

PLEASE SILENCE ALL ELECTRONIC COMMUNICATION DEVICES. THANK YOU.

NOTICE OF POSSIBLE QUORUM OF THE CITY OF BUCKEYE PLANNING AND ZONING COMMISSION OR OTHER COUNCIL APPOINTED BOARD: PLEASE NOTE THAT THERE MAY BE A QUORUM PRESENT BUT THERE WILL BE NO VOTING TAKING PLACE BY THE CITY PLANNING AND ZONING COMMISSION OR OTHER COUNCIL APPOINTED BOARD AT THIS MEETING.

**CITY OF BUCKEYE
REGULAR COUNCIL MEETING
APRIL 15, 2014
AGENDA
*MOTIONS***

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

Accessibility for all persons with disabilities will be provided upon request. Please telephone your accommodation request (623) 349-6911, 72 hours in advance if you need a sign language interpreter or alternate materials for a visual or hearing impairment.

Members of the City Council will either attend in person or by telephone conference call or video presentation. Items listed may be considered by the Council in any order.

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

Council Action: None.

2A. Comments from the Public - Members of the audience may comment on any item of interest.

Council Action: Open Meeting Law does not permit Council discussion of items not specifically on the agenda.

2B. Awards/Presentations/Proclamations

Proclamation: Mayor Meck to proclaim April 25, 2014 as Arbor Day.

3. Minutes *APPROVED*

Council to approve the minutes of the March 18, 2014 Council Workshop and Regular Council meeting.

Council Action: Motion to approve.

4. Expenditures *APPROVED*

Council to ratify the payment of the accounts payable expenditures made. Copies of invoices are available at City Hall.

Council Action: Motion to ratify.

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. There will be no separate discussion of these items unless a Councilmember requests, in which event the item will be removed from the consent agenda and considered in its normal sequence.

***5. New Business**

- *5A. Resolution No. 19-14 Ratifying the Submission of the Project for Consideration in Arizona's Fiscal Year 2015 Governor's Office of Highway Safety Plan
Staff Liaison: Larry Hall, Police Chief
District No. All **APPROVED****

Council to adopt Resolution No. 19-14 ratifying the submission of two projects for consideration in Arizona's 2015 Governor's Office of Highway Safety Plan and providing authorization to accept any resulting awards.

- *5B. Approve the Agreement and Perpetual Easement to Construct, Operate and Maintain a Utility Box Culvert Across the Roosevelt Irrigation District Right-of-Way (ROW)
Staff Liaison: Scott Zipprich, City Engineer
District No. 3 **TABLED****

Council to approve the Agreement and Perpetual Easement to construct, operate and maintain a utility box culvert across the Roosevelt Irrigation District Right-of-Way (ROW).

- *5C. Resolution No. 20-14 Approving the Public Infrastructure Reimbursement Development Agreement between the City of Buckeye and St. Henry's Roman Catholic Parish; Authorizing the City Manager to Execute and Deliver said Development Agreement
Staff Liaison: Scott Zipprich, City Engineer
District No. 3 **APPROVED****

Council to adopt Resolution No. 20-14, approving the Public Infrastructure Reimbursement Development Agreement between the City of Buckeye and St. Henry's Roman Catholic Parish; authorizing the City Manager to execute and deliver said Development Agreement.

- *5D. Resolution No. 27-14 Approving the Intergovernmental Agreement between the City of Buckeye, Arizona, and the State of Arizona, Acting by and through its Department of Transportation, Regarding the Union Pacific Railroad Crossing at Apache Road; Authorizing the City Manager to Execute and Deliver said Agreement on Behalf of the City
Staff Liaison: Scott Zipprich, City Engineer
District No. 1 **APPROVED****

Council to adopt Resolution No. 27-14 approving the Intergovernmental Agreement between the City of Buckeye, Arizona, and the State of Arizona, acting by and through its Department of Transportation, regarding the Union Pacific Railroad Crossing at Apache Road; authorizing the City Manager to execute and deliver said Agreement on behalf of the City.

- *5E. Resolution No. 23-14 Approving the Acceptance and Service Agreement by and between the City of Buckeye, an Arizona Municipal Corporation and Buckeye Land Management, Inc., an Arizona Corporation, for Water/Wastewater Infrastructure and Related Appurtenances for Sundance Development; Authorizing the Mayor to Execute and Deliver said Agreement on behalf of the City
Staff Liaison: Larry Price, Finance Director
District No. 3, 5, 6 **APPROVED****

Council to adopt Resolution No. 23-14 approving the Acceptance and Service Agreement by and between the City of Buckeye, an Arizona municipal corporation and Buckeye Land Management, Inc., an Arizona corporation, for Water/Wastewater Infrastructure and Related Appurtenances for Sundance Development; authorizing the Mayor to execute and deliver said Agreement on behalf of the City.

***5F. Special Event Liquor License – Demolition Derby Fundraiser**

Staff Liaison: Lucinda Aja, City Clerk

District No. 1 *APPROVED*

Council to approve the Special Event Liquor License for the Demolition Derby Fundraiser to be held on May 10, 2014 from 5:00 p.m. to 11:00 p.m., located at 609 N. 4th Street. Requested by John Broadbent on behalf of the Buckeye Rotary.

***5G. Resolution No. 30-14 Correcting Errors on Resolution No. 04-14 passed January 7, 2014, as Amended by Resolution No. 11-14, dated February 4, 2014 in Order to Conform said Resolution to the Resolution of Intention No. 136-13 and Maricopa County Assessor**

Records; and Declaring an Emergency

Staff Liaison: Scott Lowe, Public Works Director

District No. 5 *APPROVED*

Council to adopt Resolution No. 30-14 correcting errors to the legal description on Exhibit A of Resolution No. 04-14, as amended by Resolution No. 11-14, in order to conform said legal description to the Resolution of Intention, No. 136-13; and further correcting the Assessor parcel numbers on Exhibit A to conform to Maricopa County Assessor records; and declaring an emergency (Watson Marketplace).

***5H. Resolution No. 31-14 Correcting Errors on Resolution No. 05-14 passed January 7, 2014, in Order to Conform said Resolution to the Resolution of Intention No. 138-13 and the Maricopa County Assessor Records; and Declaring an Emergency**

Staff Liaison: Scott Lowe, Public Works Director

District No. 5 *APPROVED*

Council to adopt Resolution No. 31-14 correcting errors to the legal description on Exhibit A of Resolution No. 05-14, in order to conform said legal description to the Resolution of Intention, No. 138-13; and further correcting the Assessor parcel numbers on Exhibit A to conform to Maricopa County Assessor records; and declaring an emergency (Watson Marketplace).

6. Continued / Tabled Items-None.

7. Public Hearings / Non-Consent - New Business

7A. Public Hearing and Action Approve the Application to add Sampling Privileges to an Active Series 9 (Liquor Store) Liquor License No. 09070340; and, an Inactive Series 9 (Liquor Store) Liquor License No. 09070408, Located at 1300 S. Watson Road in Buckeye

Staff Liaison: Lucinda Aja, City Clerk

District No. 4 *APPROVED*

1. Open a Public Hearing to hear citizen input regarding the application to add Sampling Privileges for an active Series 9 (Liquor Store) Liquor License No. 09070340; and, an inactive Series 9 (Liquor Store) Liquor License No. 09070408, for Fry's Marketplace No. 675 located at 1300 S. Watson Road in Buckeye.
2. Receive Applicant Report.
3. Receive Public Comment.
4. Close Public Hearing.
5. Council to:
 - a. Approve the application to add Sampling Privileges to an active Series 9 (Liquor Store) Liquor License No. 09070340, for Fry's Marketplace No. 675, located at 1300 S. Watson Road in Buckeye; and,
 - b. Approve the application to add Sampling Privileges to an inactive Series 9 (Liquor Store) Liquor License No. 09070408, for Fry's Marketplace No. 675, located at 1300 S. Watson Road in Buckeye. Requested by Robert Joseph Nelson.

Council Action: Public hearing and motion to approve.

- 7B. Action Resolution No. 25-14 Approving a Shopping Center Retail Shop Lease between the City of Buckeye and Dr. Matthew J. Garrett, DDS, PC for Certain Premises at the Sundance Crossings Center**
Staff Liaison: Scott Lowe, Public Works Director
District No. 3 *APPROVED*

Council to adopt Resolution No. 25-14 approving a Shopping Center Retail Shop Lease between the City of Buckeye and Dr. Matthew J. Garrett, DDS, PC for certain premises at the Sundance Crossings Center.

Council Action: Motion to approve.

- 7C. Action Resolution No. 03-14 Approving the First Amendment to the Professional Services Agreement between the City of Buckeye, an Arizona Municipal Corporation, and W. C. Scoutten, Inc., an Arizona Corporation, for Fiscal Year 2013-2014; Authorizing the Mayor to Execute and Deliver said Amendment on behalf of the City**
Staff Liaison: Scott Zipprich, City Engineer
District No. N/A *APPROVED*

Council to adopt Resolution No. 03-14 approving the First Amendment to the Professional Services Agreement between the City of Buckeye, an Arizona municipal corporation, and W. C. Scoutten, Inc., an Arizona corporation, for Fiscal Year 2013-2014; authorizing the Mayor to execute and deliver said Amendment on behalf of the City.

Council Action: Motion to approve.

- 7D. Action Resolution No. 28-14 Reducing Water Rates and Charges Related to Landscape Use Established Pursuant to Resolution No. 104-13 and Declaring an Emergency**
Staff Liaison: Dave Nigh, Water Resources Director
District No. All *APPROVED*

Council to adopt Resolution No. 28-14 reducing water rates and charges related to landscape use established pursuant to Resolution No. 104-13 and declaring an emergency.

Council Action: Motion to approve.

8. City Manager's Report and Government Relations

Council will receive brief project and program updates from City Manager and his designees

- Council may ask questions that will be researched and staff will report before and at next meeting*
- No legal action will be taken at the meeting on matters discussed*
- Reports may be received on the topics list attached to the agenda*

9. Comments from the Mayor and Council

Mayor and Council may present a brief summary on current events and/or report on any of the Boards and Commissions and other organizations as necessary.

Councilmember Garza:

Councilmember Strauss:

Library Board

Social Services Advisory Board

Councilmember Hess:

Community Development Advisory Board (CDAC Alternate Member)

Community Services Advisory Board

Main Street Board

Public Safety Retirement Board (Police)

MAG Human Services Coordinating Committee

2014 Human Development Steering Committee

Councilmember McAchran:

Airport Advisory Board

All Faith Board

Greater Phoenix Economic Council (GPEC)

Southwest Lending Closet

Way Out West (WOW) Coalition

Councilmember Heustis:

All Faith Board

Planning and Zoning

Public Safety Retirement Board (Fire)

Vice Mayor Orsborn:

Buckeye Pollution Control Corporation

Community Development Advisory Committee (CDAC Regular Member)

Valley Metro RPTA Board

WESTMARC

Mayor Meck:

All Faith Board President

Chamber of Commerce Board

MAG Economic Development Committee

MAG Regional Council

MAG Transportation Policy Committee

The Council may not propose, discuss, deliberate, or take any legal action on information presented. Council may direct inquiries to staff.

10. Adjournment

Council Action: Motion to adjourn.