

City of Glendale

5850 West Glendale Avenue
Glendale, AZ 85301



Meeting Minutes - Final

Tuesday, April 14, 2015

6:00 PM

Voting Meeting

Council Chambers

City Council

Mayor Jerry Weiers

Vice Mayor Ian Hugh

Councilmember Jamie Aldama

Councilmember Samuel Chavira

Councilmember Gary Sherwood

Councilmember Lauren Tolmachoff

Councilmember Bart Turner

CALL TO ORDER

- Present:** 6 - Mayor Jerry Weiers, Vice Mayor Ian Hugh, Councilmember Jamie Aldama, Councilmember Gary Sherwood, Councilmember Lauren Tolmachoff, and Councilmember Bart Turner
- Absent:** 1 - Councilmember Samuel Chavira

Also present were Julie Frisoni, Assistant City Manager; Jennifer Campbell, Assistant City Manager; Michael Bailey, City Attorney; Pamela Hanna, City Clerk; and Darcie McCracken, Deputy City Clerk.

PLEDGE OF ALLEGIANCE**PRAYER/INVOCATION**

Pastor Chris Bell from Happy Valley Baptist Church offered the invocation.

APPROVAL OF THE MINUTES OF MARCH 24, 2015

1. [15-266](#) APPROVAL OF THE MINUTES OF MARCH 24, 2015
Presented by: Pamela Hanna, City Clerk

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

- Aye:** 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner
- Absent:** 1 - Councilmember Chavira

PROCLAMATIONS AND AWARDS

2. [15-209](#) PROCLAIM APRIL 2015 AS ENVIRONMENTAL AWARENESS MONTH
Staff Contact: Craig Johnson, P.E., Director, Water Services
Accepted By: Mr. Bill Shepard and Ms. Candy Shepard, Sahuaro Ranch Park Volunteers
Accepted By: Ms. Deborah Coy, City of Glendale Recycling Coordinator
Accepted By: Ms. Rachel Burnett, ASU Student and City of Glendale Environmental Resources Intern

Mayor Weiers proclaimed April 2015 as Environmental Awareness Month. The award was accepted by Mr. Bill Shepard and Ms. Candy Shepard, Sahuaro Ranch Park Volunteers. Ms. Rachel Burnett, ASU Student and City of Glendale Intern, thanked the City for the proclamation.

3. [15-228](#) PROCLAIM APRIL 12 – 18, 2015 AS NATIONAL LIBRARY WEEK
Staff Contact: Michael Beck, Chief Librarian, City of Glendale
Accepted By: Ms. Karen Aborne, Chair, Library Advisory Board
Accepted By: Michael Beck, Chief Librarian, City of Glendale

Mayor Weiers proclaimed April 12-18, 2015 as National Library Week. The award was accepted by Ms. Karen Aborn and Michael Beck, Chief Librarian. Ms. Aborn thanked the City.

CONSENT AGENDA

Ms. Julie Frisoni, Assistant City Manager, read agenda item numbers 4 through 18.

Ms. Pamela Hanna, City Clerk, read consent agenda resolution item numbers 19 through 30 by number and title.

4. [15-214](#) APPROVE SPECIAL EVENT LIQUOR LICENSE, ASSYRIAN CHURCH OF THE EAST
Staff Contact: Susan Matousek, Revenue Administrator
This agenda item was approved.

5. [15-215](#) APPROVE SPECIAL EVENT LIQUOR LICENSE, USUAL SUSPECTS LEMC
Staff Contact: Susan Matousek, Revenue Administrator
This agenda item was approved.

6. [15-216](#) APPROVE LIQUOR LICENSE NO. 5-15657, CHINA RAINBOW
Staff Contact: Susan Matousek, Revenue Administrator
This agenda item was approved.

7. [15-217](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH KELLY SERVICES, INC.
Staff Contact: Tom Duensing, Director, Finance and Technology
This agenda item was approved.

8. [15-235](#) AUTHORIZATION TO APPROVE THE RENEWAL OF AN ANNUAL ICAPTURE SOFTWARE LICENSE SUPPORT AGREEMENT WITH IMPRESSION TECHNOLOGY, INC.
Staff Contact: Tom Duensing, Director, Finance and Technology
This agenda item was approved.

9. [15-248](#) APPROVAL CONFIRMATION OF AN EMERGENCY PURCHASE FROM TITAN POWER, INC.
Staff Contact: Tom Duensing, Director, Finance and Technology
This agenda item was approved.

10. [15-208](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH TRANS WEST ANALYTICAL SERVICES, LLC FOR LABORATORY SERVICES UTILIZING A MARICOPA COUNTY COOPERATIVE PURCHASING CONTRACT
Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

11. [15-210](#) AUTHORIZATION TO ENTER INTO A CONSTRUCTION AGREEMENT WITH SELLERS AND SONS, INC. FOR WATER LINE VALVE AND FIRE HYDRANT REPLACEMENT
Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

12. [15-218](#) AUTHORIZATION FOR THE PURCHASE OF A SERVICE TRUCK FROM MIDWAY CHEVROLET FOR THE GLENDALE MUNICIPAL LANDFILL
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

13. [15-219](#) AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH STRUCTURAL GRACE, INC. FOR DESIGN AND CONSTRUCTION ADMINISTRATION SERVICES FOR THE BRIDGE REPAIR PROGRAM
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

14. [15-220](#) AWARD OF BID 15-52 TO SOUTHWEST FABRICATION, L.L.C., FOR STREETLIGHT POLES AND ARMS
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

15. [15-226](#) AUTHORIZATION TO ENTER INTO AMENDMENT NUMBER ONE OF AN AGREEMENT WITH HEINFELD, MEECH & CO., P.C. FOR THE PERFORMANCE AUDIT OF THE GO TRANSPORTATION PROGRAM
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

16. [15-251](#) AUTHORIZATION TO ENTER INTO AN AMENDMENT TO THE GLENDALE WESTGATE LODGING INVESTORS II, LLC GROUND LEASE AGREEMENT
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

CONSENT RESOLUTIONS

19. [15-221](#) AUTHORIZATION OF A LICENSE AGREEMENT FOR VERIZON WIRELESS (VAW), LLC FOR THE INSTALLATION OF A MONOPALM CELL TOWER AT PYRAMID PEAK WATER TREATMENT PLANT ON CITY PROPERTY
Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 4936 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 CITY MANAGER TO EXECUTE A COMMUNICATIONS SITE LICENSE WITH VERIZON WIRELESS LLC, DBA VERIZON WIRELESS FOR THE PURPOSE OF INSTALLATION AND MAINTENANCE OF COMMUNICATION EQUIPMENT AT PYRAMID PEAK WATER TREATMENT FACILITY LOCATED AT 67TH AVENUE AND PYRAMID PEAK ROAD IN PHOENIX, ARIZONA.

This agenda item was approved.

20. [15-222](#) AUTHORIZATION OF LICENSE AGREEMENT WITH VERIZON WIRELESS (VAW), LLC FOR THE INSTALLATION OF A DISTRIBUTED ANTENNA SYSTEM (SMALL CELL) ON A CITY STREETLIGHT WITHIN PUBLIC RIGHT-OF-WAY AT 6626 WEST GREENWAY ROAD
Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 4937 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 CITY MANAGER TO EXECUTE A COMMUNICATIONS SITE LICENSE WITH VERIZON WIRELESS LLC, DBA VERIZON WIRELESS FOR THE PURPOSE OF INSTALLATION AND MAINTENANCE OF A SMALL CELL WIRELESS COMMUNICATIONS FACILITY LOCATED WITHIN PUBLIC RIGHT-OF-WAY AT 6626 WEST GREENWAY ROAD IN GLENDALE, ARIZONA.

This agenda item was approved.

21. [15-227](#) AUTHORIZATION TO ENTER INTO AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE GRAND CANAL MULTIUSE PATHWAY
Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 4938 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 AMENDMENT NO. 1 TO THE INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA, DEPARTMENT OF TRANSPORTATION, FOR THE CONSTRUCTION OF A PATHWAY ALONG THE GRAND CANAL BETWEEN 107TH AVENUE AND SR101 IN GLENDALE.

This agenda item was approved.

22. [15-234](#) AUTHORIZATION TO ENTER INTO A TEMPORARY PARKING AGREEMENT WITH THE NEW WESTGATE, LLC FOR THE USE OF WESTGATE FINAL PLAT, LOT 5
Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 4939 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 AGREEMENT ENTITLED "TEMPORARY PARKING AGREEMENT" WITH THE NEW WESTGATE LLC FOR CERTAIN TEMPORARY PARKING RIGHTS AT

WESTGATE.

This agenda item was approved.

23. [15-230](#) AUTHORIZATION TO AMEND AND EXTEND AGREEMENT C-8437-1 FOR THE NEIGHBORHOOD STABILIZATION PROGRAM AND RATIFICATION OF EXPENDITURES WITH HABITAT FOR HUMANITY CENTRAL ARIZONA
Staff Contact: Erik Strunk, Director, Community Services

RESOLUTION NO. 4940 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 AMENDMENT NO. 1 TO AGREEMENT C-8437 WITH HABITAT FOR HUMANITY CENTRAL ARIZONA FOR NSP ACQUISITION, REHABILITATION AND RESALE OF FORECLOSED HOMES.

This agenda item was approved.

24. [15-231](#) AUTHORIZATION TO AMEND AND EXTEND AGREEMENT C-8524-1 FOR NEIGHBORHOOD STABILIZATION PROGRAM 3 AND RATIFICATION OF EXPENDITURES WITH HABITAT FOR HUMANITY CENTRAL ARIZONA
Staff Contact: Erik Strunk, Director, Community Services

RESOLUTION NO. 4941 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 AMENDMENT NO. 1 TO AGREEMENT C-8524 WITH HABITAT FOR HUMANITY CENTRAL ARIZONA FOR NSP 3 ACQUISITION, REHABILITATION AND RESALE OF FORECLOSED HOMES.

This agenda item was approved.

25. [15-233](#) INCLUDE THE POSTING OF COLORS AT COUNCIL VOTING MEETINGS
Staff Contact: Brent Stoddard, Director, Intergovernmental Programs

RESOLUTION NO. 4942 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ADOPTING THE GLENDALE CITY COUNCIL "COUNCIL MEETING RULES AND PROCEDURES" TO INCLUDE THE POSTING OF COLORS.

This agenda item was approved.

28. [15-242](#) AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE SYSTEMATIC IMPROVEMENT OF CRASH DATA PROJECT
Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4945 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 ("ADOT") FOR THE SYSTEMATIC IMPROVEMENT OF CRASH DATA PROJECT AND AUTHORIZE THE ACCEPTANCE OF REIMBURSEMENT FROM ADOT.

This agenda item was approved.

29. [15-244](#) AUTHORIZATION TO ENTER INTO GRANT AGREEMENT HT-15-2537 WITH THE CITY OF TUCSON FOR THE HIGH INTENSITY DRUG TRAFFICKING AREA AND ACCEPT FUNDS FOR USE WITH THE ARIZONA WARRANT APPREHENSION NETWORK AND TACTICAL ENFORCEMENT DETAIL

Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4946 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 ENTERING INTO OF A GRANT AGREEMENT (GRANT NO. HT-15-2537) WITH THE CITY OF TUCSON FOR THE HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) GRANT, AND ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$40,000 TO PROVIDE OVERTIME FUNDING FOR THE ARIZONA WARRANT APPREHENSION NETWORK AND TACTICAL ENFORCEMENT DETAIL (AZWANTED) BY THE GLENDALE POLICE DEPARTMENT.

This agenda item was approved.

30. [15-245](#) AUTHORIZATION TO ENTER INTO GRANT AGREEMENT HT-15-2538 WITH THE CITY OF TUCSON FOR THE HIGH INTENSITY DRUG TRAFFICKING AREA AND ACCEPT FUNDS FOR USE WITH THE WEST VALLEY DRUG ENFORCEMENT TASK FORCE

Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 4947 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 ENTERING INTO OF A GRANT AGREEMENT (GRANT NO. HT-15-2538) WITH THE CITY OF TUCSON FOR THE HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) GRANT, AND ACCEPTANCE OF GRANT FUNDS IN THE AMOUNT OF \$68,000 TO PROVIDE OVERTIME AND SERVICES FUNDING FOR THE WEST VALLEY DRUG ENFORCEMENT TASK FORCE (WVDETF) BY THE GLENDALE POLICE DEPARTMENT.

This agenda item was approved.

CONSENT AGENDA VOTE

A motion was made by Councilmember Sherwood, seconded by Councilmember Turner, to approve Consent Agenda items 4 through 16 and 19 through 25 and 28 through 30. The motion carried by the following vote:

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

17. [15-092](#) AUTHORIZATION TO AMEND CONTRACT C-8820 WITH INSIGHT PUBLIC SECTOR, INC.
Staff Contact: Tom Duensing, Director, Finance and Technology
- Mr. Duensing said this item is allow for purchase of Sysco networking equipment, firewalls, routers and network switches.*
- Councilmember Tolmachoff asked if the employee has filed the appropriate paperwork with the Clerk's Office.*
- Ms. Hanna said no paperwork had been filed by Ms. Frisoni in the conflict of interest file.*
- A motion was made by Councilmember Sherwood, seconded by Councilmember Aldama, that this agenda item be approved. The motion carried by the following vote:**
- Aye:** 4 - Mayor Weiers, Councilmember Aldama, Councilmember Sherwood, and Councilmember Turner
- Nay:** 2 - Vice Mayor Hugh, and Councilmember Tolmachoff
- Absent:** 1 - Councilmember Chavira
18. [15-192](#) AUTHORIZATION TO AMEND CONTRACT C-8671 WITH INSIGHT PUBLIC SECTOR, INC.
Staff Contact: Tom Duensing, Director, Finance and Technology
- Mr. Duensing said this item is to approve contract amendment is for PC server and printer replacements. He said the technology presentation was done on April 7, 2015.*
- Councilmember Tolmachoff asked if the employee has filed the appropriate paperwork with the Clerk's Office.*
- Ms. Hanna said no paperwork had been filed by Ms. Frisoni in the conflict of interest file.*
- A motion was made by Councilmember Sherwood, seconded by Councilmember Turner, that this agenda item be approved. The motion carried by the following vote:**
- Aye:** 4 - Mayor Weiers, Councilmember Aldama, Councilmember Sherwood, and Councilmember Turner
- Nay:** 2 - Vice Mayor Hugh, and Councilmember Tolmachoff
- Absent:** 1 - Councilmember Chavira
26. [15-237](#) AUTHORIZATION TO RECLASSIFY INTER-FUND ADVANCE TO INTERFUND TRANSFER
Staff Contact: Tom Duensing, Director, Finance and Technology
- RESOLUTION NO. 4943 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 THAT AN AMOUNT RECORDED IN THE CITY OF GLENDALE GENERAL LEDGER AS AN ADVANCE FROM OTHER FUNDS TO THE GENERAL FUND AND AN ADVANCE TO OTHER FUNDS FROM CERTAIN BUSINESS TYPE (ENTERPRISE) FUNDS BE RECLASSIFIED AS AN INTER-FUND TRANSFER.*

Mr. Duensing said this item is authorizing a reclassified as an interfund transfer. He said this is an accounting reclassification and no cash will be moving between funds. He explained payment from the general fund to enterprise funds will be made via transfer requests in the annual budget process. He said this item was before Council as it would increase the general fund unreserved fund balance. He said this item will allow the capacity to pay off a capital lease and save the city about \$700,000 in interest costs.

Vice Mayor Hugh said they already have rules in place regarding enterprise funds that state they are separate and protected funds to be used for no other purpose than the expense of what the funds are set for. He said they have to pay the money back into the funds.

Mr. Duensing said currently the money is paid back, subject to Council appropriation each year. Under a transfer system, money would be paid back by Council appropriation each year. He said the method of repayment has changed, but the fact that cash would go back to enterprises funds has not changed.

Vice Mayor Hugh said he wanted to make this clear as the public was very interested in this when it happened. He said Councilmembers had questions on this when they voted on it the first time. He discussed the events that occurred previously regarding this item and the discussions held by past Councilmembers. He said there was concern and some confusion about this item and how it worked in the past.

Mr. Duensing said he is not aware that any of this \$25 million came back to the city when transactions were initiated.

Vice Mayor Hugh asked even if it was put in an escrow account for the city and drawing interest. He asked if anyone had a way of checking where the money is right now.

Mr. Duensing said he is not aware of an escrow account for the city where this money resides.

Vice Mayor Hugh said he would like to have it back if they could. He said they could sure use the money that went to the NHL to increase library hours and provide other services.

Councilmember Tolmachoff said when the money was initially moved; the process should have been done as a transfer, and asked if they are trying to correct that now.

Mr. Duensing said when the money was moved in FY10/11 and FY11/12, had the money been moved via a transfer, the city's general fund balance would be in a much different situation. He said had he advised the Council to do that, he would have advised Council the better way to do that to preserve the fund balance would have been through a transfer. That is what this action today accomplishes. He said today's action is correcting the process that happened a few years ago.

Councilmember Tolmachoff said this is not different than any other liability that the city carries; it is just that it shows as a negative in the fund balance.

Mr. Duensing said that is exactly correct. He said this is a 25 year repayment and there are other repayments the city makes in the general fund that they do not carry those long term liabilities on the balance sheets. He said the capital lease was not carried on the balance sheet; any of the debt service payments supported by the general fund are not

carried on the general fund balance sheet. He said the general fund balance sheet is a short term focus and are the budget amounts available to be appropriated by the Council. He said this action reclassifies a long term item that is on a short term focus balance sheet. He said repayment will be made, subject to Council appropriation, similar to the structured repayment that was made. He said the cash should still move each year from the general fund back to the enterprise fund.

Councilmember Tolmachoff asked that discussions be held on a resolution to hold future Councilmembers response and will address this item each year during the budget process. She said this way it can't be ignored as the resolution will require it.

Mr. Duensing said they can look into that and work with the City Attorney to draft something appropriate. He said the goal is to protect all the funds and be fair to all the funds.

Councilmember Tolmachoff said she has been having trouble with the honoring the commitment part of this.

Councilmember Turner appreciated the questions asked by Vice Mayor Hugh and Councilmember Tolmachoff. He asked should this remain as an interfund advance, it would take a Council action to move money back into the enterprise funds on a scheduled basis, just as if this becomes an interfund transfer, it still takes Council action to move money back to the other funds.

Mr. Duensing said that is exactly correct.

Councilmember Turner said in the budget projections for the next fiscal year, they have scheduled a \$600,000 transfer into the enterprise funds in relationship to this issue.

Mr. Duensing said that was correct. The current City Manager budget requests include a \$600,000 transfer. He said keeping the advance notion; the transfer would have been around \$450,000. He recommends a transfer of \$600,000.

Mayor Weiers asked that Item 27 be heard as well.

A motion was made that this agenda item be approved. The motion carried by the following vote:

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

27. [15-247](#) AUTHORIZATION TO PAY THE REMAINING BALANCE AND EXECUTE ALL DOCUMENTS NECESSARY TO END A LEASE PURCHASE-BACK AGREEMENT OF CITY PROPERTY WITH BANC OF AMERICA LEASING
Staff Contact: Tom Duensing, Director, Finance and Technology
RESOLUTION NO. 4944 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 CITY MANAGER OR DESIGNEE TO PAY THE REMAINING BALANCE AND EXECUTE ALL DOCUMENTS NECESSARY TO END A LEASE-PURCHASE BACK AGREEMENT OF CITY PROPERTY WITH BANC OF AMERICA LEASING.

Mr. Duensing said this item is to execute all documents necessary to pay off a lease purchase agreement with Bank of America leasing. He said about \$9 million is currently outstanding. He said they exercised the early payoff option as of March 31, 2015 if approved by Council. He said this item is contingent on Item 26 and the sole purpose is to save the general fund interest costs of about \$700,000.

Councilmember Turner asked if the projected interest savings of about \$700,000 was a cumulative total over the next three years.

Mr. Duensing said that was correct.

Councilmember Turner said by approving Item 26, the interfund transfer, and Item 27, the lease purchase back, the city will save the taxpayers about \$240,000 over each of the next three years.

Mr. Duensing said that was correct.

Items 26 and 27 were approved with the action taking place in one vote.

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

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

PUBLIC HEARING - LAND DEVELOPMENT ACTIONS

31. [15-229](#) REZONING (ZON) APPLICATION ZON14-04 (ORDINANCE): CARMEL ESTATES - 19268 NORTH 54TH AVENUE (PUBLIC HEARING REQUIRED)

Staff Contact: Tabitha Perry, Assistant Planning Director

ORDINANCE NO. 2933 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REZONING PROPERTY LOCATED AT 19268 NORTH 54TH AVENUE FROM R1-6 PRD (SINGLE RESIDENCE – PLANNED RESIDENTIAL DEVELOPMENT) TO R1-6 PRD AMENDED (SINGLE RESIDENCE – PLANNED RESIDENTIAL DEVELOPMENT AMENDED); AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Perry said this is a request to conduct a public hearing and adopt an ordinance for ZON14-04. The site is located at 19268 N 54th Avenue, and the approval would allow Mandalay Communities to proceed with developing a 39 lot subdivision, Carmel Estates. Staff recommends approval of ZON14-04, subject to the stipulations recommended by the Planning Commission.

Mayor Weiers opened the public hearing on ZON14-04.

There were no speakers on this item.

Mayor Weiers closed the public hearing on ZON14-04.

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

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

32. [15-232](#) REZONING (ZON) APPLICATION ZON15-02 (ORDINANCE): PARKSIDE SUBDIVISION - 7225 NORTH 77TH LANE (PUBLIC HEARING REQUIRED)

Staff Contact: Tabitha Perry, Assistant Planning Director

ORDINANCE NO. 2934 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REZONING PROPERTY LOCATED AT 7225 NORTH 77th LANE OF APPROXIMATELY 3.39 ACRES FROM R1-6 (SINGLE RESIDENCE) TO R1-6 PRD (SINGLE RESIDENCE, PLANNED RESIDENTIAL DEVELOPMENT); AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Perry said this is a request to conduct a public hearing and adopt an ordinance for ZON15-02. The site is located at 7225 N 77th Lane, and the approval would for development of a 13 lot subdivision known as Parkside. Staff recommends approval of ZON15-02, subject to the stipulations recommended by the Planning Commission.

Mayor Weiers and Ms. Perry had a discussion regarding the location and if the development would be 90 feet north of Glendale Avenue and zoning the property R-1-6.

Councilmember Sherwood said the information provided to the Councilmembers said it was 900 feet.

Mayor Weiers opened the public hearing on ZON15-02.

There were no speakers on this item.

Mayor Weiers closed the public hearing on ZON15-02.

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

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

ORDINANCES

33. [15-223](#) SALT RIVER PROJECT POWER DISTRIBUTION EASEMENT AT 7691 NORTH 99TH AVENUE

Staff Contact: Jack Friedline, Director, Public Works

ORDINANCE NO. 2935 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 POWER DISTRIBUTION EASEMENT IN FAVOR OF SALT RIVER PROJECT ON CITY-OWNED

PROPERTY TO CONSTRUCT, RECONSTRUCT, REPLACE, REPAIR, OPERATE AND MAINTAIN ELECTRICAL LINES LOCATED AT 7691 NORTH 99TH AVENUE; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

Mr. Friedline asked for approval to adopt a power distribution easement with SRP at the property located at 7691 N. 99th Avenue. Staff recommends approval of this item.

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

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

34. [15-224](#)

SALT RIVER PROJECT POWER DISTRIBUTION EASEMENT AT 9802 WEST BETHANY HOME ROAD

Staff Contact: Jack Friedline, Director, Public Works

ORDINANCE NO. 2936 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 POWER DISTRIBUTION EASEMENT IN FAVOR OF SALT RIVER PROJECT ON CITY-OWNED PROPERTY TO CONSTRUCT, RECONSTRUCT, REPLACE, REPAIR, OPERATE AND MAINTAIN ELECTRICAL LINES LOCATED AT 9802 WEST BETHANY HOME ROAD; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

Mr. Friedline asked for approval to adopt a power distribution easement with SRP at the property located at 9802 W. Bethany Home Road. Staff recommends approval of this item.

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

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

NEW BUSINESS

35. [15-274](#)

CONSIDERATION AND ACTION TO DIRECT THE CITY ATTORNEY IN ACCORDANCE WITH THE INSTRUCTION PROVIDED BY THE CITY COUNCIL TO THE CITY ATTORNEY AT THE APRIL 7, 2015 EXECUTIVE SESSION

Staff Contact: Michael D. Bailey, City Attorney

Mr. Bailey said they are allowed to meet in executive session to discuss open meeting law matters and Council can instruct their attorney. He said the Arizona Attorney General has recommended that a best practices for the public body upon returning to open session that they then vote to authorize the City Attorney to act in accordance with that instruction.

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

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

A motion was made by Vice Mayor Hugh, seconded by Councilmember Sherwood, to hold the next regularly scheduled City Council Workshop on Tuesday, April 21, 2015 at 1:30 p.m. in Room B3 of the City Council Chambers, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried by the following vote:

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

36. [15-283](#) Motion to Excuse Councilmember Chavira

It was moved by Vice Mayor Hugh, seconded by Councilmember Sherwood, to excuse Councilmember Chavira from the meeting. The motion carried on the following vote:

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Councilmember Chavira

CITIZEN COMMENTS

Mayor Weiers introduced guests from Glendale Community College, and members from MYAC who were in the audience.

Daniel Peverini, a Barrel resident, said he is retired and likes to take his dog to the Sahuaro Ranch dog park. He described an incident when two pit bulls attacked his dog at the dog park. He said the pit bull owner did not accept the aggressive actions of their dogs and they were not leaving the park. Mr. Peverini called the police and said the pit bulls were allowed to remain in the dog park and the officer did not take any names or a report on the incident. He explained once he got home with his dog, he noticed both he and his dog had injuries from the attack. He requested that pit bulls be banned from city dog parks, be required to wear mouth guards or be kept on a leash while at the dog park. He would also like to see police generate a report with at least the names of the owners and dog licenses. He said there are strict rules on pit bulls in other states and would like to see Glendale adopt stricter rules regarding pit bulls.

Cherlynn Berry, a Sahuaro resident, said they are slowly losing all the businesses in the downtown area. She said they need to figure out a way to make the downtown area more exciting to entice businesses into downtown. Ms. Berry suggested a board or committee to work as a liaison to Planning/Zoning, Code Enforcement and Special Events with the community to allow businesses to grow in downtown Glendale and make the process easier. She said the Jazz & Blues Festival was a big draw for people and it no longer happens. She said working with merchants one on one is a good way to start making

things happen.

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Aldama asked everyone to join him on May 4, 2015 from 5 to 6:30 pm for his mobile office hours at the Glendale Elementary School District. He also invited everyone to the first annual Hook a Kid on Fishing at Bonsall Park. He said the first 1,000 youth will receive a free fishing license. Arizona Game and Fish will provide a free fishing clinic. He recognized Raul Castro, born on June 12, 1916. He said Mr. Castro became a US citizen and had many amazing accomplishments during his life. He became the first Hispanic Arizona governor. He also read the official statement from the city of Glendale regarding Mr. Castro life.

Councilmember Sherwood said he wanted to recognize Mr. Duensing and present him with a cake for finally getting Item 17, Insight Public Sector, passed.

Councilmember Tolmachoff said the shred event held by the Police Department was very successful and thanked Shred It for donating three trucks and drivers for the event. She also mentioned the Arbor Day celebration on April 22, 2015 at Dos Lagos Park, beginning at 9:15 a.m.

Councilmember Turner wished Councilmember Chavira and the injured dog a speedy return to good health.

Vice Mayor Hugh said there will be a district meeting on April 29, 2015 from 5 to 7 p.m. at Manistee Ranch. He commented that the meeting voting machines are more of a distraction to the meetings than helping them vote.

Mayor Weiers said he attended the shred event and commented that Councilmember Tolmachoff did a really got job. The event was very organized and Councilmember Tolmachoff looked like she had a good time.

Councilmember Aldama said the fishing clinic was April 25, 2015 from 9 a.m. to 2 p.m.

Mayor Weiers said the fishing event was also a lot of fun and encouraged everyone to bring their kids. He said he was encouraged by the balanced budget they discussed in this morning's meeting. He said the city has possibilities in making things better for everyone. He thanked the guests from GCC and MYAC for attending.

ADJOURNMENT

The meeting adjourned at 7:20 p.m.