

**CITY OF BUCKEYE  
REGULAR COUNCIL MEETING  
MARCH 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 6:00 p.m. Larry Tracey, Youth-4-Youth 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, City Attorney Scott Ruby, City Attorney Mr. Andrew McGuire (via telephone), City Clerk Lucinda Aja, Deputy City Clerk Deborah Harrell, Assistant to Council Carol Conley, Human Resources Director Nancy Love, Public Works Director Scott Lowe, Fire Chief Bob Costello, Police Chief Larry Hall, Community Services Director Cheryl Sedig, and Finance Director Larry Price.

**2A. Comments from the Public** – Mr. Dave Rioux (23400 W. Galpin Road) thanked staff and Council regarding the improvements on Watson Road.

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

Mayor Meck presented a “Purple Heart” Award to Buckeye K-9 Officer “Ivan”.

Mayor Meck and Councilmember Hess presented AZ SciTech Expo Awards to students.

Mayor Meck proclaimed the month of March, 2014 as “Shop, Give, Serve Local Month”.

**3. Minutes**

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess to approve the minutes of the February 4, 2014 Regular 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 and will be enacted by one motion and vote of the City Council unless a Councilmember requests an item be pulled for discussion. A motion was made by Councilmember Heustis and seconded by Vice Mayor Orsborn to approve Consent Items \*5A through \*5F. Motion passed unanimously.**

**\*5. New Business**

- \*5A. Approve Contract No. WR-2013-035 for On-Call Supervisory Control and Data Acquisition (SCADA) Maintenance, Support and Repair**  
**Staff Liaison: Dave Nigh, Water Resources Director**  
**District No. All**

Council awarded Contract No. WR-2013-035 to Vertech Industrial Systems, LLC, for on-call maintenance, support and repair of the Supervisory Control and Data Acquisition (SCADA) control software.

- \*5B. Resolution No. 09-14 Approving the Intergovernmental Agreement between the City of Buckeye and the Flood Control District of Maricopa County for the Ownership, Operation and Maintenance of the Thomas Road Crossing of the White Tanks Flood Retarding Structure (FRS) No. 3 Outfall Channel; Authorizing the City Manager to Execute and Deliver said Agreement on behalf of the City**  
**Staff Liaison: Scott Zipprich, City Engineer**  
**District No. 6**

Council adopted Resolution No. 09-14 approving the Intergovernmental Agreement between the City of Buckeye and the Flood Control District of Maricopa County for the ownership, operation and maintenance of the Thomas Road Crossing of the White Tanks Flood Retarding Structure (FRS) No. 3 Outfall Channel; authorizing the City Manager to execute and deliver said Agreement on behalf of the City.

- \*5C. Approve Contract No. 2014-006 for Pavement Maintenance Job Order Contracting (JOC) with Sunland Asphalt**  
**Staff Liaison: Scott Lowe, Public Works Director**  
**District No. All**

Council approved Contract No. 2014-006 for Pavement Maintenance Job Order Contracting (JOC) with Sunland Asphalt on an as-needed basis, with individual task orders issued for specific pavement maintenance projects with an annual not to exceed limit of \$1,000,000.

- \*5D. Approve Contract No. 2014-007 for Pavement Maintenance Job Order Contracting (JOC) with Regional Pavement Maintenance of Arizona, Inc.**  
**Staff Liaison: Scott Lowe, Public Works Director**  
**District No. All**

Council approved Contract No. 2014-007 for Pavement Maintenance Job Order Contracting (JOC) with Regional Pavement Maintenance of Arizona, Inc. on an as-needed basis, with individual task orders issued for specific pavement maintenance projects with an annual not to exceed limit of \$1,000,000.

- \*5E. Approve Contract No. 2014-008 for Pavement Maintenance Job Order Contracting (JOC) with M. R. Tanner Construction, Inc.**  
**Staff Liaison: Scott Lowe, Public Works Director**  
**District No. All**

Council approved Contract No. 2014-008 for Pavement Maintenance Job Order Contracting (JOC) with M. R. Tanner Construction, Inc. on an as-needed basis, with individual task orders issued for specific pavement maintenance projects with an annual not to exceed limit of \$1,000,000.

- \*5F. Approve Contract No. 2014-009 for Pavement Maintenance Job Order Contracting (JOC) with J. Banicki Construction, Inc.  
Staff Liaison: Scott Lowe, Public Works Director  
District No. All**

Council approved Contract No. 2014-009 for Pavement Maintenance Job Order Contracting (JOC) with J. Banicki Construction, Inc. on an as-needed basis, with individual task orders issued for specific pavement maintenance projects with an annual not to exceed limit of \$1,000,000.

**6. Continued / Tabled Items**

- 6A. Approve an Airport Property Lease Agreement with Lockheed Martin/LMC Properties, Inc. Relating to the Installation of a Reflector and Mirror Apparatus Supporting Research Conducted in Aviation Navigation (Tabled from February 18, 2014)  
Staff Liaison: Scott Lowe, Public Works Director  
District No. 1**

John McMahon presented Council an overview of the Lease Agreement with Lockheed Martin. A motion on was made by Councilmember Heustis and seconded by Councilmember McAchrn to approve an Airport Property Lease Agreement with Lockheed Martin/LMC Properties, Inc. relating to the installation of a reflector and mirror apparatus supporting research being conducted in aviation navigation, for an initial term of six months, in the amount of \$20.83 per-month (totaling \$124.98), effective March 1, 2014. Motion passed unanimously.

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

- 7A. Public Hearing and Action Series 10 (Beer and Wine) Liquor License, (Application No. 10076487), for a new Circle K Store #3474 to be located at 1147 N. Jackrabbit Trail, Buckeye  
Staff Liaison: Lucinda Aja, City Clerk  
District No. 6**

Mayor Meck opened a public hearing at 6:25 p.m. to hear citizen input regarding the application for a Series 10 (Beer and Wine) Liquor License (Application No. 10076487), for Circle K Store #3474 to be located at 1147 N. Jackrabbit Trail, Buckeye. Ms. Aja presented the application to Council and the applicant was in attendance and available to answer Council's questions. Councilmember Heustis confirmed the coolers will be locked after hours and the current Circle K location on Jackrabbit will be closed. There being no further public comments Mayor Meck closed the public hearing at 6:30 p.m. A motion was made by Councilmember Heustis and seconded by Vice Mayor Orsborn to approve the Series 10 (Beer and Wine) Liquor License (Application No. 10076487), for a new Circle K Store #3474, to be located at 1147 N. Jackrabbit Trail, Buckeye. Motion passed unanimously.

- 7B. Action Resolution No. 14-14 Adopting Land Use Assumptions and the Infrastructure Improvements Plan (IIP) for the Development Impact Fee Update and Providing a Notice of Intent to Assess Development Fees  
Staff Liaison: Larry Price, Finance Director  
Mauricio Iacueli, W. C. Scoutten  
District No. All**

Mr. Andrew McGuire (Gust Rosenfeld) reviewed the process, reporting that SB1525 was a number of years old and was a complete rewrite of the act relating to development impact fees in the State of Arizona. Because of the changes involved and the requirements of statute every City or Town that is going to levy development impact fees is required to adopt new infrastructure improvements plan, land use assumptions and development fees prior to August 1, 2014. Mr. Iacueli presented Council an overview including Land Use Assumptions, Infrastructure Improvements Plan (IIP) and Development Fees. Several developer partnering group meetings were held and minor changes have been made to the Central North Water IIP and the Central North Wastewater IIP. Vice Mayor Orsborn confirmed the intent for the impact fees are to allow development to pay for new roads for development. Mr.

Price reported the full cost of the IIP is not going to be paid for by the anticipated impact fees; each year approximately \$1.5M will be set aside as the non-development fee revenues to support the IIP. Mayor Meck confirmed the two re-charge stations in Tartesso are owned by the City and are currently being used. Mr. Iacuellli indicated there will be enough IIP to cover the third well drilled by Stardust. A motion was made by Vice Mayor Orsborn and seconded by Councilmember Strauss to adopt Resolution No. 14-14 adopting the Land Use Assumptions and Infrastructure Improvements Plan and adopting a Notice of Intent to assess Development Fees in compliance with State Law. Motion passed unanimously.

**7C. Action Approve and Adopt New Policies for Marketing and Communications  
Staff Liaison: Jennifer Rogers, Marketing and Communications Manager  
District No. All**

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Strauss to table to a future date the approval and adoption of new policies to give specific guidelines for the public and City staff on social media, logo usage, and media guidelines. Motion passed unanimously.

**7D. Action Resolution No. 16-14 Authorizing the City Manager to Negotiate, Execute and Deliver a Guaranteed Maximum Price (GMP) Contract with Core Construction under City of Buckeye Contract No. 2013-022, in a Not to Exceed Amount of \$2.9 Million for Library Construction, Site Improvements, and the Pizza Factory Relocation at Sundance Crossings  
Staff Liaison: Scott Lowe, Public Works Director  
District No. 6**

Mr. Lowe presented Council an overview of the first phase of the Sundance Crossings project which includes Library Construction, Site Improvements and to relocate the Pizza Factory.

Councilmember Heustis confirmed the City has requested the Pizza Factory relocate, therefore the City is absorbing the cost of the move and any tenant improvements for the space; confirmed the Library is scheduled to be complete construction in December, 2014. Mr. Lowe confirmed the City is not doing the tenant improvements for the dentist but we are providing him the opportunity to expand. Mr. Price recommended the motion include “not to exceed \$2.9 million from Library and General Government Impact Fees and from General Fund Contingency fees”. A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess to adopt Resolution No. 16-14 authorizing the City Manager to negotiate, execute and deliver a Guaranteed Maximum Price (GMP) contract with Core Construction under City of Buckeye Contract No. 2013-022 in a not to exceed amount of \$2.9 million for Library Construction, Site Improvements and Pizza Factory relocation at Sundance Crossings. Motion passed unanimously.

**8. City Manager’s Report and Intergovernmental Affairs Update**

Mr. Cleveland provided Council a brief Intergovernmental Affairs Update. See the attached City Manager’s Report for more information.

**9. Comments from the Mayor and Council**

Councilmember Garza: no comment.

Councilmember Strauss: reported the importance of engaging the community.

Councilmember Hess: expressed thanks for all those involved in the AZ SciTech event.

Councilmember McAchran: no comment.

Councilmember Heustis: reported a group of Verrado residents volunteered to donate time to all Faith Community Services for improvements including shade structures, paint, etc. On March 1, approximately 300 veterans turned out for breakfast and 127 signed up for benefits; working with the Veterans Administration for medical service here in Buckeye.

Vice Mayor Orsborn: congratulated Councilmember Heustis for the March 1<sup>st</sup> Veterans event; CDBG funding possible for more projects in Buckeye; appreciates all the work our Public Safety people do to make our community safe.

Mayor Meck: reported the Luke Air Show is March 15<sup>th</sup> and 16<sup>th</sup> at Luke with the F35; there is a need for medical services for Veterans in Buckeye.

#### **10. Adjournment**

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess to adjourn the meeting at 7:12 pm. 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 4<sup>th</sup> day of March, 2014. I further certify that a quorum was present.

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Lucinda J. Aja, City Clerk