Aja**  
**District No. All**

Ms. Aja provided an overview of the request to amend the Buckeye Code related to notice requirement for liquor license applications; the amendment aligns the City Code with current Arizona State Statute. A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess to adopt Ordinance No. 17-14 amending Chapter 8, Article 8, of the City of Buckeye Code to conform the City Code to State Statute notice requirements for liquor license applications. Motion passed unanimously.

**7E. Action Nomination and Election of Vice Mayor for the Term of January 2015 Through December 2015; in Compliance With the City Code of Ordinances (Section 2-2-2, Vice Mayor)**  
**Staff Liaison: Lucinda Aja**  
**District No. All**

A motion was made by Councilmember Hess to re-appoint Vice Mayor Eric Orsborn for Vice Mayor for the term of January 2015 through December 2015. Councilmember Strauss stated the position of Vice Mayor was intended to be a shared position and every Councilmember should be afforded the opportunity to serve as Vice Mayor and to grow from that experience. A motion was made by Councilmember Strauss to appoint Councilmember Craig Heustis for Vice Mayor for the term of January 2015 through December 2015. Roll Call vote for the re-election of Councilmember Eric Orsborn for Vice Mayor for the term of January 2015 through December 2015: Councilmember Garza, Councilmember Hess, Councilmember Orsborn and Mayor Meck voted aye; Councilmember Strauss, Councilmember McAchran and Councilmember Heustis voted nay. A motion was made by Councilmember McAchran and seconded by Councilmember Strauss to accept the re-appointment of Vice Mayor Eric Orsborn for Vice Mayor for the term of January 2015 through December 2015 in compliance with City Code of Ordinances (Section 2-2-2, Vice Mayor). 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: discussed the success of the Glow on Monroe parade held December 13, 2014 and commented on its growth.

Councilmember Strauss: congratulated Vice Mayor Orsborn on his re-election; thanked staff for accomplishments made in 2014.

Councilmember Hess: thanked staff for hard work resulting in a successful marathon; thanked and congratulated Main Street Coalition for Glow on Monroe parade.

Councilmember McAchran: congratulated Miranda Gomez, Community Services department, and City staff for efforts and flawless management of the Buckeye Marathon held December 13, 2014 with 926 participating runners; congratulated Ron Noble for Glow on Monroe Parade.

Councilmember Heustis: reminded residents about the Race to the Food fundraiser; congratulated Vice Mayor Orsborn on his re-election.

Vice Mayor Orsborn: discussed Glow on Monroe event that has a hometown feel; thanked staff for efforts related to the Buckeye Marathon and other events held in the City; expressed gratitude for being able to serve on the Council as Vice Mayor.

Mayor Meck: congratulated and thanked Police, Fire and City staff for participation in the Buckeye marathon and discussed the encouragement received by runners; commented on the successful Glow on Monroe parade; provided information related to a medical veterans facility that will be located in the City of Goodyear; thanked staff for a wonderful year.

## 10. Executive Session

### a. Council to Convene Into Executive Session

A motion was made by Councilmember Heustis and seconded by Vice Mayor Orsborn to convene into Executive Session at 6:47 p.m., pursuant to ARS Section 38-431.03(A)(3) and (4), to receive legal advice and to discuss with attorneys the City's position with respect to negotiations on contracts for water facilities and the financing of any acquisition of water facilities. Motion passed unanimously.

### b. Council to Reconvene into the Public Meeting

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess to reconvene into Public Meeting at 8:30 p.m. Motion passed unanimously.

**11. Adjournment**

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess to adjourn the meeting at 8:30 p.m. Motion passed unanimously.

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Jackie A. Meck, Mayor

ATTEST:

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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 16<sup>th</sup> day of December, 2014. I further certify that a quorum was present.

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Lucinda J. Aja, City Clerk