



**CITY OF BUCKEYE  
REGULAR COUNCIL MEETING  
OCTOBER 4, 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. Reverend Vince Parks of Summit Community Church led the invocation. Vice Mayor Hess led the Pledge of Allegiance.

Members Present: Councilmember Garza, Councilmember HagEstad, Councilmember Orsborn, Councilmember McAchran, Councilmember Heustis, Vice Mayor Hess, and Mayor Meck.

Members Absent: None.

Departments Present: 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, Public Works Director Scott Lowe, Development Services Director George Flores, Information Technology Director Greg Platacz, Water Resources Director Dave Nigh, Public Information Officer Bob Bushner, Economic Development Director Len Becker, Human Resources Director Nancy Love, City Engineer Scott Zipprich, Deputy Director of Planning Terri Hogan, Library Manager Jana White, and Intergovernmental Affairs Manager George Diaz.

**2A. Comments from the Public.**

Eric Godfrey, Buckeye Union High School District Superintendent, provided statements and information related to the Maintenance and Operations (M&O) Override ballot measure.

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

Mayor Meck proclaimed October as Community Planning Month.

Mayor Meck proclaimed October as Domestic Violence Awareness Month.

**3. Minutes**

A motion was made by Councilmember Heustis and seconded by Councilmember Orsborn to approve the minutes of the September 6, 2016 Council Workshop and September 6, 2016 Regular Council Meeting. Motion passed unanimously.

**4. Expenditures**

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

### **\*5. New Business**

- \*5A. Council to take action on approval of the Non-Profit Community Funding Subcommittee recommendations to award funds to various non-profits serving City of Buckeye Residents.**  
Staff Liaison: Robert Wisener, Conservation/Project Manager

Council approved the Non-Profit Community Funding Subcommittee recommendations to award funds to various non-profits serving City of Buckeye Residents.

- \*5B. Council to take action on approval of an amendment to the previously approved day of April 2017 for hosting the Vietnam Traveling Memorial Wall at Earl Edgar Park, to November 2017, to align with various Veterans Day activities; authorize staff to approve future amendments to the date as necessary.**  
Staff Liaison: Myra Curtis, Community Engagement Manager

Council approved the amendment to the previously approved day of April 2017 for hosting the Vietnam Traveling Memorial Wall at Earl Edgar Park, to November 2017, to align with various Veterans Day activities; authorize staff to approve future amendments to the date as necessary.

- \*5C. Council to take action on approval of the award of Economic Development Catalyst Program funding for various properties located in the City of Buckeye.**  
Staff Liaison: Len Becker, Economic Development Director

Council approved the award of Economic Development Catalyst Program funding for various properties located in the City of Buckeye.

- \*5D. Council to take action on approval of the following purchase, in accordance with the City Vehicle Replacement Policy and budgeted in the Fiscal Year 2016-2017 City of Buckeye annual appropriation: from Sutphen Corporation one (1) Sutphen Custom Pumper (HGAC Contract No. HS-5593).**  
Staff Liaison: Scott Lowe, Public Works Director

Council approved the following purchase, in accordance with the City Vehicle Replacement Policy and budgeted in the Fiscal Year 2016-2017 City of Buckeye annual appropriation: from Sutphen Corporation one (1) Sutphen Custom Pumper (HGAC Contract No. HS-5593).

- \*5E. Council to take action on the award of the Cooperative Purchase Agreement Addendum (Contract No. 2016-030) to Metering Services, Inc. for Encoded Receiver Transmitter (ERT) installation.**  
Staff Liaisons: Chris Williams, Construction/Contracting  
Dave Nigh, Water Resources Director

Council awarded the Cooperative Purchase Agreement Addendum (Contract No. 2016-030) to Metering Services, Inc. for Encoded Receiver Transmitter (ERT) installation.

**\*5F. Council to take action on the approval of a reclassification of the CALEA (Commission on Accreditation of Law Enforcement Agencies) Accreditation Coordinator to CALEA Accreditation Manager, with an effective date of September 25, 2016.**

Staff Liaisons: Nancy Love, Human Resources Director  
Larry Hall, Police Chief

Council approved the reclassification of the CALEA (Commission on Accreditation of Law Enforcement Agencies) Accreditation Coordinator to CALEA Accreditation Manager, with an effective date of September 25, 2016.

**\*5G. Council to take action on Resolution No. 63-16 approving a holiday Council meeting schedule by cancelling the Regular City Council Meetings scheduled for November 15, 2016 and December 20, 2016 and holding one Council meeting in the months of November and December.**

Staff Liaison: Lucinda Aja, City Clerk

Council adopted Resolution No. 63-16 approving a holiday Council meeting schedule by cancelling the Regular City Council Meetings scheduled for November 15, 2016 and December 20, 2016 and holding one Council meeting in the months of November and December.

**6. Continued / Tabled Items - None.**

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

**7A. Council will take action on the request to authorize the City Manager or designee to expend up to \$150,000 from the undesignated 6.25 fund balance for the purpose of expedited project management and tasks related to the Cardinal IG project.**

Staff Liaison: Len Becker, Economic Development Director

Mr. Becker provided an overview of the request to expend 6.25 funds; Ordinance No. 31-12 sets forth provisions allowing for the use of 6.25 percent of transaction privilege taxes received from the State of Arizona Department of Revenue. These funds may be used for economic development purposes and projects. Staff is requesting authorization to expend up to \$150,000 of the unallocated 6.25 fund balance for the purpose of expedited project management and tasks related to the Cardinal IG economic development project. A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to authorize the City Manager or designee to expend up to \$150,000 from the undesignated 6.25 fund balance for the purpose of expedited project management and tasks related to the Cardinal IG project. Motion passed unanimously.

**7B. Council will take action on the First Amendment to the Agreement between the Buckeye Pollution Control Corporation (BPCC) and Allied Waste Industries (Arizona), Inc.**

Staff Liaison: Scott Lowe, Public Works Director

Mr. Lowe provided an overview of the Amendment to the Agreement between the BPCC and Allied Waste Industries (Arizona), Inc. ("Allied"). The amendment serves the purpose of expanding the Southwest Regional Landfill through the acquisition of the adjacent 374.57 acres of Arizona State Land Department property. An aerial map of the property was displayed. The property will be purchased for an amount not to exceed \$3 million, to be paid by Allied through the BPCC. Acquisition of the additional property adjacent to the landfill site ensures the landfill will have an increased lifespan. Members of the BPCC approved the amendment at a Special Meeting held September 27, 2016. Councilmember Heustis requested information related to the purchase. Mr. Lowe clarified the purchase amount is not an

expenditure from the City of Buckeye; funds will be paid by Allied. Councilmember Orsborn requested information related to the landfill lifespan. Chris Coyle, General Manager of Republic Services, discussed the life of the landfill; the expansion of the landfill property will increase the life of the landfill an additional 75 to 80 years. Steps for moving forward were reviewed. Councilmember Orsborn discussed the importance of the public private partnership between the City of Buckeye and Allied; stated the landfill is a revenue source to the City. Mr. Coyle discussed the lease agreement; BPCC owns the land and leases it to Allied, resulting in revenue to the City. Mr. Coyle stated this landfill is the largest in the State of Arizona operated by Republic Services. Mayor Meck stated the facility has been well-maintained by Allied and thanked them for their partnership. A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to approve the First Amendment to the Agreement between the Buckeye Pollution Control Corporation (BPCC) and Allied Waste Industries (Arizona), Inc. Motion passed unanimously.

**7C. Council will take action on Resolution No. 64-16 amending the Personnel Rules and Policies of the City of Buckeye, Chapter 4, Classification and Compensation, relating to overtime pay and declaring an emergency.**

Staff Liaison: Nancy Love, Human Resources Director

Ms. Love provided an overview of the request to amend the Personnel Rules and Policies relating to overtime pay. Currently, when a non-exempt employee takes bereavement leave, those hours away from work are not considered hours worked for the purpose of calculating overtime. Council agreed to include bereavement leave as hours worked for fire personnel with the approval of the Fiscal Year 2016-2017 Fire Memorandum of Understanding on September 6, 2016. The current bereavement leave policy for personnel, except for fire personnel, was discussed. This Amendment to the City of Buckeye Personnel Rules and Policies will allow bereavement hours to be considered hours worked when considering overtime calculations for all non-exempt employees eligible for overtime pay. Councilmember HagEstad requested further information regarding bereavement leave hours taken during normal working hours. Ms. Love clarified calculation of bereavement leave hours will only include leave taken during normal working hours; an employee would not be eligible for paid bereavement leave hours during non-working days, including Fridays for employees whose normal schedule is Monday through Thursday. Councilmember Orsborn stated that, in order to remain consistent with his previous nay vote when the bereavement pay policy was approved for fire personnel, he intends to vote nay on this item. Vice Mayor Hess requested information related to the number of employees currently eligible for overtime pay. Ms. Love stated approximately 50 percent of employees are non-exempt and eligible for overtime pay. Councilmember Heustis requested further information related to non-exempt employees. Ms. Love stated this policy would affect all non-exempt employees, including police officers eligible for overtime. Mayor Meck stated provisions approved for fire personnel should be approved for all employees. A motion was made by Councilmember Heustis and seconded by Councilmember McAchrans to adopt Resolution No. 64-16 amending the Personnel Rules and Policies of the City of Buckeye, Chapter 4, Classification and Compensation, relating to overtime pay and declaring an emergency. A roll call vote reflected Councilmember Garza, Councilmember HagEstad, Councilmember McAchrans, Councilmember Heustis, Vice Mayor Hess, and Mayor Meck voted aye; Councilmember Orsborn voted nay. Motion carried.

## **8. City Manager's Report and Government Relations**

Mr. Lowe provided an update of improvements made at the rodeo grounds and displayed photographs of the updates.

**9. Comments from the Mayor and Council**

Councilmember Garza: no comment.

Councilmember HagEstad: no comment.

Councilmember Orsborn: no comment.

Councilmember McAchran: recognized Zion Wiley of the Buckeye Youth Council who was present to observe the meeting.

Councilmember Heustis: provided statements related to General Election ballot measures; stated All Faith Community Services will be the recipient of funds raised at a recent benefit.

Vice Mayor Hess: no comment.

Mayor Meck: provided statements related to General Election ballot measures; stated a golf tournament was held for the benefit of All Faith Community Services, Homeless Youth, and White Tank Mountains Conservancy with approximately \$70,000 in profits generated.

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

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to adjourn the meeting at 6:44 p.m. Motion passed unanimously.

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Jackie A. Meck, Mayor

ATTEST:

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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 4<sup>th</sup> day of October, 2016. I further certify that a quorum was present.

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Lucinda J. Aja, City Clerk