

**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  
JULY 1, 2014  
AGENDA**

**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.*

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*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.*

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**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**

Mayor Meck will proclaim the week of June 29 – July 6, 2014, as "**Independents Week**" and salute our community members and locally owned independent businesses who are integral to the unique flavor of Buckeye and honor their efforts to make Buckeye the place we want to live and work.

**3. Minutes**

Council to approve the Minutes of the May 20, 2014 Regular Council Meeting and Council Workshop, May 27, 2014 Council Workshop, and the June 3, 2014 Regular Council Meeting and Council Workshop.

*Council Action: Motion to approve.*

**4. Expenditures**

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. 71-14 Ratifying the Submission of a Grant Application by the Buckeye Fire Department (“Fire Department”) to the U.S. Department of Homeland Security Federal Emergency Management Agency (“FEMA”) for the Assistance to Firefighters Grant for Funding to Purchase P-25 Compliant 800 MHz Trunked Radios and Accepting the Resulting Grant Award; Authorizing the Fire Department Captain to Execute and Deliver said Application on Behalf of the City  
Staff Liaison: Bob Costello, Fire Chief  
District No. All**

Council to adopt Resolution No. 71-14 ratifying the submission of a grant application by the Fire Department to the U.S. Department of Homeland Security (FEMA) for the Assistance to Firefighters Granting for funding the purchase P-25 compliant 800 MHz trunked radios and accepting the resulting grant award; authorizing the Fire Department Captain to execute and deliver said application on behalf of the City.

- \*5B. Resolution No. 73-14 Ratifying the Submission of a Grant Application to the Arizona Department of Homeland Security Relating to an Equipment Project for the Hazardous Materials Response Team to Enhance the City’s Response to Man-Made and Natural Disasters and Authorizing the Acceptance of any Resulting Grant Award; Authorizing the Fire Department Chief to Execute and Deliver said Agreement on Behalf of the City  
Staff Liaison: Bob Costello, Fire Chief  
District No. All**

Council to adopt Resolution No. 73-14 ratifying the submission of a grant application to the U.S. Department of Homeland Security relating to an equipment project for the Hazardous Materials Response Team to enhance the City’s Response to man-made and natural disasters and authorizing the acceptance of any resulting grant award; authorizing the Fire Department Chief to execute and deliver said Agreement on behalf of the City.

- \*5C. Resolution No. 74-14 Ratifying the Submission of a Grant Application to the Arizona Department of Homeland Security Relating to an Equipment Project for the Hazardous Materials Response Team to Enhance the City’s Response to Man-Made and Natural Disasters and Authorizing the Acceptance of any Resulting Grant Award; Authorizing the Police Department Captain to Execute and Deliver said Agreement on Behalf of the City  
Staff Liaison: Larry Hall, Police Chief  
District No. All**

Council to adopt Resolution No. 74-14 ratifying the submission of a grant application to the Arizona Department of Homeland Security relating to an equipment project for the Hazardous Materials Response Team to enhance the City’s response to man-made and natural disasters and authorizing the acceptance of any resulting grant award; authorizing the Police Department Captain to execute and deliver said Agreement on behalf of the City.

- \*5D. Resolution No. 54-14 Approving the Intergovernmental Agreement (IGA) with the Town of Youngtown Relating to Fabrication of Signage for the Town of Youngtown;  
Authorizing the Mayor to Execute and Deliver Said Agreement  
Staff Liaison: Scott W. Lowe, Public Works Director  
District No. All**

Council to adopt Resolution No. 54-14 approving the IGA with the Town of Youngtown relating to fabrication of signage for the Town of Youngtown; authorizing the Mayor to execute and deliver said Agreement.

- \*5E. Approval of Contract Modification #1, for Guaranteed Maximum Price (GMP) #2, for the Construction of the Police and Fire Administrative Spaces at the Sundance Crossings Facility for the City of Buckeye, with Core Constructions for a not to exceed Price of \$1,490,795, Increasing the Total Contract Value to \$3,528,723; Authorizing the Mayor to Execute and Deliver said Modification**  
**Staff Liaison: Scott Lowe, Public Works Director**  
**District No. 6**

Council to approve Contract Modification #1, for GMP #2, for the construction of the Police and Fire administrative spaces at the Sundance Crossings facility; authorizing the Mayor to execute and deliver said Modification.

- \*5F. Resolution No. 69-14 Authorizing an Amendment to the Intergovernmental Agreement for Services Between Maricopa County Administered by its Human Services Department and the City of Buckeye Regarding Participating in the Community Development Block Grant (CDBG) Program for the Three Year Period of Fiscal Years 2015-2016 Through 2017-2018 (Federal Fiscal Years 2015-2017); Authorizing the Mayor to Execute and Deliver said Amendment**  
**Staff Liaison: Andrea Marquez, Planner**  
**District No. All**

Council to adopt Resolution No. 69-14 authorizing an Amendment to the IGA for services with Maricopa County, administered by its Human Services Department, regarding the participation in the CDBG program for the three year period of fiscal years 2015-2016 through 2017-2018 (federal fiscal years 2015-2017); authorizing the Mayor to execute and deliver said Amendment.

- \*5G. Boards and Commissions Appointment and Removal**  
**Staff Liaison: Lucinda Aja, City Clerk**  
**District No. 3, 5**

Council to approve the following changes to Boards and Commissions:

- Appoint Larry Runge (District 5) as a Regular Member on the Airport Advisory Board with a term expiration of December, 2016; and,
- Accept departure of Daniel Moss (District 3) as an Alternate Member on the Airport Advisory Board.

- \*5H. Resolution No. 83-14, Amending Resolution No. 10-14, Approved by the Mayor and City Council on February 4, 2014; Authorizing the City Manager to Execute and Deliver the Approved Form of a Construction Contract with the Lowest Responsive an Responsible Bidder for the 247<sup>th</sup> Avenue Improvements North of Lower Buckeye Road, in an Amount Not to Exceed \$450,000**  
**Staff Liaison: Scott Zipprich District No. 3**

Council to adopt Resolution No. 83-14, Amending Resolution No. 10-14, approved by the Mayor and City Council on February 4, 2014; authorizing the City Manager to execute and deliver the approved form of a construction contract with the lowest responsive an responsible bidder for the 247th Avenue improvements north of Lower Buckeye Road, in an amount not to exceed \$450,000.

**6. Continued / Tabled Items - None**

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

- 7A. Action Ordinance No. 04-14 Levying Upon the Assessed Valuation of the Property Within the City of Buckeye, Maricopa County, Arizona, Subject to Taxation a Certain Sum Upon Each One Hundred Dollars (\$100.00) of Valuation Providing Funds for General Municipal Expenses, All for the Fiscal Year Ending the 30th Day of June, 2015  
Staff Liaison: Larry Price, Finance Director  
District No. All**

Council to adopt Ordinance No. 04-14 levying upon the assessed valuation of the property within the City of Buckeye, Maricopa County, Arizona, subject to taxation a certain sum upon each one hundred dollars (\$100.00) of valuation providing funds for general municipal expenses, all for the fiscal year ending the 30th day of June, 2015.

*Council Action: Motion to approve.*

- 7B. Action Ordinance No. 05-14 SLID #1, Comprised of Sun City Festival Units A1 and B1; SLID-2006-001, Comprised of Vista De Montana Phase 1A, 1B, 2, 3; SLID 2006-003, Comprised of Blue Horizons; SLID 2006-007, Comprised of Festival Foothills Phase 1; SLID 2006-008, Comprised of Festival Foothills Phase 2; SLID 2006-009, Comprised of Crystal Vista; SLID 2006-011, Comprised of Sun City Festival Units C1 Through H1 and Unit V1; SLID 2006-015, Comprised of Riata West Unit 2; SLID 2006-016, Comprised of Sonoran Vista Units 1 and 2; SLID 2006-017, Comprised of Riata West Unit 1; SLID 2006-019, Comprised of Sun City Festival Units K1, O1, M1, and R1; SLID 2007-001, Comprised of Sundance Parcel 27; SLID 2007-002, Comprised of Sundance Parcel 25; SLID 2007-003, Comprised of Sundance Parcel 26; SLID 2007-013, Comprised of Sun City Festival Units I1 and P1; SLID 2007-010, Comprised of Watson Estates; SLID 2007-021, Comprised of Sun City Festival Unit J1; SLID 2011-001, Comprised of Sundance/Yuma Commercial; SLID 2012-002 Comprised of Sienna Hills; SLID 2013-002, Comprised of Sun City Festival Parcel L1; SLID 2009-02A, Comprised of Watson Marketplace (City of Buckeye, Arizona) (the "Districts"), Adopting the Establishment of an Annual Assessment On Each Property Within the District to Pay Operating and Maintenance Costs for Street Lights Located Within the District for the Fiscal Year Beginning July 1, 2014 and Ending June 30, 2015  
Staff Liaison: Scott Lowe, Public Works Director; Larry Price, Finance Director  
District No. All**

Council to adopt Ordinance No. 05-14 for the following Street Light Improvement Districts (SLIDs):

SLID #1, comprised of Sun City Festival Units A1 and B1;  
SLID-2006-001, comprised of Vista De Montana Phase 1A, 1B, 2, 3;  
SLID 2006-003, comprised of Blue Horizons;  
SLID 2006-007, comprised of Festival Foothills Phase 1;  
SLID 2006-008, comprised of Festival Foothills Phase 2;  
SLID 2006-009, comprised of Crystal Vista;  
SLID 2006-011, comprised of Sun City Festival Units C1 through H1 and Unit V1;  
SLID 2006-015, comprised of Riata West Unit 2;  
SLID 2006-016, comprised of Sonoran Vista Units 1 and 2;  
SLID 2006-017, comprised of Riata West Unit 1;  
SLID 2006-019, comprised of Sun City Festival Units K1, O1, M1, and R1;  
SLID 2007-001, comprised of Sundance Parcel 27;  
SLID 2007-002, comprised of Sundance Parcel 25;  
SLID 2007-003, comprised of Sundance Parcel 26;  
SLID 2007-013, comprised of Sun City Festival Units I1 and P1;  
SLID 2007-010, comprised of Watson Estates;

*cont.*

*cont.*

SLID 2007-021, comprised of Sun City Festival Unit J1;  
SLID 2011-001, comprised of Sundance/Yuma Commercial;  
SLID 2012-002 comprised of Sienna Hills;  
SLID 2013-002, comprised of Sun City Festival Parcel L1;  
SLID 2009-02A, comprised of Watson Marketplace (City of Buckeye, Arizona) (the  
“Districts”)

And establishing an annual assessment on each property within the District to pay operating and maintenance costs for street lights located within the District for the fiscal year beginning July 1, 2014 and ending June 30, 2015.

*Council Action: Motion to approve.*

**7C. Action Ordinance No. 08-14 Amending the City of Buckeye Code of Ordinances, Article 10-2, Public Safety Offenses, Section 10-2-8 Discharging or Ignition of Fireworks, Related to Conformance With State Law on Fireworks, and Declaring an Emergency  
Staff Liaison: Bob Costello, Fire Chief; Scott Ruby, City Attorney  
District No. All**

Council to approve Ordinance No. 08-14 amending the City Code related to the use and sale of fireworks in the City to conform to the new state law allowing the use and sale of permissible consumer fireworks during periods around the Independence Day and New Year’s Day holidays.

*Council Action: Motion to approve.*

**7D. Action Resolution No. 89-14 Approving the Agreement Between the City of Buckeye and Recreation Centers of Sun City, Inc. to Sell and Assign Long-Term Storage Credits to the City for a Total Cost of \$183,600; Authorizing the City Manager or Designee to Execute and Deliver Said Agreement on Behalf of the City  
Staff Liaison: Dave Nigh, Water Resources Director  
District No. All**

Council to adopt Resolution No. 89-14 approving the Agreement between the City of Buckeye and Recreation Centers of Sun City, Inc. to sell and assign 1,080 acre-feet of Long-Term Storage Credits to the City at a price of \$170 per acre-foot, or a total cost of \$183,600; authorizing the City Manager or designee to execute and deliver said Agreement on behalf of the City.

*Council Action: Motion to approve.*

**7E. Action Resolution No. 68-14 Cancellation of the November 18, 2014 Council Meeting  
Staff Liaison: Lucinda Aja, City Clerk  
District No. All**

Council to adopt Resolution No. 68-14 approving the cancellation of the Regular Council Meeting of November 18, 2014.

*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. Executive Session**

**10a. Council to Convene Into Executive Session**

The City of Buckeye Council will convene into Executive Session pursuant to ARS Section 38-431.03(A)(4), to discuss with attorneys the City's position regarding negotiation of a contract for water resources and assets; and pursuant to ARS Section 38-431.03(A)(3) to consult with the City Attorney for legal advice pertaining to the acquisition of water resources and assets.

*Council Action: Motion to convene into Executive Session.*

**10b. Council to Reconvene into Public Meeting**

The City of Buckeye Council will reconvene into Public Meeting.

*Council Action: Motion to convene into Open Meeting*

**11. Adjournment**

*Council Action: Motion to adjourn.*