



**CITY OF BUCKEYE
REGULAR AND SPECIAL COUNCIL MEETING
JUNE 21, 2016
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. Greg Clemmons of Valley Christian Ministries led the invocation. Vice Mayor Hess led the Pledge of Allegiance.

Members Present: Councilmember Garza (via telephone), Councilmember Orsborn (excused at 6:35 p.m.; returned at 6:36 p.m.), Councilmember McAchran, Councilmember Heustis, Vice Mayor Hess, and Mayor Meck.

Members Absent: None.

Departments Present: City Manager Stephen Cleveland, Assistant City Manager Roger Klingler, City Attorney Shiela Schmidt, City Clerk Lucinda Aja, Deputy City Clerk Summer Stewart, Assistant to Council Carol Conley, Police Chief Larry Hall, Fire Chief Bob Costello, Finance Director Larry Price, Economic Development Director Len Becker, Human Resources Director Nancy Love, City Engineer Scott Zipprich, Public Works Director Scott Lowe, Development Services Director George Flores, Information Technology Director Greg Platacz, Planning Manager Terri Hogan, and Intergovernmental Affairs Manager George Diaz.

1A. Special Council Meeting

I. Council will convene into a Special Council Meeting (as required by A.R.S. Title 42, Sections 17101 through 17108).

Council convened into a Special Council Meeting at 6:04 p.m.

a) Council will hold a Public Hearing and take action with a roll call vote on the Fiscal Year 2016-2017 Truth in Taxation (TNT).

Staff Liaison: Larry D. Price, Finance Director

Mayor Meck opened a public hearing at 6:04 p.m. to discuss the Fiscal Year (FY) 2016-2017 Truth in Taxation (TNT). Mr. Price provided an overview of the FY 2016-2017 Primary Property Tax Levy in the amount of \$6,114,649. The primary property tax levy is used to offset the costs of providing Public Safety services to the community. The recommended levy is \$351,606 greater than the previous year; the City's primary property tax rate is estimated to remain the same as FY 2015-2016 at \$1.8000 per \$100 of taxable

assessed value. Mr. Price stated the final assessed values will be adopted by Maricopa County at a later date. A table depicting combined property tax levies and rates was presented. Mr. Price clarified the City of Buckeye does not have a secondary property tax. There being no further comment, Mayor Meck closed the public hearing at 6:16 p.m. A motion was made by Councilmember Orsborn and seconded by Vice Mayor Hess to approve the Fiscal Year 2016-2017 Property Tax Levy of \$6,114,649.00.

Roll Call Vote:

Councilmember Garza – Aye
Councilmember Orsborn – Aye
Councilmember McAchran – Aye
Councilmember Heustis – Aye
Vice Mayor Hess – Aye
Mayor Meck – Aye

Motion carried.

b) Council will hold a Public Hearing and take action on Resolution No. 41-16 adopting a budget; setting forth the receipts and expenditures and the amounts proposed to be raised by direct property taxation for the various purposes for the Fiscal Year 2016-2017.

Staff Liaison: Larry D. Price, Finance Director

Mayor Meck opened a public hearing at 6:17 p.m. to discuss adoption of the Fiscal Year (FY) 2016-2017 Final Budget. Mr. Price provided an overview of the FY 2016-2017 Final Budget. A Tentative Budget was approved by Council on June 7, 2016. The Final Budget includes a reduction in contingency funds for the approved 18 new positions, reclassifications, and restorations; cost estimates were reviewed. The Final Budget sets forth the financial resources plan for Buckeye's FY 2016-2017 service delivery programs and the Capital Improvement Plan (CIP). The Final Budget estimate for FY 2016-2017 is \$194,853,657. The option to include wage adjustments as part of adopting the Final Budget was discussed. FY 2016-2017 budgeted projects were listed and reviewed. Health insurance costs and cost sharing arrangements were presented. Ms. Love provided further information related to cost sharing arrangements; the City pays 88 percent of employee only coverage and 84 percent of dependent coverage based on Open Access Plus (OAP) premiums. Mr. Price stated 309 employees elected OAP, 55 employees elected HMO, 30 employees elected the HDHP, and 39 employees declined coverage. Contingency Funds were listed and reviewed. Mr. Price clarified the water operating budget is approximately \$19 million and the contingency fund is approximately \$19 million. The current compensation policy was presented. The pay structure adopted in August, 2015 was displayed; public safety employees remain in a step pay structure; all other employees were placed in a broadband pay structure. Employees that are currently at the maximum of their pay range are not eligible, pursuant to policy, for a wage increase. Three wage adjustment options were discussed. Option 1 includes a one-step increase for public safety employees, a 4.34 percent wage increase for employees in the broadband pay structure, and a 1.7 percent one-time bonus for all employees that are at the maximum of their pay range and ineligible for a wage increase. Option 2 includes a 1.7 percent Cost of Living Allowance (COLA) for all employees. Option 3 includes a one-step increase for public safety employees and a 4.34 percent wage increase for employees in the broadband pay structure, subject to eligibility. Wage adjustments would be subject to a performance evaluation. Mr. Price clarified the COLA would increase all pay ranges by 1.7 percent; the COLA affects the pay structure. A table depicting General Fund sources and uses was displayed and discussed. Council policy reflects that operating revenues should not be less than operating expenditures. Council has also adopted a policy that contingency funds are equal to 25 percent of operating expenditures; wage adjustments and/or a COLA would result in a contingency fund that is equal to approximately 20 percent of operating expenditures. Mr. Price clarified the budget is based on actual growth, not anticipated growth. The City currently has a bond rating of double A minus; approval of wage adjustments will not affect the bond rating. Recurring revenues and recurring expenses were discussed. Construction sales tax was reviewed and building permit fees were discussed. Mr. Flores stated fees are reduced and revenues are reduced if demand for building permits is reduced; fees are paid for services provided and those services may not be provided for

several months, including inspections. Revenues increase as activity increases, there would be a lag with an eventual reduction in staff as necessary depending on demand for services.

The importance of adopting an updated pay policy was addressed. Ms. Love clarified the pay study provided in 2015 proposed a pay structure that was at the 50 percentile of comparator cities. The pay structures were adopted in August, 2015, but a pay policy that set forth how employees would move through the pay structures has not yet been implemented. In 2015, employees were placed in the updated pay structure based on years of service in their current position. A table depicting amounts received by employees for wage adjustments, with an effective date of July, 2015, was displayed.

Charles Ridings provided statements and concerns related to the FY 2016-2017 Final Budget.

Charles Waters presented concerns related to the increase in health insurance premiums and the approved cost sharing arrangements.

George Moon presented concerns related to the FY 2016-2017 Final Budget proposal.

There being no further comments, Mayor Meck closed the public hearing at 7:42 p.m.

A motion was made by Councilmember McAchran and seconded by Councilmember Garza to adopt Resolution No. 41-16 adopting a budget; setting forth the receipts and expenditures and the amounts proposed to be raised by direct property taxation for the various purposes for the Fiscal Year 2016-2017; and approving wage adjustments set forth in Option 3, to include a one-step increase for employees in the step structure and a 4.34 percent wage increase for employees in the broadband pay structure, subject to eligibility. A roll call vote was held. Councilmember Garza voted aye, Councilmember McAchran voted aye, and Councilmember Heustis voted aye. Councilmember Orsborn voted nay. Vice Mayor Hess requested clarification regarding the difference in cost between wage adjustment Option 2 and Option 3. Mr. Price stated the estimated cost of Option 3 is approximately \$374,000 more than Option 2. Vice Mayor Hess stated the issue is complicated; the budget must be balanced along with maintaining competitive wages and avoiding the issue of compression.

Ms. Aja clarified the motion included adoption of Resolution No. 41-16 adopting a budget; setting forth the receipts and expenditures and the amounts proposed to be raised by direct property taxation for the various purposes for the Fiscal Year 2016-2017; and approving wage adjustments set forth in Option 3, to include a one-step increase for employees in the step structure and a 4.34 percent wage increase for employees in the broadband pay structure, subject to eligibility. The roll call vote was clarified. Councilmember Garza voted aye, Councilmember McAchran voted aye, and Councilmember Heustis voted aye. Councilmember Orsborn voted nay. Ms. Schmidt stated there is a motion on the table, the roll call vote must be completed before another motion may be made; the member who made the original motion has the option to amend the motion.

A recess was called by Mayor Meck at 7:50 p.m.

Mayor Meck reconvened the public hearing at 8:03 p.m.

Ms. Aja clarified the motion on the table included adoption of Resolution No. 41-16 adopting a budget; setting forth the receipts and expenditures and the amounts proposed to be raised by direct property taxation for the various purposes for the Fiscal Year 2016-2017; and approving wage adjustments set forth in Option 3, to include a one-step increase for employees in the step structure and a 4.34 percent wage increase for employees in the broadband pay structure, subject to eligibility. The roll call vote was clarified. Councilmember Garza voted aye, Councilmember McAchran voted aye, and Councilmember Heustis voted aye. Councilmember Orsborn voted nay. Vice Mayor Hess requested that Councilmember McAchran amend his current motion to include adoption of the Final Budget and to continue to a later date further discussion

related to wage adjustments. Ms. Aja stated the roll call vote for the motion currently on the table must be completed. Ms. Schmidt also clarified the roll call vote for the motion currently on the table must be completed. Vice Mayor Hess stated she will abstain from voting. Mayor Meck voted nay. Vice Mayor Hess clarified she will abstain from voting. There being two nays and three ayes, motion carried.

- c) **Council will hold a public hearing and take action on Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the following Street Lighting Improvement Districts: 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 2007-010, comprised of Watson Estates; SLID 2007-013, comprised of Sun City Festival Units I1 and P1; SLID 2007-021, comprised of Sun City Festival Unit J1; SLID 2009-02A, comprised of Watson Marketplace; 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; and SLID 2015-001, comprised of Estrella Vista at Buckeye (City of Buckeye, Arizona),**

Mayor Meck opened a public hearing at 8:07 p.m. to discuss adoption of Fiscal Year (FY) 2016-2017 Final Budgets for the Street Lighting Improvement Districts (SLID). Mr. Lowe provided an overview of the Final Budget for each SLID and displayed aerial maps. Street Lighting Improvement Districts (SLIDs) are established with the approval of City Council, who serve as the Governing Body of the SLID; the City administers the operations of the SLID, which are for the purpose of operating and maintaining street lighting located within the SLID. State law prohibits SLIDs from incurring debt and requires the Governing Body to annually approve a Final Budget. The assessment is imposed on each property within the District and is collected through the Maricopa County property tax system. There being no further comment, Mayor Meck closed the public hearing at 8:12 p.m.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID #1, comprised of Sun City Festival Units A1 and B1, in the amount of \$27,307.74. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-001 comprised of Vista De Montana Phase 1A, 1B, 2, and 3, in the amount of \$16,067.52. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-003 comprised of Blue Horizons, in the amount of \$20,904.94. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-007 comprised of Festival Foothills Phase 1, in the amount of \$15,028.65. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-008 comprised of Festival Foothills Phase 2, in the amount of \$3,963.36. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-009 comprised of Crystal Vista, in the amount of \$3,408.56. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-011 comprised of Sun City Festival Units C1, D1, E1, F1, G1, H1, and V1, in the amount of \$29,819.13. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-015 comprised of Riata West Unit 2, in the amount of \$13,270.42. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-016 comprised of Sonoran Vista Units 1 and 2, in the amount of \$15,006.60. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-017 comprised of Riata West Unit 2, in the amount of \$9,892.84. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2006-019 comprised of Sun City Festival Units K1, O1, M1, and R1, in the amount of \$15,520.09. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2007-001 comprised of Sundance Parcel 27, in the amount of \$3,795.66. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2007-002 comprised of Sundance Parcel 25, in the amount of \$2,377.52. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2007-003 comprised of Sundance Parcel 26, in the amount of \$1,724.80. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2007-010 comprised of Watson Estates, in the amount of \$8,325.02. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2007-013 comprised of Sun City Festival Units I1 and P1, in the amount of \$3,723.83. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2007-021 comprised of Sun City Festival Unit J1, in the amount of \$4,384.29. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2009-02A comprised of Watson Marketplace, in the amount of \$5,167.68. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2011-001 comprised of Sundance Commercial, in the amount of \$1,462.68. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2012-002 comprised of Sienna Hills, in the amount of \$8,313.27. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2013-002 comprised of Sun City Festival Unit L1, in the amount of \$3,012.73. Motion passed unanimously.

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adopt Resolution No. 34-16 adopting the final budget for Fiscal Year 2016-2017, beginning July 1, 2016 and ending June 30, 2017, by the Governing Body of the SLID-2015-001 comprised of Estrella Vista at Buckeye, in the amount of \$12,633.52. Motion passed unanimously.

II. Council will reconvene into the Regular Council Meeting.

Council reconvened into the Regular Council Meeting at 8:14 p.m.

2A. Comments from the Public.

Paul Kelley presented concerns related to design standards and street lights.

2B. Awards/Presentations/Proclamations

Mayor Meck proclaimed the Buckeye Public Library System 2016 Summer Reading Program “*Maricopa County Reads-On Your Mark, Get Set, Read!*”.

3. Minutes

A motion was made by Councilmember Heustis and seconded by Councilmember Orsborn to approve the minutes of the May 17, 2016 Council Workshop and May 17, 2016 Regular Council Meeting. Motion passed unanimously.

4. Expenditures

A motion was made by Councilmember Orsborn and seconded by Vice Mayor Hess to ratify the payment of the accounts payable expenditures made. Motion passed unanimously. Copies of invoices are available at City Hall.

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 Vice Mayor Hess to approve Consent Items *5A., *5B., *5C., and *5D. Motion passed unanimously.

***5. New Business**

- *5A. Council to take action on Resolution No. 47-16 approving Amendment No. 1 to the City (formerly the Town) of Buckeye Property Lease Agreement with the State of Arizona Department of Transportation.**

Staff Liaison: Scott Lowe, Public Works Director

Council adopted Resolution No. 47-16 approving Amendment No. 1 to the City (formerly the Town) of Buckeye Property Lease Agreement with the State of Arizona Department of Transportation.

- *5B. Council to take action on the recommendation to reappoint primary representative Councilmember Eric Orsborn and alternate representative Vice Mayor Michelle Hess to the Community Development Advisory Board Committee (CDAC) for the term beginning July 1, 2016 and ending June 30, 2017.**

Staff Liaison: Andrea Marquez, Planner II

Council approved the recommendation to reappoint primary representative Councilmember Eric Orsborn and alternate representative Vice Mayor Michelle Hess to the Community Development Advisory Board Committee (CDAC) for the term beginning July 1, 2016 and ending June 30, 2017.

- *5C. Council to take action on Resolution No. 39-16 approving the renewal of a Memorandum of Understanding between the City of Buckeye and Buckeye Valley Chamber of Commerce relating to economic development services, and the renewal of lease terms; authorizing the City Manager to execute and deliver said renewal letter.**

Staff Liaison: Len Becker, Economic Development Director,
Tennille Hiller, Management Assistant

Council adopted Resolution No. 39-16 approving the renewal of a Memorandum of Understanding between the City of Buckeye and Buckeye Valley Chamber of Commerce relating to economic development services, and the renewal of lease terms; authorizing the City Manager to execute and deliver said renewal letter.

- *5D. Council to take action on Resolution No. 48-16 approving Amendment No. 1 Contract No. 2016-09-BKY between the City of Buckeye and the Area Agency on Aging, Region One, Incorporated to increase the contract ceiling amount to \$189,246.00 for Fiscal Year 2016-2017 and authorizing the City Manager to execute and deliver said Amendment.**

Staff Liaison: Philip Yabes, Community Center Manager

Council adopted Resolution No. 48-16 approving Amendment No. 1 Contract No. 2016-09-BKY between the City of Buckeye and the Area Agency on Aging, Region One, Incorporated to increase the contract ceiling amount to \$189,246.00 for Fiscal Year 2016-2017 and authorizing the City Manager to execute and deliver said Amendment.

6. Continued / Tabled Items – None.

7. Public Hearings / Non-Consent - New Business

- 7A. Council will hold a Public Hearing and take action on Ordinance No. 13-16 amending the Zoning Map of the City of Buckeye on approximately 0.31 acres, located at 217 4th Avenue West, Lot 13 of the Valencia Subdivision in downtown Buckeye, from the Planned Residential (PR) Zoning District to Single Family Residential 6 (SF-6) Zoning District.**

Staff Liaison: Sean Banda, Planner II

Mayor Meck opened the public hearing at 8:21 p.m. to hear citizen input regarding the amendment to the Zoning Map of the City of Buckeye on approximately 0.31 acres, located at 217 4th Avenue West, Lot 13 of the Valencia Subdivision in downtown Buckeye, from the Planned Residential (PR) Zoning District to Single Family Residential 6 (SF-6) Zoning District. Mr. Banda provided an overview of the requested rezone. The subject property is located at 217 4th Avenue West in the Valencia Subdivision in District 1. The applicant has requested to build an accessory dwelling unit (ADU) on their residential lot; however, an ADU is prohibited under the current zoning district. The current Development Code allows ADUs to be constructed in residential districts and the applicant has requested to rezone the Planned Residential (PR) zoned property to an equivalent residential zoning, Single-Family Residential 6 (SF-6). The applicant was available for questions. There being no further comments, Mayor Meck closed the public hearing at 8:23 p.m. A motion was made by Councilmember McAchran and seconded by Councilmember Heustis to adopt Ordinance No. 13-16 amending the Zoning Map of the City of Buckeye on approximately 0.31 acres, located at 217 4th Avenue West, Lot 13 of the Valencia Subdivision in downtown Buckeye, from the Planned Residential (PR) Zoning District to Single Family Residential 6 (SF-6) Zoning District. Motion passed unanimously.

- 7B. Council will hold a Public Hearing and take action on the request for a Series 12 (Restaurant) Liquor License Application (No. 1207A648) for Rancheros Rodeo Restaurant located at 416 East Monroe Avenue in Buckeye. Request by Luzendi Ruelas on behalf of Ranchero's LLC.**

Mayor Meck opened the public hearing at 8:23 p.m. to hear citizen input regarding the request for a Series 12 (Restaurant) Liquor License Application (No. 1207A648) for Rancheros Rodeo Restaurant located at 416 East Monroe Avenue in Buckeye. Ms. Aja provided an overview of the request. The application and notice was legally posted May 18, 2016 on the premises located at 416 East Monroe Avenue in District 2. The restaurant is an established business in Buckeye. There are no objections to this application. There being no further comment, Mayor Meck closed the public hearing at 8:24 p.m. A motion was made by Councilmember McAchran and seconded by Vice Mayor Hess to approve the request for a Series 12 (Restaurant) Liquor License Application (No. 1207A648) for Rancheros Rodeo Restaurant located at 416 East Monroe Avenue in Buckeye. Request by Luzendi Ruelas on behalf of Ranchero's LLC. Motion passed unanimously.

7C. Council will take action on Resolution No. 46-16 approving the Intergovernmental Agreement between Maricopa County and the City of Buckeye for improvements to Miller Road from Tonopah-Salome Highway to Van Buren Street.

Staff Liaison: Scott Lowe, Public Works Director

Mr. Lowe provided an overview of Intergovernmental Agreement (IGA). The purpose of the IGA is to allow the City and Maricopa County to improve Miller Road from the Tonopah-Salome Highway to Van Buren Street in District 4. The road will be realigned and paved, resulting in reduction of dust contamination and improved air quality and safety. The cost to the City is estimated to be \$110,334.50 in FY 2019. A motion was made by Councilmember McAchran and seconded by Councilmember Heustis to adopt Resolution No. 46-16 approving the Intergovernmental Agreement between Maricopa County and the City of Buckeye for improvements to Miller Road from Tonopah-Salome Highway to Van Buren Street. Motion passed unanimously.

7D. Council will discuss, provide direction to staff, and take action on the process for filling the District 4 vacancy.

Staff Liaison: Lucinda Aja, City Clerk

Ms. Aja provided an overview of the request for direction regarding the District 4 Council vacancy. A District 4 map was displayed. The District 4 Council seat was vacated by resignation with an effective date of May 31, 2016. The resignation was not received more than 30 days prior to the petition filing deadline; therefore, the seat must be filled by appointment for the remaining term ending in 2018. Eligibility of members was discussed; applicants must be 18 years of age, a qualified elector, and a resident of the City of Buckeye, District 4, for at least one year. Council must direct staff as to the process for filling the vacancy by appointment, to include the process for informing the public, recruitment, and determining the outcome. Councilmember Orsborn stated he felt it was important to quickly and diligently move forward with filling the vacant seat. Vice Mayor Hess stated she would like applicants to submit a letter indicating interest along with a resume; would like to utilize social media to inform the public. Ms. Aja stated Councilmembers eligible for serving on a sub-committee include Councilmember Heustis, Councilmember Orsborn, and Councilmember Garza; these Councilmembers are not currently candidates in the upcoming election. Vice Mayor Hess stated it was important to seek public input. Councilmember McAchran stated he was interested in public input regarding the appointment, he would like to see the process move forward, and would like all of Council involved in reviewing information received from applicants. Councilmember Heustis stated it was important to quickly and diligently fill the vacancy and is interested in the three members not currently eligible for election to serve on the sub-committee; he would like the seat filled by July 5, 2016. Councilmember Garza stated his agreement with the other members of Council that it was important to move forward with the appointment.

A motion was made by Councilmember Heustis to direct the City Clerk to immediately post a public notice, by all methods available, with instructions for applicants to submit a letter of interest to the City Clerk by June 30, 2016; to immediately provide documents submitted to the sub-committee, made up of Councilmember Garza, Councilmember Orsborn, and Councilmember Heustis; and for the sub-committee to make a recommendation to Council for action at the July 5, 2016 Regular Council Meeting.

Ms. Aja clarified the motion on the table was to direct staff to provide immediate notice to the public, targeting as many residents as possible through all available sources, with letters of intent due by June 30, 2016; to provide applicant letters of intent to a sub-committee made up of Councilmember Garza, Councilmember Orsborn, and Councilmember Heustis; for the sub-committee to conduct reviews of the letters of intent; and for a recommendation to be made to Council for action at the July 5, 2016 Regular Council Meeting.

Councilmember Heustis clarified his motion included direction to the public to submit letters of intent by no later than June 30, 2016; the sub-committee will meet on or before July 5, 2016 to review submitted documentation; and the sub-committee will provide their recommendation to Council for further action on July 5, 2016.

Mr. Cleveland requested clarification regarding the review and interview process. Councilmember Heustis stated interviews would be held by the sub-committee prior to or on July 5, 2016.

Vice Mayor Hess provided clarification regarding the process that took place in 2011 when she was appointed to the then vacant District 3 Council seat.

Mayor Meck provided further clarification regarding the process determined by Council in 2011 for appointment to the vacant District 3 Council seat.

Ms. Aja stated staff has received interest from several residents regarding the vacant District 4 Council seat; there is a potential for a large number of applicants.

Based on the discussion held, an amended motion was made by Councilmember Heustis to direct the City Clerk to provide immediate notice to the public, targeting as many residents as possible through all available sources, with letters of intent and any supporting documents due by July 6, 2016; to direct the City Clerk provide applicant letters of intent and any supporting documents to a sub-committee made up of Councilmember Garza, Councilmember Orsborn, and Councilmember Heustis; for the sub-committee to conduct reviews of the submitted letters of intent and any supporting documents; and for a recommendation to be made by the sub-committee to Council for action during a meeting to be held August 2, 2016. Ms. Schmidt stated discussions to be held by Council regarding the recommendations of the sub-committee *may* be held during an Executive Session prior to the August 2, 2016 Regular Council Meeting. Ms. Aja stated an Executive Session may be scheduled for August 2, 2016 by direction and recommendation of the sub-committee. The motion was seconded by Councilmember Orsborn. Motion passed unanimously.

8. City Manager's Report and Government Relations

Mr. Lowe stated the fleet division has been ranked seventh leading fleet by the Government Fleet Magazine and the American Public Works Association; stated the City's fleet division was ranked first leading fleet in the small fleet division.

Ms. Love stated the sick and vacation cash-out policy will be offered to employees prior to July 1, 2016.

9. Comments from the Mayor and Council

Councilmember Garza: no comment.

Councilmember Orsborn: no comment.

Councilmember McAchran: no comment.

Councilmember Heustis: stated All Faith Community Services reached their goal and received 1,500 bottles of water during the water drive recently held.

Vice Mayor Hess: no comment.

Mayor Meck: no comment

10. Council will make a motion to adjourn the meeting.

A motion was made by Councilmember Orsborn and seconded by Vice Mayor Hess to adjourn the meeting at 8:56 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 and Special Council Meeting held on the 21st day of June, 2016. I further certify that a quorum was present.

Lucinda J. Aja, City Clerk