

**CITY OF BUCKEYE
REGULAR COUNCIL MEETING
AUGUST 5, 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. Pastor Brent Hodges of Palm Valley Church led the invocation.

Members Present: Councilmember Strauss, Councilmember Hess, Councilmember McAchran (via telephone), Councilmember Heustis, Vice Mayor Orsborn and Mayor Meck.

Members Absent: Councilmember Garza.

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, Government Relations Manager George Diaz, Economic Development Director Len Becker, Finance Director Larry Price Development Services Director George Flores, Community Services Director Cheryl Sedig, Public Works Director Scott Lowe, Human Resources Director Nancy Love, Technical Services Manager Greg Platacz, Planning Manager Terri Hogan, Library Manager Jana White, Water Resources Director Dave Nigh, City Engineer Scott Zipprich, and Marketing and Communications Manager Jennifer Rogers.

2A. Comments from the Public

Cindy Howard (22192 West Woodlands) presented statements regarding her water rate increases;

Aisha Grace (23245 West Cocopah Street) discussed programs offered at the Life Skills Institute, Inc. and requested the programs be offered in the City of Buckeye.

2B. Awards/Presentations/Proclamations

Mayor Meck proclaimed August 1 through 31, 2014 as Drowning Impact Awareness Month.

Presentation to Buckeye City Council by Dana Essman with Southwest Lending Closet.

3. Minutes

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Heustis to approve the minutes of the June 17, 2014 Council Workshop, Special Council Meeting, and Regular Council Meeting and the July 1, 2014 Regular Council Meeting. Motion passed unanimously.

4. Expenditures

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess 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. There will be no separate discussion of these items unless a Councilmember requests an item be pulled for discussion. Councilmember Heustis requested Item *5N and *5Q be pulled for discussion; Vice Mayor Orsborn requested Item *5G be pulled at the request of staff. A motion was made by Vice Mayor Orsborn and seconded by Councilmember Heustis to approve Consent Items *5A, *5B, *5C, *5D, *5E, *5F, *5H, *5I, *5J, *5K, *5L, *5M, *5O, and *5P. Motion passed unanimously.

***5. New Business**

- *5A. Approval of Contract # 2015-08-BKY with Area Agency on Aging Region One, Incorporated for \$173,418 to Provide Funding During Fiscal Year 2014-2015 for Congregate Meals, Home-Delivered Meals, Citizen Transportation and Operating Support for the City of Buckeye Community Center; Authorizing the City Manager to Sign All Necessary Documents
Staff Liaison: Philip Yabes, Community Center Manager
District No. All**

Council approved Contract # 2015-08-BKY with Area Agency on Aging Region One, Incorporated for \$173,418 to provide funding during Fiscal Year 2014-2015 for congregate meals, home-delivered meals, citizen transportation and operating support for the City of Buckeye Community Center; authorizing the City Manager to sign all necessary documents.

- *5B. Approval of the Cooperative Purchase Agreement with Baker & Taylor, Inc. Relating to Ongoing Public Library Materials and Opening Day Collection Services to the Buckeye Public Library with Purchases Not to Exceed \$76,000 for Ongoing Public Library Materials and \$500,000 for the Opening Day Collection; Authorizing the Mayor to Execute and Deliver Said Agreement
Staff Liaison: Jana White, Library Manager
District No. All**

Council approved the Cooperative Purchase Agreement with Baker & Taylor, Inc. relating to ongoing public library materials and opening day collection services to the Buckeye Public Library with purchases not to exceed \$76,000 for ongoing public library materials and \$500,000 for the opening day collection; authorizing the Mayor to execute and deliver said Agreement.

- *5C. Resolution No. 88-14 Ratification of Proposal Submitted for Proposition 202 12% Gaming Distribution Funding from the Tohono O’odham Nation for a Project Submitted by the Development Services Department; Authorizing the Acceptance of Any Resulting Grant and the Execution of Any Grantee Agreement**
Staff Liaison: Andrea Marquez, Planner
District No. All

Council adopted Resolution No. 88-14 ratifying the submittal of the grant proposal to the Tohono O’odham Nation for Proposition 202 12% Gaming Distribution funding relating to the public safety priority area established by the Nation; authorizing the acceptance of any resulting grant and the execution of any grantee agreement.

- *5D. Approval of the Vehicular Field Training Agreement between Maricopa County Community College District and the Buckeye Fire Department**
Staff Liaison: Bob Costello, Fire Chief
District No. N/A

Council approved (by adoption of Resolution No. 85-14) the Vehicular Field Training Agreement with the Maricopa County Community College District for medical vehicular training by the Buckeye Fire Department.

- *5E. Approval of the Purchase of Upgraded Radio Equipment for Fire Department Vehicles and Personnel from Motorola Company, Arizona State Contract ADSP013-036880, in an Amount Not to Exceed \$300,000.**
Staff Liaison: Bob Costello, Fire Chief
District No. N/A

Council approved the purchase of upgraded radio equipment for fire department vehicles and personnel from Motorola Company, Arizona State Contract ADSP013-036880, in an amount not to exceed \$300,000.

- *5F. Resolution No. 59-14 Approval of the Intergovernmental Agreement Between the City of Buckeye and the City of Peoria Relating to Radio Subscriber Support Services; Authorizing the City Manager to Execute and Deliver said Agreement**
Staff Liaison: Robert Sanders, Assistant Chief
District No. All

Council adopted Resolution No. 59-14 approving the Intergovernmental Agreement between the City of Buckeye and the City of Peoria relating to radio subscriber support services and authorizing the City Manager to execute and deliver said Agreement.

- *5G. Resolution No. 84-14 Approval of the Intergovernmental Agreement with Buckeye Elementary School District No. 33 Relating to School Resource Officer Services for Buckeye Elementary School, Sundance Elementary School, Bales Elementary School, and Steven R. Jasinski Elementary School; Authorizing the Mayor to Execute and Deliver Said Agreement**
Staff Liaison: Larry Hall, Chief of Police
District No. N/A

Vice Mayor Orsborn requested this item be pulled and made a motion to continue the adoption of Resolution No. 84-14 approving an Intergovernmental Agreement with Buckeye Elementary School District No. 33 relating to school resource officer services for Buckeye Elementary School, Sundance Elementary School, Bales Elementary School, and Steven R. Jasinski Elementary School. Councilmember Heustis seconded the motion. Motion passed unanimously.

- *5H. Resolution No. 76-14 Approval of the Intergovernmental Agreement with Agua Fria Union High School District No. 216 Relating to School Resource Officer Services for Verrado High School; Authorizing the Mayor to Execute and Deliver Said Agreement**
Staff Liaison: Larry Hall, Chief of Police
District No. N/A

Council adopted Resolution No. 76-14 approving the Intergovernmental Agreement with Agua Fria Union High School District No. 216 relating to School Resource Officer services at Verrado High School; authorizing the Mayor to execute and deliver said Agreement.

- *5I. Resolution No. 79-14 Approving a Use Permit Between the City of Buckeye and the Buckeye Sportsman Club for Use of the Joe Foss Shooting Complex; Authorizing the City Manager to Execute and Deliver Said Permit**
Staff Liaison: Larry Hall, Chief of Police
District No. All

Council adopted Resolution No. 79-14 approving the execution of a Use Permit between the City of Buckeye and the Buckeye Sportsman Club for use of the Joe Foss Shooting Complex. The Buckeye Police Department will use the shooting range for police firearms qualifications and shooting drills.

- *5J. Resolution No. 75-14 Ratifying the Submittal of Grant Proposals to the Tohono O'odham Nation for Proposition 202 Funding Relating to Education, Health Care, Public Safety and Other Priority Areas Established by the Nation; Authorizing the Acceptance of any Resulting Grant**
Staff Liaison: Larry Hall, Chief of Police
District No. All

Council adopted Resolution No. 75-14 ratifying the submittal of the grant proposals to the Tohono O'odham Nation for Proposition 202 funding relating to education, health care, public safety and other priority areas established by the Nation; authorizing the acceptance of any resulting grant.

- *5K. Resolution No. 77-14 Authorizing the Grant Application and Acceptance of Federal Aviation Administration Airport Improvement Grant for a Runway Safety Action Team Infield Grading and Drainage Improvement Project**
Staff Liaison: John McMahan, Airport Coordinator
District No. 1

Council adopted Resolution No. 77-14 authorizing the acceptance of a Federal Aviation Administration (FAA) grant for the Buckeye Airport for a Runway Safety Action Team (RSAT) project consisting of infield grading and drainage improvements, and for other such improvements set forth in the grant and/or the project contract awards and appointing the City Manager to negotiate, execute and deliver all agreements, contracts and documents pertaining to the Buckeye Airport Improvement project up to \$250,000 including \$12,500 from the Arizona Department of Transportation (ADOT) and \$12,500 from the Airport in Fiscal Year 2014-2015.

- *5L. Approval of the Purchase of Water Meters and Accessories Needed for New Installation and On-Going Meter Maintenance for Fiscal Year 2014-2015 in an Amount Not to Exceed \$250,000**
Staff Liaison: Dave Nigh, Water Resources Director
District No. All

Council approved the purchase of water meters and accessories needed for new installation and on-going meter maintenance for Fiscal Year 2014-2015 in an amount not to exceed \$250,000.

- *5M. Resolution No. 92-14 Approving the Agreement Between the City of Buckeye and Liberty Utilities (Gold Canyon Sewer Company) Corporation to Sell and Assign Long-Term Storage Credits to the City; Authorizing the City Manager or Designee to Execute and Deliver Said Agreement**
Staff Liaison: Dave Nigh, Water Resources Director
District No. N/A

Council adopted Resolution No. 92-14 approving the agreement between the City of Buckeye and Liberty Utilities (Gold Canyon Sewer Company) Corporation to sell and assign 275 acre-feet of Long-Term Storage Credits at a price of \$175 per acre-foot, or a total cost of \$48,125; authorizing the City Manager or designee to execute and deliver said Agreement.

- *5N. Resolution No. 91-14 Approving Five Separate Job Order Contracts Between the City of Buckeye and (1) CSW Contractors, Inc.; (2) Achen-Gardner Construction LLC; (3) Felix Construction Company; (4) Haydon Building Corporation; and (5) Talis Construction Company Relating to Job Order Contracting for Water Utility Pipeline and Infrastructure; Authorizing the Mayor or City Manager to Execute and Deliver Said Contracts**
Staff Liaison: Dave Nigh, Water Resources Director
Chris Williams, Construction and Contracting Manager
District No. All

Councilmember Heustis requested this item be pulled for discussion. Mr. Williams provided an overview of the Job Order Contracts and provided further clarification regarding the contracts. Each project presented for construction will follow the procurement code. The approval of these contracts allows for an expedited process. A motion was made by Councilmember Heustis and seconded by Vice Mayor Orsborn to adopt Resolution No. 91-14 approving five separate Job Order Contracts between the City of Buckeye and (1) CSW Contractors, Inc.; (2) Achen-Gardner Construction LLC; (3) Felix Construction Company; (4) Haydon Building Corporation; and (5) Talis Construction Company relating to job order contracting for water utility pipeline and infrastructure; authorizing the Mayor or City Manager to execute and deliver said contracts. There are no specific jobs, and there is no funding attached to these Job Order Contracts. Until such time as individual Job Order Request for Proposals are issued for specific Water/Wastewater Capital Improvement Projects, each Job Order will be issued on an as-needed basis. Motion passed unanimously.

- *5O. Resolution No. 81-14 Ratifying the Submittal of a Grant Application to the Tohono O'odham Nation for Proposition 202 Funding Relating to Education, Health Care, Public Safety and Other Priority Areas Established by the Nation; Authorizing the Acceptance of any Resulting Grant**
Staff Liaison: Stephen Cleveland, City Manager
District No. All

Council adopted Resolution No. 81-14 ratifying the submittal of a grant application to the Tohono O'odham Nation for Proposition 202 funding for the Homeless Youth Connection's Youth Assistance Program (YAP); authorizing the acceptance of any resulting grant.

- *5P. Approval of the Establishment of the Buckeye Youth Advisory Commission**
Council approved the establishment of the Buckeye Youth Advisory Commission which will identify needs and wants of Buckeye youth as well as identify programs, projects and services to help elevate quality of life for Buckeye youth. The Commission will act as an advisory group to the Buckeye City Council, Buckeye City Manager, and appropriate City agencies.

***5Q. Boards and Commissions Appointments and Resignation**
Staff Liaison: Lucinda Aja, City Clerk
District No. 1, 2, 4, 5, 6

Councilmember Heustis pulled this item for discussion and recognized newly appointed members of boards and commissions and thanked them for their participation. A motion was made by Councilmember Heustis and seconded by Councilmember Hess to approve the following changes to Boards and Commissions:

- Accept the resignation of Jim Grosbach (District 2) as a Regular Member on the Library Advisory Board; and,
- Appoint Ted Burton (District 1) as an Alternate Member on the Airport Advisory Board with a term expiration of December, 2016; and,
- Appoint James Kimes (District 4) as a Member on the Community Services Advisory Board with a term expiration of December, 2018; and,
- Appoint Chester Hetrick (District 6) as a Member on the Community Services Advisory Board with a term expiration of December, 2016;
- Appoint Dr. Peace Ezeogba-Oboemena (District 6) as a Member on the Community Services Advisory Board with a term expiration of December, 2015; and,
- Appoint Carol Hodgdon (District 5) as a Regular Member on the Library Advisory Board with a term expiration of December, 2015; and,
- Appoint Linda Davis (District 2) as an Alternate Member on the Library Advisory Board with a term expiration of December, 2017;
- Appoint Lynnette Kwasiowski (District 3) as an Alternate Member on the Library Advisory Board with a term expiration of December, 2017; and,
- Appoint Ronald Deadman (District 6) as a Member on the Public Safety Retirement Board (Fire) with a term expiration of December, 2015.

Motion passed unanimously.

6. Continued / Tabled Items – None.

7. Public Hearings / Non-Consent - New Business

7A. Action Resolution No. 80-14 Declaring As a Public Record That Certain Document On File With the City Clerk Entitled “2014 Development Impact Fee Ordinance of the City of Buckeye”
Staff Liaison: George Flores, Development Services Director
District No. All

Mr. Flores presented an overview of the declaration of the 2014 Development Impact Fee Ordinance as a public record. A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess to adopt Resolution No. 80-14 declaring as a public record that certain document on file with the City Clerk entitled “2014 Development Impact Fee Ordinance of the City of Buckeye.” Motion passed unanimously.

**7B. Action Ordinance No. 09-14 Adopting the “2014 Development Impact Fee Ordinance of the City Of Buckeye” by Reference and Amending the City of Buckeye City Code, Chapter 18, Development Fees, by Deleting It in Its Entirety and Replacing It With the 2014 Development Impact Fee Ordinance of the City of Buckeye; Providing Penalties For Violations; Declaring An Emergency
Staff Liaison: George Flores, Development Services Director
District No. All**

Mr. Flores provided an overview of the 2014 Development Impact Fee Ordinance of the City of Buckeye. A motion was made by Vice Mayor Orsborn and seconded by Councilmember Hess to adopt Ordinance No. 09-14 adopting the “2014 Development Impact Fee Ordinance of the City of Buckeye” by reference and amending the City of Buckeye City Code, Chapter 18 (Development Fees) by deleting it in its entirety and replacing it with the 2014 Development Impact Fee Ordinance of the City of Buckeye; providing penalties for violations and declaring an emergency. Motion passed unanimously.

**7C. Action Resolution No. 90-14 Approving the Confidentiality Agreement Between the City of Buckeye and the California Independent System Operator Relating to the Gila Bend Transmission Initiative; Authorizing the City Manager to Execute and Deliver Said Agreement
Staff Liaison: Scott Lowe, P.E. Public Works Director
District No. All**

Mr. Minear provided an overview of the Confidentiality Agreement with the California Independent System Operator relating to the Gila Bend Transmission Initiative. A motion was made by Councilmember Heustis and seconded by Councilmember Hess to adopt Resolution No. 90-14 approving the Confidentiality Agreement with the California Independent System Operator relating to the Gila Bend Transmission Initiative; authorizing the City Manager to execute and deliver said Agreement. Motion passed unanimously.

**7D. Action Resolution No. 78-14 Approving a Memorandum of Understanding With the Buckeye Police Association; Authorizing the City Manager to Execute and Deliver Said Memorandum of Understanding on Behalf of the City and Declaring An Emergency
Staff Liaison: Nancy Love, Human Resources Director
District No. N/A**

Ms. Love presented an overview of the Memorandum of Understanding with the Buckeye Police Association. A motion was made by Councilmember Heustis and seconded by Councilmember Hess to adopt Resolution No. 78-14 approving a Memorandum of Understanding with the Buckeye Police Association; authorizing the City Manager to execute and deliver said Memorandum of Understanding and declaring an emergency. Motion passed unanimously.

**7E. Action Approval of Second Amendment to Indefinite Term Notice of Appointment Issued by the City of Buckeye to Stephen S. Cleveland
Staff Liaison: Nancy Love, Human Resources Director
District No. N/A**

Ms. Love presented an overview of the Second Amendment to Notice of Appointment of Stephen S. Cleveland; Mr. Cleveland has requested the portion of the Amendment relating to the payment of a one-time discretionary lump-sum bonus in the amount of \$1,280 be removed. A motion was made by Vice Mayor Orsborn and seconded by Councilmember Strauss to approve the Second Amendment to Indefinite Term Notice of Appointment issued by the City of Buckeye to Stephen S. Cleveland ratifying past salary increases, and granting an indefinite extension of the residency requirement stated in Article 3-1-6 of the City Code, subject to revocation by Council. Motion passed unanimously.

**7F. Action Resolution No. 93-14 Ordering City of Buckeye Participation in the Cost of Certain Public Infrastructure Constructed by Sundance Community Facilities District That Benefits the City
Staff Liaison: Chris Williams, Construction and Contracting Manager
District No. N/A**

Mr. Price presented an overview of City of Buckeye participation in the cost of certain infrastructure that will be constructed by Sundance Community Facilities District. A motion was made by Councilmember Heustis and seconded by Vice Mayor Orsborn to adopt Resolution No. 93-14 Ordering City of Buckeye participation in the cost of certain public infrastructure constructed by Sundance Community Facilities District that benefits the City. Motion passed unanimously.

8. City Manager's Report and Government Relations

See attached City Manager's Report.

Rose Schmidt (Southwest Lending Closet) presented an award to Council and thanked them for their participation with Southwest Lending Closet.

9. Comments from the Mayor and Council

Councilmember Garza: absent.

Councilmember Strauss: commented with regard to children returning to school after summer break; encouraged participation in the Buckeye Marathon scheduled for December 13, 2014.

Councilmember Hess: thanked the Library and Community Services for offering family friendly activities and programs during the summertime; commented with regard to the participation in backpack giveaways; expressed excitement regarding the approval of the Buckeye Youth Council.

Councilmember McAchran: no comment.

Councilmember Heustis: complimented the Fire, Police and Public Works departments on their ability to work together and provide an excellent service to the community; commented with regard to the approval of the Buckeye Youth Council; reminded veterans about the veteran's event that will take place on August 23, 2014.

Vice Mayor Orsborn: no comment.

Mayor Meck: no comment.

Library Manager Jana White introduced Lori Gray with Baker & Taylor who expressed excitement about the partnership with the City of Buckeye and the upcoming opening of the new library.

11. Adjournment

A motion was made by Councilmember Heustis and seconded by Councilmember Hess to adjourn the meeting at 7:08 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 5th day of August, 2014. I further certify that a quorum was present.

Lucinda J. Aja, City Clerk