

City of Glendale

5850 West Glendale Avenue
Glendale, AZ 85301



Meeting Minutes - Draft

Tuesday, October 14, 2014

6:00 PM

Voting Meeting

Council Chambers

City Council

Mayor Jerry Weiers

Vice Mayor Yvonne J. Knaack

Councilmember Norma Alvarez

Councilmember Sammy Chavira

Councilmember Ian Hugh

Councilmember Manny Martinez

Councilmember Gary Sherwood

CALL TO ORDER

Present: 7 - Mayor Jerry Weiers, Vice Mayor Yvonne J. Knaack, Councilmember Norma Alvarez, Councilmember Sammy Chavira, Councilmember Ian Hugh, Councilmember Manny Martinez, and Councilmember Gary Sherwood

PLEDGE OF ALLEGIANCE**PRAYER/INVOCATION**

Pastor Ezekiel Ojo from the Redeemed Christian Church of God offered the invocation

APPROVAL OF THE MINUTES OF SEPTEMBER 23, 2014

1. **14-346** APPROVAL OF THE MINUTES OF SEPTEMBER 23, 2014
Staff Contact: Pamela Hanna, City Clerk

A motion was made by Councilmember Martinez, seconded by Councilmember Chavira, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

CONSENT AGENDA

*Ms. Fischer read Items 2 through 15 on the consent agenda.
Councilmember Alvarez asked to hear items 7, 8 and 15 separately.*

2. **14-244** APPROVE SPECIAL EVENT LIQUOR LICENSE, SUN LAKES
BREAKFAST LIONS CLUB
Staff Contact: Susan Matousek, Revenue Administrator

This agenda item was approved.
3. **14-246** APPROVE SPECIAL EVENT LIQUOR LICENSE, ST. RAPHAEL
CATHOLIC CHURCH
Staff Contact: Susan Matousek, Revenue Administrator

This agenda item was approved.
4. **14-238** APPROVE LIQUOR LICENSE NO. 5-14308, SUSHI CATCHER
Staff Contact: Susan Matousek, Revenue Administrator

This agenda item was approved.
5. **14-241** APPROVE LIQUOR LICENSE NO. 5-14476, CRAVE GOURMET
WAFFLE SANDWICHES
Staff Contact: Susan Matousek, Revenue Administrator

This agenda item was approved.
6. **14-289** POSITION RECLASSIFICATIONS

Staff Contact: Jim Brown, Director, Human Resources & Risk Management

This agenda item was approved.

9. **14-259** AUTHORIZATION FOR THE CITY MANAGER TO APPROVE A ONE YEAR SOFTWARE LICENSE AMENDMENT AND EXERCISE THE OPTION TO PURCHASE AN ELECTRONIC SCANNER FROM IMPRESSION TECHNOLOGY, INC.
Staff Contact: Tom Duensing, Director, Finance and Technology
This agenda item was approved.
10. **14-314** AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH MIDWAY CHEVROLET AND APPROVE THE PURCHASE OF FOUR VEHICLES FOR THE GLENDALE POLICE DEPARTMENT UTILIZING AN ARIZONA STATE PURCHASING COOPERATIVE CONTRACT
Staff Contact: Debora Black, Police Chief
This agenda item was approved.
11. **14-319** AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH LARRY H. MILLER TOYOTA AND APPROVE THE PURCHASE OF FIVE VEHICLES FOR THE GLENDALE POLICE DEPARTMENT UTILIZING AN ARIZONA STATE PURCHASING COOPERATIVE CONTRACT
Staff Contact: Debora Black, Police Chief
This agenda item was approved.
12. **14-320** AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH DON SANDERSON FORD, INC. AND APPROVE THE PURCHASE OF TWO VEHICLES FOR THE GLENDALE POLICE DEPARTMENT UTILIZING AN ARIZONA STATE PURCHASING COOPERATIVE CONTRACT
Staff Contact: Debora Black, Police Chief
This agenda item was approved.
13. **14-261** AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH H&E EQUIPMENT SERVICES, INC. AND APPROVE THE PURCHASE OF TWO FIRE PUMPERS UTILIZING A HOUSTON-GALVESTON AREA COUNCIL (H-GAC) PURCHASING COOPERATIVE CONTRACT
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.
14. **14-265** AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH ELXSI, INC. AND APPROVE THE PURCHASE OF A WASTEWATER CAMERA TRUCK UTILIZING A HOUSTON-GALVESTON AREA COUNCIL (H-GAC) PURCHASING COOPERATIVE CONTRACT

Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

Approval of the Consent Agenda

A motion was made by Knaack, seconded by Sherwood, to approve the recommended actions on Consent Agenda Item Numbers 2 through 6, and 9 through 14. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

7. 14-293

AWARD OF BID IFB 14-36, AUTHORIZATION TO ENTER INTO AN AGREEMENT AND APPROVE EXPENDITURE OF FUNDS TO PURCHASE RESIDENTIAL WATER METERS FROM BADGER METER, INC.

Staff Contact: Craig Johnson, P.E., Director, Water Services

Mr. Johnson said a sufficient supply of new meters and parts is required for the city's meter replacement program. Two responses were received from the IFB and Badger Meters, Inc. submitted the lowest responsive bid.

Councilmember Alvarez said the new water meters being discussed for new residents and commercial developments. She asked where would those water meters be used.

Mr. Johnson said those meters are replacements for both current meters already being used and to be used for new developments in the future.

Councilmember Alvarez said the meters for the new developments and asked if they were responsible for paying for those water meters or was the developer.

Mr. Johnson said those were paid through impact fees when permits are obtained for development.

Councilmember Alvarez asked where the new housing was being built that would use those new meters.

Mr. Johnson discussed two properties already in development and said he did not know where they all were. He said the inventory must be maintained for new development and for replacement when needed.

Councilmember Alvarez said with a new development does the city provide a meter and the developer pays for it after the work is done.

Mr. Johnson said that was correct.

Councilmember Alvarez said in the older parts of the city, if the meters were working okay and asked if those would be fixed as well.

Mr. Johnson said they have a very accurate record of all the meters in the city, but said he did not have the information with him. He said he can follow up with Councilmember Alvarez on any specific areas she was interested in.

Councilmember Alvarez also asked if they are getting ready for the automatic reading of meters.

Mr. Johnson said 2,000 city meters currently are automatically read which are in the

Bell Road corridor. He said they continuously evaluate the need to move toward the AMR program. He said it is quite expensive and to replace the city's current system is about \$20 million. He said 10 employees perform that service right now. He said the need for new service does not justify the price at this point.

Robin Berryhill, an Ocotillo resident, said she wondered where the meters were that were being replaced and she thought it was at the Loop 303. She said when they move to automatically read meters; she asked if it was going to be at the Loop 303 so the meter readers would not have to go outside the city. She also asked if it was a new development and the developers pay the city back, where does the money go. She also asked if this information was on Follow Your Money.

Mr. Johnson said water service for the city does not extend west of 115 Avenue. Those services west of 115 Avenue are provided by private companies. Mr. Johnson explained the money paid back by developers for the water meters goes into their miscellaneous revenue fund in Water Services.

Mr. Johnson said the Water Services department has the money in their budget for the water meters.

Ms. Fischer said the money to pay for these meters is coming out of the enterprise funds and any revenue then comes back into that fund.

A motion was made by Vice Mayor Knaack, seconded by Councilmember Chavira, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

8. 14-294

AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH NINYO & MOORE GEOTECHNICAL CONSULTANTS, INC. FOR IMPROVEMENTS AT THE CHOLLA WATER TREATMENT PLANT

Staff Contact: Craig Johnson, P.E., Director, Water Services

Mr. Johnson said staff has identified several areas of soil settlement and services will assist to prevent any further settling. He said Ninyo and Moore was selected from the current prequalified list.

Councilmember Alvarez asked if soil settlement was common in treatment plants and asked what causes this.

Mr. Johnson said when the Cholla water treatment plant was built; the contract had the whole site opened up with deep excavations. He said at that time, there was a tremendous storm that soaked the area. He said before construction, the older mud was pulled out and the area was filled in with new materials. Over the years, the ground has settled and some of the excavation has also settled. They want to stop the settlement so the pipes in that area won't break. He said there is no longer a warranty on this work and the city has to deal with this settlement situation.

Ms. Berryhill, an Ocotillo resident, asked since this issue was caused by the original contractor, shouldn't the original contractor be responsible for the expense to fix this issue. She said the issue and the expense was noted at the time it occurred. She asked if this has anything to do with pumping stations.

Ms. Fischer said the item before Council is to enter into a professional services

agreement, not to direct staff to go after any sort of relief against the original contractor.

Mr. Bailey recommended Council consider the item before them and if they wished to have further discussion on this issue regarding any remedial action against the contractor, the city can bring this issue back up at a later date.

Mayor Weiers told Ms. Berryhill they will provide an answer to these questions at a future date.

Ms. Berryhill said as a citizen, she would like to ask the Council to explore that option and said the citizens shouldn't have to pay for this.

A motion was made by Vice Mayor Knaack, seconded by Councilmember Hugh, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

15. 14-323

AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH RBC CAPITAL MARKETS, LLC FOR THE PROVISION OF FINANCIAL ADVISORY SERVICES UTILIZING AN ARIZONA STATE AND RBC CAPITAL MARKETS, LLC PURCHASING COOPERATIVE CONTRACT
Staff Contact: Tom Duensing, Director, Finance and Technology

Mr. Duensing said the city has about \$1 billion in outstanding debt. He explained the purpose of a financial advisor is to advise the city on the proper structuring and restructuring of debt. He said this is a financial advisory service which works in a fiduciary capacity for the city. It is to protect the city and keep costs as low as possible while gaining the biggest advantage in the market. He said the market currently is prime for refundings. He said the city would only go into a refunding situation if they felt it was in the best interest of the city and it would save money.

Councilmember Alvarez said on the money the city owes, the \$1 billion. She said they had some problems in the past and asked if that was why the city owed the money, the money that was transferred from the water trust fund and the HURF fund and the MPC. She said the city owes this money, but asked if it goes back to the money that was transferred.

Mr. Duensing said the short answer is no. He said the \$1 billion is typically referred to as bonds payable. He said these are bonds that were taken out in order to construction capital facilities. He said once the facilities are constructed, the city has to turn around and repay the debt. He said a financial advisory service will advise if there are any refunding opportunities. He said it is to structure things properly and to save money and that is what those firms do for governments all over the country.

Councilmember Alvarez said the \$1 billion outstanding debt; she is concerned especially for the water and sewer. She asked why the city owes this and for what.

Mr. Duensing said the water and sewer bonds were previously issued in order to construct water and sewer capital facilities. He said it is a very common way to finance construction. He said now the city has to repay the bond holders for money the city borrowed to finance these facilities. He said these have been financed in the past and he wants to utilize the services of the financial advisory service to see if there are financing opportunities available to the city to save money.

Councilmember Alvarez said on the money that was transferred, like the sports, can the

city use it to pay the bonds.

Mr. Duensing said this particular issue is completely separate from the issue of transfers to and from funds. He said Councilmember Alvarez may be referring to the Municipal Property Corporation which financed the sports facilities. He said that debt is done and has been issued. He said the city is now obligated to repay the bonds so the investors can be repaid. He said this has nothing to do with transfers in and out of funds and this item is solely to bring on a contractor to look at the way the city's debt is structured and to look at opportunities to save money.

Councilmember Alvarez said she has no problem with that. She is questioning the HURF funds that were used and were transferred at that time. She asked where they were with those, especially with the water funds.

Mr. Duensing said because this debt is still outstanding, the city pays it back year over year. He said the city typically has a repayment period of about 20 years, and that is consistent with the life of the asset.

Councilmember Alvarez asked how much the city still owes on the transfer of the funds from the water trust fund.

Mr. Duensing said he was not prepared to answer that question. He said the water fund is an enterprise fund and the debt associated with the water and sewer enterprise funds is strictly water and sewer debt, which financed water and sewer enterprise capital projects. He said anything that is water and sewer enterprise funds operates like a business. The debt that was issued for this business, for the assets of this business, is repaid out of the business. He said it is self-sustaining. He said there are no transfers in and out associated with any of the outstanding debt.

Councilmember Alvarez said there were transfers before though. She said of all the money that was transferred to the arena, she wanted to know how much the city still owes on that. She said the public knew they took \$25 million, \$15 million, but they want to know what's the balance and what has been paid back. She said that should be coming from Mr. Duensing.

Vice Mayor Knaack asked if the city has had a financial advisor in the past.

Mr. Duensing said the city has had a financial advisor in the past. He said that agreement was recently separated for convenience. He said the agreement tonight is with a local firm, who is very well versed in Arizona law. He said it is important for the city to protect itself and save money. He said they understand structuring any sort of debt to benefit the city.

Mayor Weiers asked if they save the city money, do they receive payment and without performing, they do not get paid.

Mr. Duensing said that is correct. He said for bond restructuring, if this firm is unable to restructure the debt which will save the city money, they do not get paid.

Robin Berryhill, an Ocotillo resident, said restructuring the loans means they are going to look at them and see if they can get better interest rates and better terms. She said renegotiation of contracts has been talked about before and it didn't seem the city wanted to embrace that idea. She said restructuring is 50 percent of the whole problem of the city's debt and the other is renegotiation. She said they city should talk about renegotiating the contracts with the different sports teams, especially in light of what has happened with the Coyotes. She asked the Council to consider renegotiation to help

the city with the bonds and debts. She said her other question is regarding HURF funds. She said if the city gets money from the state, is it because the city needs more money than they give us to renegotiate the bonds. She asked if the HURF funds are only for roads or is it to landscape right of ways in some areas of the city. She has been told HURF funds have been used in the northern part of the city to do the right of ways and the common areas. She thought these funds were only for streets.

Mr. Friedline said HURF funds are designated for transportation systems. This includes roads, sidewalk and landscapes and these are all included in the HURF funds.

Ms. Fischer said there are two components to the agreements with the city. She said the first are the bonds which paid for the construction of the facility itself, like the arena and Camelback Ranch. The second component is the operations and management. This item is about the bonds and Council has given direction to explore all options.

Mr. Bailey said with regard to renegotiation, it is sometimes simplified. He explained it requires that the other party is willing to enter into a renegotiation. He said if the other party believes it has a really good deal, they may not feel compelled to renegotiate with the city. He said if the city tries to renegotiate, the other party may hold the city in breach.

A motion was made by Councilmember Sherwood, seconded by Councilmember Chavira, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

CONSENT RESOLUTIONS

Ms. Pamela Hanna, City Clerk, read consent agenda resolution item numbers 16 through 32 by number and title.

William Demski spoke on Item 23. He discussed his mother in law and the property taxes in the city. He asked why their taxes go up and the city gives the money to the Coyotes. He spoke about the purchase of the land around Camelback Ranch. He talked about the money being paid to the City of Phoenix for that land.

Ms. Fischer said the city is obligated pursuant to the IGA with the city of Phoenix. She said it is a contractual obligation and if the city did not follow through with that agreement, the city would be in default.

Mr. Demski asked why was the purchase of this extra land necessary.

Mr. Bailey said there is an existing agreement and the acquisition of the land is just a part of that agreement. He said other aspects of the agreement include construction of Ballpark Blvd. and the land is located in the city of Phoenix. He said there are other aspects at the time of the agreement that they believed was in the best interests of the city in hopes of future development.

Mayor Weiers said this agreement was done long before most of the Councilmembers were in office. He said the economy did not stay strong and staff is also looking at attempting to solve some of these problems.

Mr. Demski said these agreements can't keep going and going. The city does not have the money.

- 16. 14-269** AUTHORIZATION TO ENTER INTO A CONTRACT CHANGE ORDER TO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FEDERAL TRANSIT ADMINISTRATION GRANT NO. AZ-90-X103 - DIAL-A-RIDE AND GUS BUS REPLACEMENT AND MAINTENANCE
Staff Contact: Jack Friedline, Director, Public Works
- RESOLUTION NO. 4860 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF CHANGE ORDER NO. 2 TO AN INTERGOVERNMENTAL AGREEMENT (GRANT PASS-THROUGH AGREEMENT) WITH THE CITY OF PHOENIX FOR GRANT NO. AZ-90-X103 RELATING TO TRANSIT SERVICES.*
- This agenda item was approved.**
- 17. 14-306** AUTHORIZATION TO ENTER INTO A CONTRACT CHANGE ORDER TO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FEDERAL TRANSIT ADMINISTRATION GRANT NO. AZ-37-X017 - ROUTE 60 (BETHANY HOME ROAD) OPERATING EXPENSES
Staff Contact: Jack Friedline, Director, Public Works
- RESOLUTION NO. 4861 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF CHANGE ORDER NO. 3 TO AN INTERGOVERNMENTAL AGREEMENT (GRANT PASS-THROUGH AGREEMENT) WITH THE CITY OF PHOENIX FOR GRANT NO. AZ-37-X017 RELATING TO TRANSIT SERVICES.*
- This agenda item was approved.**
- 18. 14-309** AUTHORIZATION TO ENTER INTO A CONTRACT CHANGE ORDER TO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FEDERAL TRANSIT ADMINISTRATION GRANT NO. AZ-57-X013 - OPERATING ASSISTANCE FOR THE TAXI PROGRAM
Staff Contact: Jack Friedline, Director, Public Works
- RESOLUTION NO. 4862 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF CHANGE ORDER NO. 1 TO AN INTERGOVERNMENTAL AGREEMENT (GRANT PASS-THROUGH AGREEMENT) WITH THE CITY OF PHOENIX FOR GRANT NO. AZ-57-X013 RELATING TO TRANSIT SERVICES.*
- This agenda item was approved.**
- 19. 14-310** AUTHORIZATION TO ENTER INTO A CONTRACT CHANGE ORDER TO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FEDERAL TRANSIT ADMINISTRATION GRANT NO. AZ-90-X109 - DIAL-A-RIDE BUS REPLACEMENT AND MAINTENANCE
Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 4863 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF CHANGE ORDER NO. 2 TO AN INTERGOVERNMENTAL AGREEMENT (GRANT PASS-THROUGH AGREEMENT) WITH THE CITY OF PHOENIX FOR GRANT NO. AZ-90-X109 RELATING TO TRANSIT SERVICES.

This agenda item was approved.

20. 14-271

AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR TRAFFIC DATA COLLECTORS AT KEY LOCATIONS THROUGHOUT GLENDALE

Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 4864 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE INSTALLATION OF TWENTY-FOUR COUNT STATIONS AND FIFTY-SIX TRAVEL TIME DATA COLLECTORS AT KEY INTERSECTIONS IN GLENDALE.

This agenda item was approved.

21. 14-272

AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR INTELLIGENT TRANSPORTATION SYSTEM ENHANCEMENTS ALONG 51st, OLIVE AND NORTHERN AVENUES

Staff Contact: Jack Friedline, Director, Public Works.

RESOLUTION NO. 4865 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA, DEPARTMENT OF TRANSPORTATION FOR INSTALLATION OF EIGHT CONDUIT FIBER OPTIC CABLE COMMUNICATIONS EQUIPMENT AND SEVEN CCTV CAMERAS AT VARIOUS LOCATIONS IN GLENDALE.

This agenda item was approved.

22. 14-273

AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR OVERHEAD LANE CONTROL SIGNS ALONG MARYLAND AVENUE, BETWEEN 95th AND 99th AVENUES

Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 4866 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA, DEPARTMENT OF TRANSPORTATION, FOR THE INSTALLATION OF FOUR LANE CONTROL SIGNAL BRIDGES WITH OVERHEAD SIGNS FOR DYNAMIC ASSIGNMENT OF LANES FOR BOTH EAST AND WESTBOUND TRAFFIC

CONTROL ALONG MARYLAND AVENUE BETWEEN 95TH AND 99TH AVENUES IN GLENDALE.

This agenda item was approved.

23. 14-290 AMENDMENT TO THE IGA AND THE PURCHASE AGREEMENT WITH THE CITY OF PHOENIX RELATING TO PROPERTY ADJACENT TO CAMELBACK RANCH
Staff Contact: Michael Bailey, City Attorney

RESOLUTION NO. 4867 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A FIRST AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT CONCERNING CERTAIN RESPONSIBILITIES FOR CAMELBACK RANCH; AND AUTHORIZING AND DIRECTING THE ENTERING INTO OF A FIRST AMENDMENT TO THE REAL ESTATE PURCHASE AGREEMENT BETWEEN THE CITIES OF PHOENIX AND GLENDALE RELATING TO PROPERTY ADJACENT TO CAMELBACK RANCH.

This agenda item was approved.

24. 14-302 AUTHORIZATION TO ACCEPT THE FY2015 VICTIMS' RIGHTS PROGRAM AWARD FOR THE GLENDALE CITY PROSECUTOR'S OFFICE AND ENTER INTO AN AGREEMENT WITH THE STATE OF ARIZONA OFFICE OF THE ATTORNEY GENERAL
Staff Contact: Michael Bailey, City Attorney

RESOLUTION NO. 4868 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ACCEPTING A GRANT OFFER IN THE APPROXIMATE AMOUNT OF \$10,100 (TEN THOUSAND, ONE HUNDRED DOLLARS) FROM THE STATE OF ARIZONA, OFFICE OF THE ATTORNEY GENERAL, FOR THE VICTIMS' RIGHTS PROGRAM, ON BEHALF OF THE GLENDALE PROSECUTOR'S OFFICE.

This agenda item was approved.

25. 14-308 AUTHORIZATION TO ACCEPT THE FISCAL YEAR 2015 VICTIMS' RIGHTS PROGRAM AWARD FOR THE GLENDALE POLICE DEPARTMENT AND ENTER INTO AN AGREEMENT WITH THE STATE OF ARIZONA OFFICE OF THE ATTORNEY GENERAL
Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4869 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ACCEPTING A GRANT OFFER IN THE APPROXIMATE AMOUNT OF \$83,600 (EIGHTY-THREE THOUSAND, SIX HUNDRED DOLLARS) FROM THE STATE OF ARIZONA, OFFICE OF THE ATTORNEY GENERAL, FOR THE VICTIMS' RIGHTS PROGRAM, ON BEHALF OF THE GLENDALE POLICE DEPARTMENT.

This agenda item was approved.

26. 14-277 AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE FEDERAL BUREAU OF

INVESTIGATION PHOENIX FIELD OFFICE TO PARTICIPATE IN A
HUMAN TRAFFICKING TASK FORCE

Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4870 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A MEMORANDUM OF UNDERSTANDING WITH THE FEDERAL BUREAU OF INVESTIGATION TO JOIN THE HUMAN TRAFFICKING TASK FORCE.

This agenda item was approved.

27. 14-278

AUTHORIZATION TO ENTER INTO CONTRACT 2015-PT-015 WITH
THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND
ACCEPT A GRANT FOR THE SELECTIVE TRAFFIC ENFORCEMENT
PROGRAM OVERTIME EXPENSES

Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4871 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION AND ACCEPTING THE GRANT OFFER FROM THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR SELECTIVE TRAFFIC ENFORCEMENT OVERTIME (STEP) FOR THE SUPPORT OF PERSONNEL SERVICES (OVERTIME) AND EMPLOYEE RELATED EXPENSES TO ENHANCE SPEED ENFORCEMENT THROUGHOUT THE CITY OF GLENDALE.

This agenda item was approved.

28. 14-279

AUTHORIZATION TO ENTER INTO CONTRACT 2015-OP-003 WITH
THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND
ACCEPT A GRANT FOR THE OCCUPANT PROTECTION
ENFORCEMENT AND EDUCATION OVERTIME EXPENSES

Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4872 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION AND ACCEPTING THE GRANT OFFER FROM THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR PERSONNEL SERVICES (OVERTIME) AND EMPLOYEE RELATED EXPENSES TO ENHANCE OCCUPANT PROTECTION ENFORCEMENT AND EDUCATION THROUGHOUT THE CITY OF GLENDALE.

This agenda item was approved.

29. 14-281

AUTHORIZATION TO ENTER INTO CONTRACT 2015-PT-055 WITH
THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND
ACCEPT A GRANT FOR THE PURCHASE OF SELECTIVE TRAFFIC
ENFORCEMENT PROGRAM EDUCATION EQUIPMENT

Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4873 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION AND ACCEPTING THE GRANT OFFER FROM THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR SELECTIVE TRAFFIC ENFORCEMENT OVERTIME (STEP)

FOR CAPITAL OUTLAY TO ENHANCE SPEED ENFORCEMENT AND EDUCATION THROUGHOUT THE CITY OF GLENDALE.

This agenda item was approved.

- 30. 14-282** AUTHORIZATION TO ENTER INTO CONTRACT 2015-HV-008 WITH THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND ACCEPT A GRANT FOR DRIVING UNDER THE INFLUENCE/HIGH VISIBILITY ENFORCEMENT OVERTIME EXPENSES
Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4874 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION AND ACCEPTING THE GRANT OFFER FROM THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR THE SUPPORT OF PERSONNEL SERVICES (OVERTIME) AND EMPLOYEE RELATED EXPENSES TO ENHANCE DUI/HIGH VISIBILITY ENFORCEMENT THROUGHOUT THE CITY OF GLENDALE.

This agenda item was approved.

- 31. 14-283** AUTHORIZATION TO ENTER INTO CONTRACT 2015-405d-025 WITH THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND ACCEPT A GRANT FOR THE PURCHASE OF DRIVING UNDER THE INFLUENCE/IMPAIRED DRIVING ENFORCEMENT EQUIPMENT
Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4875 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE SUBMISSION AND ACCEPTING THE GRANT OFFER FROM THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR THE PURCHASE OF TWO FULLY-EQUIPPED MOTORCYCLES TO ENHANCE DUI/IMPAIRED DRIVING ENFORCEMENT AND EDUCATION THROUGHOUT THE CITY OF GLENDALE.

This agenda item was approved.

- 32. 14-286** AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF PHOENIX POLICE DEPARTMENT FOR PARTICIPATION IN THE NATIONAL INTEGRATED BALLISTIC INFORMATION NETWORK
Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4876 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF PHOENIX POLICE DEPARTMENT AND GLENDALE POLICE DEPARTMENT FOR PARTICIPATION IN THE NATIONAL INTEGRATED BALLISTIC INFORMATION NETWORK FOR THE PURPOSE OF ENHANCING THE EFFORTS TO COMBAT, LINK, AND SOLVE VIOLENT CRIMES INVOLVING FIREARMS.

This agenda item was approved.

A motion was made by Councilmember Sherwood, seconded by Vice Mayor Knaack, to approve Consent Resolution Items 16-32. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

PUBLIC HEARING - LAND DEVELOPMENT ACTIONS

**33. 14-299 ANNEXATION APPLICATION AN-197: ZANJERO PASS
(PUBLIC HEARING REQUIRED)**

Staff Contact: Jon M. Froke, AICP, Planning Director

Mr. Froke said this was opportunity for the city to start annexation in the Loop 303 corridor. He said this land is located at Olive Avenue and Citrus Road. Mr. Froke provided a vicinity map and photographs to assist in describing the land in question. He said there would be both a commercial component and as single family residential component. He said staff recommends this area be annexed for future growth and retail opportunities for the city.

Mayor Weiers opened the public hearing.

Robin Berryhill, an Ocotillo resident, said this area is served by a private water company, Epcor. She said it was her understanding that the city legally does not have to provide water to these residents because they have entered into these agreements. She asked what would happen if these private water companies go out of business, what will the city do for these residents. She also asked how is the city going to make sure they have a 100 year water supply.

Mr. Johnson said west of 115 Avenue, there are 8 certified water supply companies. He said all the companies are regulated by the Arizona Corporation Commission. He said if there is a water shortage for some reason, they have to take any concerns to the Arizona Corporation Commission. Also, before annexations are approved, they have to provide a certificate of 100 year assured water supply to city staff. This assures adequate water supply.

Mayor Weiers closed the public hearing.

**34. 14-300 ANNEXATION APPLICATION AN-196: 99th AVENUE RIGHT-OF-WAY
(PUBLIC HEARING REQUIRED)**

Staff Contact: Jon M. Froke, AICP, Planning Director

Mr. Froke explained this is an annexation request for property along 99th Avenue, between Bethany Home Road and Missouri Avenue. Mr. Froke provided a vicinity map and several aerial photos. He said one of the provisions of an IGA entered into by the city with Maricopa County, was the city would work to annex this portion of 99th Avenue and bring it into the city limits. He said staff recommends the area be annexed.

Mayor Weiers opened the public hearing on this item. There were no speakers for this item. Mayor Weiers closed the public hearing.

LAND DEVELOPMENT ACTIONS

35. 14-301 FINAL PLAT APPLICATION FP14-03: CATANIA - 8645 WEST GLENDALE AVENUE

Staff Contact: Jon M. Froke, AICP, Planning Director

Mr. Froke said this is a request by K. Hovnanian Homes for final plat approval for a subdivision located at 8645 W. Glendale, known as Catania. He said this is a gated community consisting of 79 lots and this development will need water meters at this site.

A motion was made by Councilmember Chavira, seconded by Vice Mayor Knaack, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

ORDINANCES

36. 14-268 AUTHORIZATION TO ENTER INTO A LEASE AGREEMENT WITH SOMETHING SPECIAL EVENTS, LLC TO OPERATE A RESTAURANT AT THE GLENDALE MUNICIPAL AIRPORT

Staff Contact: Jack Friedline, Director, Public Works

ORDINANCE NO. 2905 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING, AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE CITY MANAGER AND CITY CLERK TO EXECUTE A GLENDALE MUNICIPAL AIRPORT RESTAURANT LEASE AGREEMENT WITH SOMETHING SPECIAL EVENTS LLC FOR OPERATING A RESTAURANT IN THE TERMINAL BUILDING AT THE GLENDALE MUNICIPAL AIRPORT.

Mr. Friedline said this item was to operate a restaurant at the Glendale Municipal Airport. He said the term of the initial lease is 5 years and they hope to be open by November 3, 2014.

Vice Mayor Knaack commented she was glad that another restaurant has opened at this location and hoped the public would support this restaurant. Councilmember Martinez said there have been several restaurants open at that location that have not been successful. He asked if the terms of this particular agreement were about the same as prior restaurant agreements.

Mr. Friedline said he believed the rent is a little bit higher, but they are excited about this business. He said they also do catering for airlines and this will make them a long term lessee at the restaurant.

Mayor Weiers clarified that this business does catering for smaller, charter airlines. Mr. Friedline agreed.

Mayor Weiers asked if the economy improves, if they will try and keep longer hours.

Mr. Friedline said the business owner is excited to expand this for private parties. He said based on their record at Scottsdale Airport, he felt this would be a great deal.

Councilmember Chavira said the catering business is a very difficult business and wanted to thank Ms. Robinson for bringing her business to the city and to the airport.

Mayor Weiers asked if she had any intentions of getting a liquor license.

Ms. Robinson said for private events, it is something they would be interested in.

Councilmember Sherwood said Council will do what they can to steer business there.

Ms. Robinson said they would like to host both private and public events.

A motion was made by Councilmember Hugh, seconded by Councilmember Martinez, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

37. 14-280

ADOPT AN ORDINANCE TO GRANT A NON-EXCLUSIVE ACCESS EASEMENT TO THE ROOSEVELT IRRIGATION DISTRICT

Staff Contact: Jack Friedline, Director, Public Works

ORDINANCE NO. 2906 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING, AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE A NON-EXCLUSIVE EASEMENT IN FAVOR OF ROOSEVELT IRRIGATION DISTRICT AT APPROXIMATELY 99TH AVENUE NORTH OF GLENDALE AVENUE FOR USE, OPERATION, MAINTENANCE AND/OR REPAIR OF THE IRRIGATION FACILITIES; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE BE RECORDED.

Mr. Friedline said this was a request to adopt an easement in the right of way at 99 Avenue and Desert River Blvd for an irrigation line.

A motion was made by Vice Mayor Knaack, seconded by Councilmember Chavira, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

38. 14-159

ADOPT AN ORDINANCE REPEALING GLENDALE CITY CODE, CHAPTER 2, ARTICLE VIII, DIVISION 7, AUDIT COMMITTEE

Staff Contact: Tom Duensing, Director, Finance and Technology

ORDINANCE NO. 2907 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING, AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING GLENDALE CITY CODE CHAPTER 2 (ADMINISTRATION), ARTICLE VIII (BOARDS, COMMISSIONS, ETC.), DIVISION 7 (AUDIT COMMITTEE) BY REPEALING IT IN ITS ENTIRETY.

Mr. Duensing requested Council adopted an ordinance repealing Glendale City Code, Chapter 2, Article VIII, Division 7, Audit Committee. He said the purpose of the Audit Committee was to develop the audit plan, review the city's financial statements, review results of the external audit, and develop a follow up plan. He said they are having the Council serve in this capacity. He said the results of 2013 audit were presented last year and the results of any external audit will be presented to the full Council at a workshop. So, the Audit Committee is no longer necessary.

A motion was made by Councilmember Martinez, seconded by Councilmember Chavira, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

39. 14-297

FISCAL YEAR 2013-2014 BUDGET AMENDMENTS

Staff Contact: Tom Duensing, Director, Finance and Technology

ORDINANCE NO. 2908 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING, AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE TRANSFER OF APPROPRIATION AUTHORIZATION BETWEEN BUDGET ITEMS IN THE ADOPTED FISCAL YEAR 2013-2014 BUDGET.

Mr. Duensing explained there were two types of budget amendments before Council this evening, cash transfers and appropriation transfers. He explained the number of transfers has been significantly reduced. He said the requested cash transfers are primarily to close out the general fund subfunds. He explained the concept of subfunds moving forward is going away. He said in the future, the subfunds will be combined with the general fund as it is a best practice and is much easier to understand. He provided highlights of several transfers. He said all the items presented are administrative in nature. He said appropriation transfers are for the benefits trust fund. He said this is transfer of budget funds to cover expenditures that have already been made. He also spoke about Council rollover funds, rolling the funds from FY13 to FY14.

A motion was made by Councilmember Sherwood, seconded by Vice Mayor Knaack, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

A motion was made by Vice Mayor Knaack, seconded by Councilmember Hugh, to hold the next regularly scheduled City Council Workshop on Tuesday, October 21, 2014, at 1:30 p.m., in Room B-3 of the City Council Chambers, to be followed by an executive session pursuant to ARS Sec. 13-431.03. The motion carried unanimously.

Aye: 7 - Mayor Weiers, Vice Mayor Knaack, Councilmember Alvarez, Councilmember Chavira, Councilmember Hugh, Councilmember Martinez, and Councilmember Sherwood

CITIZEN COMMENTS

William Demski, a Sahuaro resident, spoke about Cabela's. He said this is one of many schemes benefitting the rich taxpayer. He spoke about the costs to purchase and development of this land. He said Cabela's pays no property taxes because the city owns the property. He asked again if the contracts can be renegotiated.

Robin Berryhill, an Ocotillo resident, spoke about several items, including the HURF funds, and protections for citizens about water issues in new annexations. She also

spoke about her request for an explanation of why the city has two assistant city managers. She asked again for a reason why the city has two assistant city managers. She also addressed the workshop and citizen components of urban irrigation. She spoke about an interaction with Mr. Johnson.

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Sherwood wanted to bring attention to the city's new bond rating, which rated the city's financial situation as stable. He recognized Mr. Duensing and his staff for bringing better practices into the finance department. He thanked Ms. Fischer for steering the ship in a positive way to get a stable bond rating. He also thanked the employees as well. He also thanked the Councilmembers who voted to continue the sales tax. He referenced Ms. Berryhill and the Assistant City Managers. He said that was answered and it was Council's position to get that answer to her. He said he will take care of that tomorrow.

Councilmember Alvarez said they were not supposed to provide any answers to citizen comments from the public.

Mayor Weiers said comments were allowed, there was just no back and forth discussion.

Councilmember Alvarez said that is not what has happened before. She said they don't comment at the meeting then respond to the constituent in private. She also said thought they were in A3 not A2 on the bond rating. She said they went from negative to stable.

Councilmember Hugh reminded everyone in Cactus District on October 23rd, there is a district meeting open house at Manistee Ranch at 5:30.

Councilmember Martinez said he has a meeting for the Cholla district on October 22nd at the Foothill Aquatics Center at 6 p.m.

Vice Mayor Knaack said on Saturday, the Kiwanis Club is holding its annual steak fry at Sahuaro Ranch Park. There will also be entertainment and a silent auction. Every penny raised goes back to the kids.

Mayor Weiers said they are not going to have a Council meeting in two weeks.

Ms. Fischer said there is a meeting on October 28th. There was discussion about when the other meetings were going to be held.

Mayor Weiers asked everyone to go vote. He thanked all the candidates for caring about the city.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:38 p.m.