

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
MAY 19, 2015
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.

*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

Mayor Meck to proclaim the week of May 17-23, 2015 as National Public Works Week: "Community Begins".

Introduction of Buckeye Youth Council Members.

3. Minutes

Council to approve the minutes of the April 21, 2015 Council Workshop and Regular Council Meeting and April 28, 2015 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. 30-15 Ratifying the Submission of a Grant Application to the Federal Emergency Management Agency Relating to the Purchase of Electronic Charting Systems for Fire Vehicles; Authorizing the Acceptance of any Resulting Grant Award; Authorizing the City Manager and the City Fire Chief to Execute and Deliver Said Documents on Behalf of the City**

Staff Liaison: Bob Costello, Fire Chief

District No. All

Council to adopt Resolution No. 30-15 ratifying the submission of a grant application to the Federal Emergency Management Agency relating to the purchase of electronic charting systems for fire vehicles; authorizing the acceptance of any resulting grant award; authorizing the City Manager and the City Fire Chief to execute and deliver said documents on behalf of the City; authorizing the use, if necessary, of General Fund Contingency Funds.

- *5B. Resolution No. 31-15 Ratifying the Submission of a Grant Application to the Federal Emergency Management Agency Relating to the Purchase of a Paramedic Unit; Authorizing the Acceptance of any Resulting Grant Award; Authorizing the City Manager and the City Fire Chief to Execute and Deliver Said Documents on Behalf of the City**

Staff Liaison: Bob Costello, Fire Chief

District No. All

Council to adopt Resolution No. 31-15 ratifying the submission of a grant application to the Federal Emergency Management Agency relating to the purchase of a community-based paramedic unit; authorizing the acceptance of any resulting grant award; authorizing the City Manager and City Fire Chief to execute and deliver said documents on behalf of the City; authorizing the use, if necessary, of General Fund Contingency Funds.

- *5C. Resolution No. 32-15 Authorizing the Submission of a Grant Application to Gila River Indian Community Relating to Funding for Electronic Medical Charting Equipment; Authorizing the Acceptance of any Resulting Grant Award; Authorizing the City Manager and the City Fire Chief to Execute and Deliver All Necessary Documents on Behalf of the City**

Staff Liaison: Bob Costello, Fire Chief

District No. All

Council to adopt Resolution No. 32-15 ratifying the submission of a grant application to Gila River Indian Community relating to funding for Electronic Medical Charting Equipment; authorizing the acceptance of any resulting grant award; authorizing the City Manager and the City Fire Chief to execute and deliver all necessary documents on behalf of the City.

- *5D. Resolution No. 33-15 Ratifying the Submission of a Grant Application to the Arizona Department of Homeland Security Relating to the Purchase of Equipment for the Hazardous Materials Response Team; Authorizing the Acceptance of any Resulting Grant Award; Authorizing the City Manager and the City Fire Chief to Execute and Deliver Said Documents on Behalf of the City
Staff Liaison: Bob Costello, Fire Chief
District No. All**

Council to adopt Resolution No. 33-15 ratifying the submission of a grant application to the Arizona Department of Homeland Security relating to the purchase of equipment for the Hazardous Materials Response Team; authorizing the acceptance of any resulting grant award; authorizing the City Manager and the City Fire Chief to execute and deliver said documents on behalf of the City.

- *5E. Resolution No. 34-15 Ratifying the Submission of a Grant Application to the Arizona State Forestry Relating to Funding to Remove Salt Cedar Overgrowth in the City Authorizing the Acceptance of Any Resulting Grant Award; Authorizing the City Manager and the City Fire Chief to Execute and Deliver Said Documents on Behalf of the City
Staff Liaison: Bob Costello, Fire Chief
District No. All**

Council to adopt Resolution No. 34-15 ratifying the submission of a grant application to the Arizona State Forestry relating to funding to remove salt cedar overgrowth in the City (parcel 400-46-010); authorizing the acceptance of any resulting grant award; authorizing the City Manager and the City Fire Chief to execute and deliver said documents on behalf of the City; authorizing the use, if necessary, of General Fund Contingency Funds.

- *5F. Resolution No. 35-15 Ratifying the Submission of a Grant Application to the Arizona State Forestry Relating to Funding to Remove Salt Cedar Overgrowth in the City; Authorizing the Acceptance of any Resulting Grant Award; Authorizing the City Manager and The City Fire Chief to Execute and Deliver Said Documents on Behalf of the City
Staff Liaison: Bob Costello, Fire Chief
District No. All**

Council to adopt Resolution No. 35-15 ratifying the submission of a grant application to the Arizona State Forestry relating to funding to remove salt cedar overgrowth in the City (parcels 400-42-004C; 400-38-0069; 400-38-002D; 400-38-001); authorizing the acceptance of any resulting grant award; authorizing the City Manager and the City Fire Chief to execute and deliver said documents on behalf of the City; authorizing the use, if necessary, of General Fund Contingency Funds.

- *5G. Resolution No. 36-15 Ratifying the Submission of a Grant Application to the Arizona Department of Emergency Management Relating to Funding to Remove Salt Cedar Overgrowth in the City; Authorizing the Acceptance of any Resulting Grant Award and Authorizing the City Manager and the City Fire Chief to Execute and Deliver Said Documents on Behalf of the City
Staff Liaison: Bob Costello, Fire Chief
District No. All**

Council to adopt Resolution No. 36-15 ratifying the submission of a grant application to the Arizona Department of Emergency Management relating to funding to remove salt cedar overgrowth (parcel 400-46-010); authorizing the acceptance of any resulting grant award; authorizing the City Manager and the City Fire Chief to execute and deliver said documents on behalf of the City; authorizing the use, if necessary, of General Fund Contingency Funds.

- *5H. Resolution No. 37-15 Ratifying the Submission of a Grant Application to the Arizona Department of Emergency Management Relating to Funding to Remove Salt Cedar Overgrowth in the City; Authorizing the Acceptance of any Resulting Grant Award; Authorizing the City Manager and the City Fire Chief to Execute and Deliver Said Documents on Behalf of the City
Staff Liaison: Bob Costello, Fire Chief
District No. All**

Council to adopt Resolution No. 37-15 ratifying the submission of a grant application to the Arizona Department of Emergency Management relating to funding to remove salt cedar overgrowth in the City (parcels 400-42-004C; 400-38-006; 400-38-002D; 400-38-001); authorizing the acceptance of any resulting grant award; authorizing the City Manager and the City Fire Chief to execute and deliver said documents on behalf of the City; authorizing the use, if necessary, of General Fund Contingency Funds.

- *5I. Resolution No. 45-15 Approving the Intergovernmental Agreement Between the City of Buckeye and Maricopa County Relating to the Exchange of Road Construction Services (Entente); Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement
Staff Liaison: Scott Lowe, Public Works Director
District No. All**

Council to adopt Resolution No. 45-15 approving the Intergovernmental Agreement (IGA) between the City of Buckeye and Maricopa County Department of Transportation for the exchange of services on roadways and Rights of Way within the Buckeye Municipal Planning Area in an amount not to exceed \$200,000 per year; authorizing the Mayor or City Manager to execute and deliver said agreement.

- *5J. Resolution No. 46-15 Approving the Intergovernmental Agreement Between the City of Buckeye and the Town of Gila Bend Relating to Manual of Uniform Traffic Control Devices Sign Services and Customized Street Sign Services; Authorizing the Mayor to Execute and Deliver Said Agreement
Staff Liaison: Scott Lowe, Public Works Director
District No. All**

Council to adopt Resolution No. 46-15 approving the Intergovernmental Agreement between the City of Buckeye and the Town of Gila Bend relating to Manual of Uniform Traffic Control Devices Sign Services and Customized Street Sign Services; authorizing the Mayor to execute and deliver said agreement.

- *5K. Resolution No. 39-15 Approving the Acceptance and Service Agreement for Festival Ranch Festival Foothills Phase I Water Infrastructure and Related Appurtenances Between the City of Buckeye and Pulte Home Corporation, Inc.; Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement
Staff Liaison: Scott Zipprich, City Engineer
District No. 4**

Council to adopt Resolution No. 39-15 approving the Acceptance and Service Agreement for Festival Ranch Festival Foothills Phase I Water Infrastructure and related appurtenances between the City of Buckeye and Pulte Home Corporation, Inc.; authorizing the Mayor or City Manager to execute and deliver said agreement.

- *5L. Resolution No. 40-15 Approving the Acceptance and Service Agreement for Festival Ranch Festival Foothills Phase I Roadway and Landscaping Infrastructure and Related Appurtenances Between the City of Buckeye and Pulte Home Corporation, Inc.; Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement
Staff Liaison: Scott Zipprich, City Engineer
District No. 4**

Council to adopt Resolution No. 40-15 approving the Acceptance and Service Agreement for Festival Ranch Festival Foothills Phase I Roadway and Landscaping Infrastructure and related appurtenances between the City of Buckeye and Pulte Home Corporation, Inc.; authorizing the Mayor or City Manager to execute and deliver said agreement.

- *5M. Resolution No. 41-15 Approving the Acceptance and Service Agreement for Festival Ranch Sun City Festival Phase II Water, Sewer, Storm Drain and Reclaimed Water Infrastructure and Related Appurtenances Between the City of Buckeye and Pulte Home Corporation, Inc.; Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement
Staff Liaison: Scott Zipprich, City Engineer
District No. 4**

Council to adopt Resolution No. 41-15 approving the Acceptance and Service Agreement for Festival Ranch Sun City Festival Phase II Water Sewer Storm Drain and Reclaimed Water Infrastructure and related appurtenances between the City of Buckeye and Pulte Home Corporation, Inc.; authorizing the Mayor or City Manager to execute and deliver said agreement.

- *5N. Resolution No. 42-15 Approving the Acceptance and Service Agreement for Festival Ranch Sun City Festival Phase II Roadway Concrete and Paving Infrastructure and Related Appurtenances Between the City of Buckeye and Pulte Home Corporation, Inc.; Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement
Staff Liaison: Scott Zipprich, City Engineer
District No. 4**

Council to adopt Resolution No. 42-15 approving the Acceptance and Service Agreement for Festival Ranch Sun City Festival Phase II Roadway Concrete and Paving Infrastructure and related appurtenances between the City of Buckeye and Pulte Home Corporation, Inc.; authorizing the Mayor or City Manager to execute and deliver said agreement.

- *5O. Resolution No. 43-15 Approving the Acceptance and Service Agreement for Festival Ranch Special Assessment District No. 8 Roadway Concrete and Paving Infrastructure and Related Appurtenances Between the City of Buckeye and Pulte Home Corporation, Inc.; Authorizing the Mayor or City Manager to Execute and Deliver Said Agreement
Staff Liaison: Scott Zipprich, City Engineer
District No. 4**

Council to adopt Resolution No. 43-15 approving the Acceptance and Service Agreement for Festival Ranch Special Assessment District No. 8 Roadway Concrete and Paving Infrastructure and related appurtenances between the City of Buckeye and Pulte Home Corporation, Inc.; authorizing the Mayor or City Manager to execute and deliver said agreement.

6. Continued / Tabled Items

- 6A. Public Hearing and Action Ordinance No. 05-15 Approving the 17th Amendment to the Sundance Community Master Plan Allowing for a Maximum Building Height of Forty-Two (42) Feet in the Commercial Lot 51 as Defined in the Sundance Community Master Plan (CMP) Land Use Map, Subject to Stipulations (Continued from the April 21, 2015 Regular Council Meeting)**
Staff Liaison: Andrea Marquez, Planner II
District No. 5

Council to:

1. Open a public hearing to hear citizen input regarding the proposed Major Amendment to the Sundance Community Master Plan allowing for a maximum building height of forty-two (42) feet in the commercial Lot 51 as defined in the Sundance Community Master Plan (CMP) Land Use Map.
2. Receive staff report.
3. Receive public comment.
4. Close public hearing.
5. Adopt Ordinance No. 05-15 approving the 17th Amendment to the Sundance Community Master Plan (CMP) allowing for a maximum building height of forty-two feet in the commercial Lot 51 as defined in the Sundance Community Master Plan (CMP) Land Use Map, subject to stipulations. Request by Village Care Partners, LLC.

Council Action: Public Hearing and motion to approve.

- 6B. Public Hearing and Action Approval of the Site Plan for the Development Known as Buckeye Senior Care & Living Campus Consisting of Approximately 11.44 Acres Generally Located at the Northwest Corner of Yuma Road and Sundance Parkway (Continued from the April 21, 2015 Regular Council Meeting)**
Staff Liaison: Andrea Marquez, Planner II
District No. 5

Council to:

1. Open a public hearing to hear citizen input regarding the proposed Major Site Plan for the development known as Buckeye Senior Care & Living Campus consisting of approximately 11.44 acres generally located at the northwest corner of Yuma Road and Sundance Parkway.
2. Receive staff report.
3. Receive public comment.
4. Close Public Hearing.
5. Approve the proposed Major Site Plan for the development known as Buckeye Senior Care & Living Campus consisting of approximately 11.44 acres generally located at the northwest corner of Yuma Road and Sundance Parkway, subject to stipulations. Request by Village Care Partners, LLC.

Council Action: Public hearing and motion to approve.

7. Public Hearings / Non-Consent - New Business

7A. Action Resolution No. 23-15 Approving the Asset Purchase Agreement By and Between the City of Buckeye and Tartesso 1261, L.L.C., an Arizona Limited Liability Company, Sun Valley 36, L.L.C., an Arizona Limited Liability Company, and Bisgrove Real Estate Fund, LLC, a Delaware Limited Liability Company, for the Purchase and Sale of the Tartesso Wastewater Treatment Plant; Authorizing the Mayor to Execute and Deliver Said Agreement

**Staff Liaison: George Flores, Development Services Director
Scott Zipprich, City Engineer**

District No. 4

Council to adopt Resolution No. 23-15 approving the Asset Purchase Agreement by and between the City of Buckeye and Tartesso 1261, L.L.C., an Arizona limited liability company, Sun Valley 36, L.L.C., an Arizona limited liability company, and Bisgrove Real Estate Fund, LLC, a Delaware limited liability company, for the purchase and sale of the Tartesso Wastewater Treatment Plant; authorizing the Mayor to execute and deliver said agreement.

Council Action: Motion to approve.

7B. Action Resolution No. 44-15 Authorizing the Execution and Delivery of an Agreement, a Trust Agreement, a Continuing Disclosure Certificate, and an Obligation Purchase Contract; Approving a Preliminary Official Statement; Approving the Issuance and Sale of Not to Exceed \$56,000,000 of City's Excise Tax Revenue Obligations, Series 2015, Evidencing a Proportionate Interest of the Owners Thereof in the Agreement; Authorizing the Financing of a Project that Includes the Acquisition of Certain Water Systems, Facilities and Improvements as Described in a Settlement Agreement for Stipulated Condemnation and Acquiring, Constructing or Installing Improvements Thereto; Amending Certain Provisions of the Excise Tax Fund of the City; Authorizing the Taking of all Other Actions Necessary to the Consummation of the Transactions Contemplated by this Resolution; Declaring an Emergency

Staff Liaison: Larry Price, Finance Director

District No. All

Council to adopt Resolution No. 44-15 authorizing the execution and delivery of an Agreement, Trust Agreement, a Continuing Disclosure Certificate, and an Obligation Purchase Contract; approving a Preliminary Official Statement; approving the issuance and sale of not to exceed \$56,000,000 of the City's Excise Tax Revenue Obligations, Series 2015 (the "2015 Obligations"), evidencing a proportionate interest of the owners thereof in the agreement; authorizing the financing of a project that includes the acquisition of certain water systems, facilities and improvements as described in a Settlement Agreement for Stipulated Condemnation and acquiring, constructing or installing improvements thereto; amending certain provisions of the excise tax fund of the City; authorizing the taking of all other actions necessary to the consummation of the transactions contemplated by this Resolution; 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

Councilmember Hess:

Community Development Advisory Board (CDAC Alternate Member)

Community Services Advisory Board

Public Safety Retirement Board (Police)

MAG Human Services Coordinating Committee

2014 Human Development Steering Committee

Councilmember McAchrn:

Airport Advisory Board

All Faith Board

Main Street Board

Southwest Lending Closet

Way Out West (WOW) Coalition

Buckeye Youth Advisory Commission

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

Greater Phoenix Economic Council (GPEC)

Mayor Meck:

All Faith Board President

Chamber of Commerce Board

MAG Economic Development Committee

MAG Regional Council

MAG Regional Council Executive 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.