



**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  
SEPTEMBER 6, 2016  
AGENDA**

**City Council Chambers  
530 E. Monroe Ave.  
Buckeye, AZ 85326  
6:00 p.m.**

*Accessibility for all persons with disabilities will be provided upon request. Please telephone your accommodation request (623) 349-6911, 72 hours in advance if you need a sign language interpreter or alternate materials for a visual or hearing impairment.*

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*Members of the City Council will either attend in person or by telephone conference call or video presentation.  
Items listed may be considered by the Council in any order.*

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**1. Call to Order/Invocation/Pledge of Allegiance/Roll Call**

**2A. Comments from the Public - Members of the audience may comment on any item of interest.**

*Council Action: Open Meeting Law does not permit Council discussion of items not specifically on the agenda.*

**2B. Awards/Presentations/Proclamations**

Mayor Meck will proclaim the month of September, 2016 as Grandfamily/Kinship Care Month.

Mayor Meck will recognize the Community Services Department for being the recipient of the Outstanding Facility award for Populations 25,000-100,000 for Skyline Regional Park from the Arizona Parks and Recreation Association.

Mayor Meck will recognize Robert Wisener, Conservation and Project Manager, who was named Parks Professional of the Year by the Arizona Parks and Recreation Association.

**3. Minutes**

Council to take action on approval of the minutes of the July 14, 2016 Special Council Meeting, August 2, 2016 Council Workshop, and August 2, 2016 Regular Council Meeting and Executive Session.

**4. Expenditures**

Council to take action on the request to ratify the payment of the accounts payable expenditures made. 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 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. Council to take action on Ordinance No. 16-16 adopting that certain document entitled “Community Services Regulations” by reference; amending the City of Buckeye Code, Chapter 11 Community Services, by repealing Chapter 11 Community Services in its entirety and replacing it with a new Chapter 11 Community Services Regulations, related to adopting regulations for the use of community facilities and parks within the City, providing for the repeal of conflicting Ordinances; providing for severability; and providing for penalties.**

Summary: This code amendment applies to Chapter 11 Community Services Regulations. The purpose of the Community Services Department and the authority of the Director have been added along with provisions related to Skyline Regional Park. Applications of various sections are clarified and revisions related to beer permits in conjunction with a ramada or campsite reservation have been made. These regulation amendments provide residents and visitors with a better understanding of what is and is not permitted in Community Services facilities and City parks.

Staff Liaison: Cheryl Sedig, Community Services Director, (623) 349-6302, [csedig@buckeyeaz.gov](mailto:csedig@buckeyeaz.gov)

- \*5B. Council to take action on Resolution No. 60-16 approving the Intergovernmental Agreement between the City of Buckeye and Agua Fria Union High School District No. 216, relating to school resource officer services.**

Summary: This Intergovernmental Agreement (IGA) provides for sworn officers of the Buckeye Police Department to serve as school resource officers (SRO) at Verrado High School, at an hourly rate, with employer-paid benefits, to be paid 50 percent by the District and 50 percent by the City. The City will pay 100 percent of the officer’s salary and benefits during the two month summer break and any other school breaks, holidays, or vacations. Having SROs located at the High School is beneficial for the safety of the students and faculty.

Staff Liaison: Larry Hall, Police Chief, (623) 349-6438, [lhall@buckeyeaz.gov](mailto:lhall@buckeyeaz.gov)

- \*5C. Council to take action on the request to approve a Final Plat for Sun City Festival Parcel N1 located at the northeast corner of Desert Vista Boulevard and Beardsley Parkway within the Festival Ranch Master Planned Community.**

Summary: This 38.67 acre plat is located at the northeast corner of Desert Vista Boulevard and Beardsley Parkway in District 4. The plat will include 109 lots and will enable the applicant to develop additional age-restricted single-family homes. The proposal is consistent with the existing development in the area, the approved preliminary plat, the community master plan, and the planning unit plan. Request by Dan Pottinger, Cardno Inc., on behalf of Jared Geisler, Pulte Group.

Staff Liaison: Ed Boik, Principal Planner, (623) 349-6207, [eboik@buckeyeaz.gov](mailto:eboik@buckeyeaz.gov)

- \*5D. Council to take action on the request to approve a Final Plat for Sun City Festival Parcel HH1-1 located north of the northwest corner of Desert Vista Boulevard and Beardsley Parkway within the Festival Ranch Master Planned Community.**

Summary: This 39.90 acre plat is located north of the northwest corner of Desert Vista Boulevard and Beardsley Parkway in District 4. The plat will include 132 lots and will enable the applicant to develop additional age-restricted single-family homes. The proposal is consistent with the existing development in the area, the approved preliminary plat, the community master plan, and the planning unit plan. Request by Dan Pottinger, Cardno Inc., on behalf of Jared Geisler, Pulte Group.  
Staff Liaison: Ed Boik, Principal Planner, (623) 349-6207, [eboik@buckeyeaz.gov](mailto:eboik@buckeyeaz.gov)

- \*5E. Council to take action on the request to approve a Final Plat for Verrado Victory District Phase 3, Parcel 3A, located at the northeast corner of Indian School Road and Sunrise Lane within the Victory District of the Verrado Master Planned Community.**

Summary: This 38.47 acre plat is located at the northeast corner of Indian School Road and Sunrise Lane in District 6. The plat will include 88 lots and will enable the applicant to develop additional age-restricted single-family homes. The proposal is consistent with the character of the Victory District, the approved preliminary plat, and the Verrado Community Master Plan; staff recommends approval with stipulations. Request by Art Nehf, DMB Associates.  
Staff Liaison: Sean Banda, Planner II, (623) 349-6215, [sbanda@buckeyeaz.gov](mailto:sbanda@buckeyeaz.gov)

- \*5F. Council to take action on the Special Event Application for the Buckeye Main Street Coalition Mixer and Buckeye Valley Museum Façade Project Kickoff, by invitation only event, to be held on Friday, September 23, 2016 at the Buckeye Valley Museum.**

Summary: The Community Services Department is requesting approval of the Special Event Application for the Buckeye Main Street Mixer and Buckeye Valley Museum Façade Project Kickoff event, to be held at the Buckeye Valley Museum located in District 2. The event is scheduled for September 23, 2016 from 6:00 to 9:00 p.m. City officials will be invited along with other group organizations, to include the Buckeye Historical Society and the Main Street Coalition. Alcoholic beverages will be served, but not sold, at this event. The event will be held to recognize another milestone in the growth of the City and educate participants on the future goals and visions of the Buckeye Valley Museum.  
Staff Liaison: Jana White, Library Manager, (623) 349-6321, [jwhite@buckeyeaz.gov](mailto:jwhite@buckeyeaz.gov)

- \*5G. Council to take action on the removal of Jameela Smith, Olivia Bailey, Yessica Monge-Rosales, Brianna Green, and Aysia Valdez-Palomo as Regular Members of the Buckeye Youth Council; and the appointment of Isabella Arntson, Makenna Crawford, Michael HagEstad, Morgan Harris, Pricilla Reyes, and Zion Wiley as Regular Members of the Buckeye Youth Council, with a term expiration date of August, 2017.**

Summary: The City encourages community involvement in our programs through our boards and commissions. The Buckeye Youth Council (BYC) consists of a diverse group of youth Members, representing all City communities, who inform City Council on issues related to the youth. Members are removed from the (BYC) when they become inactive.  
Staff Liaison: Lucinda Aja, City Clerk, (623) 349-6911, [laja@buckeyeaz.gov](mailto:laja@buckeyeaz.gov)

- \*5H. Council will take action on the first amendment to Maria Brewer’s Employment Agreement by reappointing Judge Brewer to a four (4) term as City of Buckeye Presiding Judge, with a salary of \$142,500, and a deferred compensation contribution by the City in the amount of \$15,000, retroactive to February 1, 2016, and the use of contingency funds if necessary.**

Summary: [Chapter 5, Article 5-3, Section 5-3-2 \(D\)](#) requires a certain process for appointing the judge. The Judicial Selection Advisory Board (JSAB) is tasked with evaluating the performance of the presiding judge seeking reappointment, and making a recommendation to the City Council. Due to the positive results from survey responses, the JSAB is recommending Judge Brewer for reappointment.  
Staff Liaison: Nancy Love, Human Resources Director, (623) 349-6255, [nlove@buckeyeaz.gov](mailto:nlove@buckeyeaz.gov)

## **6. Continued / Tabled Items**

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

- 7A. Council will hold a public hearing and take action on Ordinance No. 17-16 amending the Zoning Map of the City of Buckeye to establish a Planned Area Development (PAD) Overlay District for a project known as Former Cemex Sand and Gravel Quarry PAD, located on approximately 58 acres at the southeast corner of Rainbow and Beloit Roads.**

Summary: The request is for a PAD Overlay District on approximately 58 acres of property located at the southeast corner of Rainbow and Beloit Roads in District 3, for the purpose of developing a phased outdoor entertainment facility. The site is currently zoned SF-43 Single-Family Residential; due to the property’s unique attributes, a PAD Overlay District is warranted to further clarify the development details, while also helping to maximize the projects’ potential through various flexibilities and performance criteria.

Staff Liaison: Adam Copeland, Principal Planner, (623) 349-6210, [acopeland@buckeyeaz.gov](mailto:acopeland@buckeyeaz.gov)

- 7B. Council will hold a public hearing regarding the Marwest annexation.**

Summary: The applicant is requesting an annexation of two parcels totaling two acres generally located at the southwest corner of Perryville Road and Culver Street in District 6. The annexation will allow for more efficiency in management of the facility. Request by George Quinif, Peak Group, LLC, on behalf of Marwest Enterprises, LLC.

Staff Liaison: Adam Copeland, Principal Planner, (623) 349-6210, [acopeland@buckeyeaz.gov](mailto:acopeland@buckeyeaz.gov)

- 7C. Council will hold a public hearing and take action on the application for a Series 9 Liquor Store (All Spirituous Liquor) Liquor License Application No. 09070344 for Fry’s Marketplace #692 to be located at 19600 West Indian School Road in Buckeye.**

Summary: This application for a Series 9 License is for the Fry’s grocery store to be located on Jackrabbit Trail and Indian School Road in District 6. The application and notice were legally posted on August 3, 2016 at 19600 West Indian School Road. The Police Department has reviewed the application and has no objections and the nearest school is not in violation of the 300 feet minimum requirement. Request by Lauren Merrett on behalf of Smith’s Food & Drug Centers, Inc.

Staff Liaison: Lucinda Aja, City Clerk, (623) 349-6911, [laja@buckeyeaz.gov](mailto:laja@buckeyeaz.gov)

**7D. Council will hold a public hearing and take action on the application for a Series 7 (Beer & Wine Bar ONLY) Liquor License Application No. 07070679 for Fry's Marketplace #692 to be located at 19600 West Indian School Road in Buckeye.**

Summary: This application for a Series 7 License is for the Fry's grocery store to be located on Jackrabbit Trail and Indian School Road in District 6. The application and notice were legally posted on August 3, 2016 at 19600 West Indian School Road. The Police Department has reviewed the application and has no objections and the nearest school is not in violation of the 300 feet minimum requirement. Request by Lauren Merrett on behalf of Smith's Food & Drug Centers, Inc.  
Staff Liaison: Lucinda Aja, City Clerk, (623) 349-6911, [laja@buckeyeaz.gov](mailto:laja@buckeyeaz.gov)

**7E. Council will take action on the award of Job Order Contract(s) for various City of Buckeye roadway projects throughout the communities of Blue Hills, Santarra, Sunset Vista, and Sunset Point in accordance with the City of Buckeye Streets Maintenance Pavement Plan; and authorize the City Manager to execute and deliver said Contract(s).**

Summary: In accordance with the City of Buckeye Streets Maintenance Pavement Plan, Job Order Contracts will be awarded for various roadway projects throughout the communities of Blue Hills, Santarra, Sunset Vista, and Sunset Point. These communities are located in Districts 1 and 2. The roadway projects will increase the service life of the streets and will start a new maintenance cycle. The total cost of the projects will not exceed the budgeted amount of \$985,724.  
Staff Liaison: Scott Lowe, Public Works Director, (623) 349-6815, [slowe@buckeyeaz.gov](mailto:slowe@buckeyeaz.gov)

**7F. Council will take action on approval of the Memorandum of Understanding (MOU) between the City Manager and the Buckeye Police Association.**

Summary: Pursuant to Section 3-5-9 (D) of the City Code, Council is authorized to approve memorandums of understanding entered into between the City Manager and employee organizations. The Buckeye Police Association, a recognized employee organization, submitted their Fiscal Year 2016-2017 proposal of items for discussion. The Assistant City Manager and Association Board Members met and discussed the items proposed. The items in this MOU were ultimately agreed upon by the Association and City Management.  
Staff Liaison: Nancy Love, Human Resources Director, (623) 349-6255, [nlove@buckeyeaz.gov](mailto:nlove@buckeyeaz.gov)

**7G. Council will take action on approval of the Memorandum of Understanding (MOU) between the City Manager and the United Buckeye Firefighters Association.**

Summary: Pursuant to Section 3-5-9 (D) of the City Code, Council is authorized to approve memorandums of understanding entered into between the City Manager and employee organizations. The United Buckeye Firefighters Association, a recognized employee organization, submitted their Fiscal Year 2016-2017 proposal of items for discussion. The Assistant City Manager and Association Board Members met and discussed the items proposed. An agreement was reached on one of the two items requested; this MOU is the Interim City Manager's final offer to the Association.  
Staff Liaison: Nancy Love, Human Resources Director, (623) 349-6255, [nlove@buckeyeaz.gov](mailto:nlove@buckeyeaz.gov)

**7H. Council will take action on approval of Resolution No. 62-16 declaring and adopting the results of the Primary Election held on August 30, 2016.**

Summary: A meeting regarding the final results of the Primary Election must be held not less than six nor more than twenty days after the election. The Elections results have been provided by the County reflecting votes cast in the Primary Election held on August 30, 2016. Certificates of Election will be issued to the candidates who received the majority of votes for Mayor at-large, District 2, and District 3; letters declaring nomination will be issued to the candidates who received the greatest number of votes for District 1 and who will have their names placed on the ballot for the November 8, 2016 General Election. Staff Liaison: Lucinda Aja, City Clerk, (623) 349-6911, [laja@buckeyeaz.gov](mailto:laja@buckeyeaz.gov)

**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 HagEstad:

Councilmember Orsborn:

Buckeye Pollution Control Corporation

Community Development Advisory Committee (CDAC Regular Member)

Valley Metro RPTA Board

WESTMARC

Greater Phoenix Economic Council (GPEC)

Councilmember McAchran:

Airport Advisory Board

Main Street Board

Project Boost, SCOSIC Board

Way Out West (WOW) Coalition Project Manager

Buckeye Youth Council

Councilmember Heustis:

All Faith Board President

Planning and Zoning

Public Safety Retirement Board (Fire)

Vice Mayor Hess:

Community Development Advisory Board (CDAC Alternate Member)

Community Services Advisory Board

Public Safety Retirement Board (Police)

MAG Human Services Coordinating Committee (MAG HSCC Vice Chair)

Southwest Lending Closet Board

Mayor Meck:

All Faith Board

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