



**CITY OF BUCKEYE
REGULAR COUNCIL MEETING
DECEMBER 15, 2015
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. Councilmember Ray Strauss of The Church at Sun Valley led the invocation.

Members Present: Councilmember Strauss, Councilmember Hess, Councilmember McAchran, 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, Deputy City Clerk Summer Stewart, Assistant to Council Carol Conley, Police Chief Larry Hall, Fire Chief Bob Costello, Finance Director Larry Price, Public Works Director Scott Lowe, Development Services Director George Flores, City Engineer Scott Zipprich, Human Resources Director Nancy Love, Information Technology Director Greg Platacz, Water Resources Director Dave Nigh, Community Services Director Cheryl Sedig, Economic Development Director Len Becker, Planning Manager Terri Hogan, Library Manager Jana White, and Government Relations Manager George Diaz.

2A. Comments from the Public - None.

2B. Awards/Presentations/Proclamations

Barbara Averyt, Arizona Program Director of Health Services Advisory Group, a multi-state quality innovation network and quality improvement organization, presented a video to Council regarding Buckeye's Community Paramedicine Program.

3. Minutes

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Heustis to approve the minutes of the November 17, 2015 Council Workshop, November 17, 2015 Executive Session, and November 17, 2015 Regular Council Meeting. Motion passed unanimously.

4. Expenditures

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Heustis 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. A motion was made by Councilmember Heustis and seconded by Councilmember Hess to approve Consent Items *5A., *5B., *5C., *5D., and *5E. Motion passed unanimously.

***5. New Business**

- *5A. Authorization and Approval of the use of General Fund Contingency Funds for the Total Payment of \$280,000 by the City of Buckeye to Lennar Communities Development , Inc., and Standard Pacific of Arizona, Inc. for a Fire Station Site Previously Donated by Blue Horizons Estates, LLC to the City of Buckeye Located in the Blue Horizons Villages
Staff Liaison: Scott Zipprich, City Engineer
District No. All**

Council authorized and approved the use of General Fund Contingency Funds for the total payment of \$280,000 by the City of Buckeye to Lennar Communities Development, Inc., and Standard Pacific of Arizona, Inc. (\$168,000 allocated to Lennar Communities Development, Inc., and \$112,000 to Standard Pacific of Arizona, Inc.), for a fire station site previously donated by Blue Horizons Estates, LLC to the City of Buckeye located in the Blue Horizons Villages.

- *5B. Resolution No. 102-15 Accepting a Petition, Waiver and Consent to Formation of a Municipal Street Lighting Improvement District by the City of Buckeye; Declaring the Intention to Form a Street Lighting Improvement District within the Corporate Limits of the City of Buckeye; Designating such District as “City of Buckeye, Street Lighting Improvement District No. 2015-SLID-002”; and Providing for the Annual Levy of Taxes or by Assessments Equally Apportioned upon all of the Property Owners of the District to Purchase Energy for the Lighting of Public Streets and Parks within and Adjacent to Streets in the District
Staff Liaison: Scott Lowe, Public Works Director
District No. 3**

Council adopted Resolution No. 102-15 accepting a Petition, Waiver and Consent to formation of a Municipal Street Lighting Improvement District by the City of Buckeye; declaring the intention to form a Street Lighting Improvement District within the corporate limits of the City of Buckeye; designating such District as “City of Buckeye, Street Lighting Improvement District No. 2015-SLID-002”; and providing for the annual levy of taxes or by assessment equally apportioned upon all of the property owners of the district to purchase energy for the lighting of public streets and parks within and adjacent to the streets in the District.

- *5C. Resolution No. 103-15 Ordering the Work as Described in Resolution of Intention No. 102-15; and the Formation of City of Buckeye Street Lighting Improvement District No. 2015-SLID-002
Staff Liaison: Scott Lowe, Public Works Director
District No. 3**

Council adopted Resolution No. 103-15 ordering the work as described in Resolution of Intention No. 102-15; and the formation of City of Buckeye Street Lighting Improvement District No. 2015-SLID-002.

- *5D. Resolution No. 107-15 Approving Intergovernmental Agreement No. JPA 15-0005511-I between the City of Buckeye and the State of Arizona Department of Transportation relating to Paving of Dirt Road on Watson Road North from Van Buren Street to McDowell; Authorizing the Mayor or City Manager to Execute and Deliver said Agreement
Staff Liaison: Scott Lowe, Public Works Director
District No. 6**

Council adopted Resolution No. 107-15 approving Intergovernmental Agreement No. JPA 15-0005511-I between the City of Buckeye, Arizona and the State of Arizona Department of Transportation relating to paving of dirt road on Watson Road north from Van Buren Street to McDowell; authorizing the Mayor or City Manager to execute and deliver said Agreement.

***5E. Authorization and Approval of the 2016 Government Relations Program**
Staff Liaison: George Diaz, Government Relations Manager
District No. All

Council authorized and approved the implementation of the 2016 Government Relations Program to include the following:

- 1. 2016 Legislative Goal**
 - a) Influence the legislative process, its outcomes to the benefit of the City of Buckeye.
- 2. 2016 Legislative Agenda**
 - a) Preserve local control – i.e.: oppose the preemption of local authority.
 - b) Protect State Shared Revenues to cities and towns including amendments to statutes that authorize population based funding.
 - c) Restore Highway User Revenue Fund.
 - d) Maintain Construction Sales Tax.
 - e) Defend Local Transaction Privilege Tax.
 - f) Defend the 208 Water Quality Management process from unwarranted changes.

6. Continued / Tabled Items – None.

7. Public Hearings / Non-Consent - New Business

7A. Public Hearing and Action Resolution No. 104-15 Sun Valley Villages 1 and 2 Major General Plan Amendment
Staff Liaison: Adam Copeland, Senior Planner
District No. 4

Mayor Meck opened a public hearing at 6:16 p.m. to hear citizen input regarding the Sun Valley Villages 1 and 2 Major General Plan Amendment. At the request of staff, a motion was made by Councilmember Heustis and seconded by Councilmember McAchran to continue to a Special Meeting, to be held on December 29, 2015 at 4:00 p.m., the public hearing relating to the Sun Valley Villages 1 and 2 Major General Plan Amendment and adoption of Resolution No. 104-15 approving a Major General Plan Amendment to the City of Buckeye General Plan Use Map on approximately 5,800 acres located within the Sun Valley Villages 1 and 2 Master Planned Community along both sides of the Sun Valley Parkway and Bell Road alignments from a mix of Regional Commercial, Business Park, Community Commercial, High Density Residential, Medium Density Residential, and Low Density Residential land uses to Master Planned Community. Motion passed unanimously.

7B. Public Hearing and Action Resolution No. 105-15 Trillium Major General Plan Amendment
Staff Liaison: Ed Boik, Senior Planner
District No. 4

Proper notice having not been effectuated, the public hearing was not held no action was taken on Resolution No. 105-15 Trillium Major General Plan Amendment.

7C. Public Hearing and Action Preliminary Plat for Sun City Festival Parcel HH1
Staff Liaison: Ed Boik, Senior Planner
District No. 4

Mayor Meck opened a public hearing at 6:17 p.m. to hear citizen input regarding approval of the Preliminary Plat for Sun City Festival Parcel HH1 consisting of 441 age-restricted single-family lots on approximately 181 acres generally located north of Beardsley Parkway, west of Desert Vista Boulevard, east of Desert Oasis Boulevard, and south of the Central Arizona Project canal. Mr. Boik provided an overview of the Sun City Festival Parcel HH1 preliminary plat; a map depicting the site was displayed. Staff and the Planning and Zoning Commission recommend approval, subject to stipulations a-x. There being no comment, Mayor Meck closed the public hearing at 6:19 p.m. A motion was made by Councilmember Strauss and seconded by Councilmember Hess to approve the Preliminary Plat for Sun City Festival Parcel HH1 consisting of 441 age-restricted single-family lots on

approximately 181 acres generally located north of Beardsley Parkway, west of Desert Vista Boulevard, east of Desert Oasis Boulevard, and south of the Central Arizona Project canal, including stipulations a-x. Motion passed unanimously.

7D. Action Ordinance No. 20-15 Amending the City of Buckeye Code, Chapter 13 (Tax Code 2011 Edition), Article IV (Privilege Taxes), Section 13-480, relating to the Exemption from Transaction Privilege Tax regarding (1) Transfers of Renewable Energy Credits, (2) Gross Proceeds of Sales Attributable to the Transfer of Electricity to an Electric Distributions System by a Retail Electric Customer Owning a Solar Photovoltaic Energy Generating System, and (3) Gross Income Derived from Sales of Electricity or Natural Gas to a Business Principally Engaged in Manufacturing or Smelting Operations; Establishing an Effective Date
Staff Liaison: Len Becker, Economic Development Director
District No. All

Mr. Becker provided an overview of the proposed City of Buckeye Code amendment. Economic impact scenarios related to the transaction privilege tax exemption for manufacturing businesses were described; the definition of “manufacturing” was provided. Mr. Ruby clarified the tax may be reinstated at a future date by council action. A motion was made by Vice Mayor Orsborn and seconded by Councilmember McAchran to adopt Ordinance No. 20-15 amending the City of Buckeye Code, Chapter 13 (Tax Code 2011 Edition), Article IV (Privilege Taxes), Section 13-480, relating to the exemption from transaction privilege tax regarding (1) transfers of renewable energy credits, (2) gross proceeds of sales attributable to the transfer of electricity to an electric distributions systems by a retail electric customer owning a solar photovoltaic energy generating system, and (3) gross income derived from sales of electricity or natural gas to a business principally engaged in manufacturing or smelting operations; establishing an effective date. Motion passed unanimously.

7E. Action Resolution No. 101-15 Ordering and Calling a Primary Election to be held on Tuesday, August 30, 2016, and, if Necessary, a General Election to be held on Tuesday, November 8, 2016, to Nominate Candidates for Mayor At-Large and Council Member Seats for Districts 1, 2, and 3 in the City of Buckeye; Designating or Providing for the Manner in which the City Clerk Shall Conduct the Election; Spanish Translation of Election Materials; and the Deadline for Voter Registration and Mailing of Ballots
Staff Liaison: Lucinda Aja, City Clerk
District No. All

Ms. Stewart provided information related to Resolution No. 101-15 which serves as the Call of Election for the 2016 Primary Election and, if necessary, the 2016 General Election. A motion was made by Councilmember McAchran and seconded by Councilmember Hess to adopt Resolution No. 101-15 ordering and calling a Primary Election to be held on Tuesday, August 30, 2016, and, if necessary, a General Election to be held on Tuesday, November 8, 2016, to nominate candidates for Mayor At-Large and Council Member seats for Districts 1, 2, and 3 in the City of Buckeye; designating or providing for the manner in which the City Clerk shall conduct the election; Spanish translation of election materials; and the deadline for voter registration and mailing of ballots. Motion passed unanimously.

8. City Manager’s Report and Government Relations

See attached City Manager’s Report.

9. Comments from the Mayor and Council

Councilmember Garza: absent.

Councilmember Strauss: no comment.

Councilmember Hess: stated she was recently nominated as Vice Chair of MAG Human Services Coordinating Committee and discussed health initiatives taken by the Committee, including the Paramedicine Program; thanked Main Street and staff for a wonderful Glow on Monroe Parade event; expressed gratitude for all accomplishments over the past year as a team and as a City and is looking forward to the upcoming year.

Councilmember McAchrn: thanked Fire Department staff for implementing successful Paramedicine Program; congratulated Chief Hall on his appointment to the Arizona Peace Officer Standards and Training Board; stated he is impressed with the Buckeye Marathon event that has become a wonderful addition to our community; thanked Mr. and Mrs. Noble for helping to organize a fantastic Glow on Monroe Parade.

Councilmember Heustis: congratulated Chief Hall on his appointment to the Arizona Peace Officer Standards and Training Board; discussed upcoming veteran events.

Vice Mayor Orsborn: provided an update of Buckeye Pollution Control Corporation, Community Development Advisory Committee, Valley Metro RPTA Board, and WESTMARC; discussed the successful Community Services events including the Buckeye Marathon and Glow on Monroe Parade; stated the opening of Skyline Park will have a positive impact for the City; thanked Chief Costello and Fire Department staff for implementing effective and valuable Paramedicine Program.

Mayor Meck: discussed the opening of Skyline Park scheduled January 9, 2016; stated the public was very impressed with the Buckeye Marathon; stated this year's Glow on Monroe Parade was amazing with a large crowd in attendance; discussed upcoming veteran events; thanked staff.

10. Adjournment

A motion was made by Vice Mayor Orsborn and seconded by Councilmember Heustis 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 15th day of December, 2015. I further certify that a quorum was present.

Lucinda J. Aja, City Clerk