

# City of Glendale

*5850 West Glendale Avenue  
Glendale, AZ 85301*



## Meeting Minutes - Draft

**Tuesday, December 20, 2016**

**11:00 AM**

**VOTING MEETING DATE/TIME CHANGE**

**Council Chambers**

### **City Council**

*Mayor Jerry Weiers*

*Vice Mayor Ian Hugh*

*Councilmember Jamie Aldama*

*Councilmember Joyce Clark*

*Councilmember Ray Malnar*

*Councilmember Lauren Tolmachoff*

*Councilmember Bart Turner*

**CALL TO ORDER**

**Present:** 7 - Mayor Jerry Weiers, Vice Mayor Ian Hugh, Councilmember Jamie Aldama, Councilmember Joyce Clark, Councilmember Ray Malnar, Councilmember Lauren Tolmachoff, and Councilmember Bart Turner

Also present were Kevin Phelps, City Manager; Tom Duensing, Assistant City Manager; Michael Bailey, City Attorney; Julie K. Bower, City Clerk; and Darcie McCracken, Deputy City Clerk.

**PLEDGE OF ALLEGIANCE**

The invocation was offered by Pastor Emmanuel Allen from the Breakthrough Life Church.

**PRAYER/INVOCATION****CITIZEN COMMENTS**

James Diebler, a Phoenix resident, expressed concerns about feral cats living in abandoned cars in south Glendale. He also said the City should install a playground that met ADA requirements for children with disabilities. The perfect place to install an autistic playground was Sahuaro Ranch Park.

**APPROVAL OF THE MINUTES OF DECEMBER 6, 2016**

1. [16-642](#) APPROVAL OF THE MINUTES OF DECEMBER 6, 2016  
Staff Contact: Julie K. Bower, City Clerk

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

**Aye:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

**CONSENT AGENDA**

Ms. Bower read Consent Resolution items 23 through 27.

Mayor Weiers said Councilmember Tolmachoff was requesting an explanation of Item 10.

Councilmember Clark asked to have Items 8 and 11 heard separately.

Councilmember Aldama asked to have Item 25 heard separately.

Ms. Bower read Items 8, 10, and 11.

2. [16-623](#) RECOMMEND APPROVAL OF TWO SPECIAL EVENT LIQUOR LICENSES, ARIZONA SPORTS FOUNDATION DBA FIESTA BOWL  
Staff Contact: Vicki Rios, Director, Budget and Finance

3.     [16-628](#)     RECOMMEND APPROVAL OF LIQUOR LICENSE NO. 5-21894, HOME2 SUITES BY HILTON  
Staff Contact: Vicki Rios, Director, Budget and Finance
4.     [16-626](#)     RECOMMEND APPROVAL OF LIQUOR LICENSE NO. 5-4682, WINCO FOODS #109  
Staff Contact: Vicki Rios, Director, Budget and Finance
5.     [16-550](#)     AUTHORIZATION TO APPROVE A SOFTWARE MAINTENANCE AND SUPPORT AGREEMENT WITH N. HARRIS COMPUTER CORPORATION, A SOLE SOURCE PROVIDER  
Staff Contact: Vicki Rios, Director, Budget and Finance
6.     [16-600](#)     AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX TO ACCESS PHOENIX'S BUSINESS INTELLIGENCE SYSTEM FOR TRANSACTION PRIVILEGE TAX REMITTANCE ANALYTICS  
Staff Contact: Vicki Rios, Director, Budget and Finance
7.     [16-627](#)     AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH HYAS GROUP, LLC, FOR DEFERRED COMPENSATION PLAN CONSULTING SERVICES  
Staff Contact: Jim Brown, Director, Human Resources and Risk Management
9.     [16-608](#)     AUTHORIZATION FOR THE EXPENDITURE OF FUNDS AND TO ENTER INTO A LINKING AGREEMENT WITH CDW GOVERNMENT, LLC, FOR SOFTWARE  
Staff Contact: Chuck Murphy, Chief Information Officer, Innovation and Technology
12.    [16-587](#)     AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH SUMMIT ELECTRIC SUPPLY CO., INC., A SOLE SOURCE PROVIDER, FOR SUPPORT SERVICES FOR SCHNEIDER ELECTRIC MODICON PLC SOFTWARE  
Staff Contact: Craig Johnson, P.E., Director, Water Services
13.    [16-624](#)     AUTHORIZATION TO ENTER INTO A SERVICES AGREEMENT WITH ALTEC INDUSTRIES, INC., A SOLE SOURCE PROVIDER, FOR REPAIR OF HEAVY DUTY VEHICLES  
Staff Contact: Jack Friedline, Director, Public Works
14.    [16-625](#)     AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH COCHISE PETROLEUM EQUIPMENT COMPANY, INC., FOR MAINTENANCE AND REPAIR SERVICES TO BULK FUELING AND LUBRICATION SYSTEMS  
Staff Contact: Jack Friedline, Director, Public Works

15.     [16-631](#)     AUTHORIZATION TO ENTER INTO AMENDMENT NO. 3 TO THE PROFESSIONAL SERVICES AGREEMENT WITH GAVAN & BARKER, INC., FOR 2014-2015 DRAINAGE STUDIES  
Staff Contact: Jack Friedline, Director, Public Works
16.     [16-633](#)     AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH HOLBROOK ASPHALT, LLC, FOR THE HA5 SURFACE PRESERVATION PROJECT  
Staff Contact: Jack Friedline, Director, Public Works
17.     [16-634](#)     AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH CALIENTE CONSTRUCTION, INC., FOR GENERAL MAINTENANCE AND REPAIR SERVICES  
Staff Contact: Jack Friedline, Director, Public Works
18.     [16-636](#)     AUTHORIZATION TO ENTER INTO A CONSTRUCTION AGREEMENT WITH CACTUS ASPHALT, A DIVISION OF CACTUS TRANSPORT, INC., FOR PUBLIC HOUSING PARKING LOT IMPROVEMENTS  
Staff Contract: Jack Friedline, Director, Public Works
19.     [16-637](#)     AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH DWL ARCHITECTS + PLANNERS, INC., FOR THE FIELD OPERATIONS COMPLEX MASTER PLAN UPDATE  
Staff Contact: Jack Friedline, Director, Public Works
20.     [16-638](#)     AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH PROJECT ENGINEERING CONSULTANTS, LTD., FOR THE 91ST AVENUE IMPROVEMENTS PROJECT  
Staff Contact: Jack Friedline, Director, Public Works
21.     [16-639](#)     AUTHORIZATION TO ENTER INTO AN AGREEMENT FOR CONSTRUCTION OF SRP FACILITIES WITH SALT RIVER VALLEY WATER USERS' ASSOCIATION AND APPROVAL OF A BUDGET APPROPRIATION TRANSFER FOR THE RELOCATION OF IRRIGATION FACILITIES IN THE INTERSECTION OF 59TH AND OLIVE AVENUES  
Staff Contact: Jack Friedline, Director, Public Works
22.     [16-604](#)     AUTHORIZATION TO ENTER INTO A MONTH-TO-MONTH BANKING AGREEMENT WITH BANK OF AMERICA CORPORATION  
Staff Contact: Vicki Rios, Director, Budget and Finance

**CONSENT RESOLUTIONS**

23.     [16-629](#)     RESOLUTION NO. 5189 NEW SERIES  
  
A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE,

MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTED THE ENTERING INTO OF A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF PEORIA TO PARTICIPATE IN A REGIONAL FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) ASSISTANCE TO FIREFIGHTERS GRANT (AFG) BY THE GLENDALE FIRE DEPARTMENT.

Staff Contact: Terry Garrison, Fire Chief

**24.     [16-620](#)     RESOLUTION NO. 5190 NEW SERIES**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REQUESTING EXEMPTION FROM THE REQUIREMENT BY THE INDUSTRIAL COMMISSION OF ARIZONA TO POST SECURITY FOR THE CITY OF GLENDALE'S SELF-INSURED WORKERS' COMPENSATION CLAIMS.

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

**26.     [16-645](#)     RESOLUTION NO. 5192 NEW SERIES**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE ENTERING INTO OF GRANT AGREEMENT NO. 2014-280; ACCEPTANCE OF A GRANT OFFER FROM THE ARIZONA DEPARTMENT OF PUBLIC SAFETY, VICTIMS OF CRIME ACT (VOCA); AND APPROVING MATCHING FUNDS, FOR THE GLENDALE POLICE DEPARTMENT'S VICTIM ASSISTANCE GRANT PROGRAM FOR FISCAL YEAR 2016-17.

Staff Contact: Rick St. John, Police Chief

**27.     [16-646](#)     RESOLUTION NO. 5193 NEW SERIES**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE ENTERING INTO OF GRANT AGREEMENT NO. 2014-281; ACCEPTANCE OF A GRANT OFFER FROM THE ARIZONA DEPARTMENT OF PUBLIC SAFETY, VICTIMS OF CRIME ACT (VOCA); AND APPROVING MATCHING FUNDS, FOR THE GLENDALE POLICE DEPARTMENT'S VICTIM ASSISTANCE PROGRAM IN FISCAL YEAR 2016-17.

Staff Contact: Rick St. John, Police Chief

Approval of the Consent Agenda

**A motion was made by Turner, seconded by Tolmachoff, to approve the recommended actions on Consent Agenda Item Numbers 2 through 7, 9, 12 through 22 and Consent Resolution Item Numbers 23, 24, 26 and 27. The motion carried by the following vote:**

**Aye:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

8. [16-635](#)

**POSITION RECLASSIFICATIONS**

**Staff Contact:** Jim Brown, Director, Human Resources and Risk Management

Mr. Brown said the item was a request for Council to reclassify existing positions within the organization due to a change in duties or responsibilities. The three positions being requested for classification included two positions in Water Services and one position in Public Works. He said there was no budget impact for this fiscal year, but there would be a budget impact for next fiscal year.

Councilmember Clark thanked Mr. Brown for doing a matrix and found it very informative. She said staff had come forward almost every month with position reclassifications, for a total of 34 reclassifications at a total cost of \$299,000. Councilmember Clark asked if it was correct that \$78,000 was attributed to the general fund and \$221,000 was attributed to enterprise funds.

Mr. Brown said that was correct.

Councilmember Clark said previously, position reclassifications had not come before Council. She asked if this was a new process.

Mr. Brown said the process had been in place for at least three years. He said the positions would come back before Council during the budget workshops through department presentations.

Councilmember Clark expressed concern about doing reclassifications in a piecemeal manner as it was difficult for Council to keep track of the budget impacts. She asked if reclassifications could be brought forward on a quarterly basis or every six months.

Mr. Brown said the departments would often take a look at the positions when they become vacant. His staff did encourage department directors to ensure that it was the position the department still needed prior to the job being posted. If the position was better utilized in a different way, it might be reclassified prior to posting. He said staff would look at bringing reclassifications forward on a quarterly basis.

Councilmember Clark hoped directors were looking at vacant positions all the time as part of the ongoing budget process to determine if the positions were still necessary.

Councilmember Aldama said a Council priority was to be more transparent and this process met that goal. He agreed that consolidating the reclassification would streamline the process. He said bringing the reclassifications forward for Council review made the process more transparent both for residents and for City employees.

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

**Aye:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

**10.     [16-647](#)****AUTHORIZATION TO ELIMINATE A POSITION IN THE COMMUNITY SERVICES DEPARTMENT AND CREATE A POSITION IN THE INNOVATION AND TECHNOLOGY DEPARTMENT****Staff Contact:** Chuck Murphy, Director, Innovation and Technology

Mr. Murphy said the request was to eliminate a position in Community Services and to move that position to Information Technology for the purpose of providing SCADA management support in Water Services.

Councilmember Tolmachoff asked what position was being eliminated in Community Services and asked if it was a funded, vacant position.

Mr. Duensing said the position was vacant and was identified as federally-funded in the Community Services Department. He said no federal funding was anticipated for the position and it had been vacant for a number of years. He said it would not change the number of FTEs.

Councilmember Tolmachoff asked if the new position would be funded by the enterprise fund.

Mr. Duensing said that was correct.

Councilmember Turner said it was important for Councilmembers to know that the vacant position was unfunded and he would like to see that information provided in the Council report.

**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:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

**11.     [16-632](#)****AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH DICK AND FRITSCH DESIGN GROUP, INC., TO PROVIDE ARCHITECTURAL AND DESIGN SERVICES FOR THE PROPOSED HEROES PARK BRANCH LIBRARY****Staff Contact:** Elaine Adamczyk, Interim Director, Community Services

Ms. Adamczyk said this was a request to enter into an agreement with Dick & Fritsch Design Group (DFDG) to provide potential designs for the Heroes Regional Branch Library, as well as a request for a CIP transfer to cover the costs. She said there was currently no bond funding or general funds to pay for construction of the branch library, however, development impact fees had been identified for construction funding.

Ms. Adamczyk said the new library would be a single-story building of approximately 8,000 square feet. Dick & Fritsch Design Group had been selected after an RFP process. The park site had been unanimously recommended and there had been extensive public discussion about the item.

Ms. Adamczyk said Dick & Fritsch would provide design for both modular and brick and mortar facilities, as well as a combination of both to allow for future expansion of

the building. Staff would bring the designs back before Council for approval once they were developed. She said photos of the proposed design, as well as detailed capital costs for the project, would also be provided to Council at that time.

Councilmember Clark thanked Ms. Adamczyk and the Council for making the commitment to move forward with the project. It was much appreciated by the residents. She was glad that Dick & Fritsch were working on both modular and brick and mortar options for the project. Apparently, there was a possibility to put in a brick and mortar building for about the same amount of money as the modular option.

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

**Aye:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

**25. [16-622](#)**

**RESOLUTION NO. 5191 NEW SERIES**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO AN INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY, ADMINISTERED BY ITS HUMAN SERVICES DEPARTMENT, FOR THE HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM.

Staff Contact: Elaine Adamczyk, Interim Director, Community Services

Ms. Adamczyk said this was a request to enter into an intergovernmental agreement with Maricopa County Human Services Department for the receipt of HOME Investment Partnership funds. It allowed the City to utilize over \$500,000 from the HOME program for FY2016-17 and clarified Glendale's role as required by HUD. The funds were used to address housing related needs such as housing rehabilitation, replacement housing and new infill construction for qualified homeowners. The funds would allow Glendale to provide housing to low to moderate income homeowners and to partner with other agencies providing housing related needs. The Community Development Advisory Committee (CDAC) had approved the use of the funds.

Councilmember Aldama asked if the Sonorita neighborhood was eligible for the funds.

Ms. Adamczyk said the Sonorita neighborhood was excluded from use of the funds due to the proximity to the railroad tracks and to businesses in that community.

Councilmember Aldama said the program was to provide for low to moderate income families, and residents in the Sonorita neighborhood would not meet those guidelines because they had poverty level incomes. He explained it was great that the funds were available to families in need, but the Sonorita neighborhood remained a problem and their quality of life was diminished.

**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:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

## ORDINANCES

**28.**     [16-654](#)           ORDINANCE NO. 3033 NEW SERIES

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING AND REPLACING GLENDALE CITY CODE, CHAPTER 2, ARTICLE II, SECTIONS 31-33, PRESCRIBING STANDARDS OF FINANCIAL DISCLOSURE FOR LOCAL ELECTED OFFICIALS; AND DECLARING AN EMERGENCY.  
Staff Contact: Michael Bailey, City Attorney, and Julie K. Bower, City Clerk

Ms. Bower read Ordinance No. 3033.

Mr. Bailey said the ordinance was required by state statute and significant changes were made by the State Legislature during the last session. Local governments were required to adopt the changes and that was the action being taken with this item.

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

**Aye:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

## NEW BUSINESS

**29.**     [16-650](#)           AUTHORIZATION TO UTILIZE A FORM LICENSE AGREEMENT AS NEEDED TO FACILITATE THE USE OF CITY PROPERTY FOR FIESTA BOWL AND NCAA MEN'S FINAL FOUR  
Staff Contact: Jean Moreno, Executive Officer Strategic Initiatives and Special Projects

Ms. Moreno said this was a request for approval to execute any number of license agreements for activities associated with the Fiesta Bowl and the Final Four. The agreement template would allow temporary use of City-owned property for the events. The ability to use the template would automatically expire in April 2017. Use of the agreement would increase the City's agility and responsiveness to activities held in the community.

Councilmember Clark asked what the template encompassed.

Ms. Moreno said the template would allow limited duration use of any City-owned property. She provided an example of how the agreement was used during the last Super Bowl.

Councilmember Clark asked if a fee was ever paid with the agreements.

Ms. Moreno said fees were paid in some cases. For example, fees were paid during the last Super Bowl.

Mayor Weiers asked if the templates would only be used for the two events mentioned.

Ms. Moreno said that was correct.

Mayor Weiers suggested having the agreements ready in case they were needed for future events.

Ms. Moreno was not sure if the agreements would be used at the Fiesta Bowl. Staff wanted to be prepared in case they were needed. She explained it was the last opportunity to get the item before Council prior to the Fiesta Bowl and she wanted to make sure staff was prepared. She would consult with the City Attorney on that suggestion.

Mayor Weiers said his concern was the possibility that there might not be enough Councilmembers to have a quorum.

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

**Aye:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

#### **REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION**

**A motion was made by Vice Mayor Hugh, seconded by Councilmember Tolmachoff, to hold a regularly scheduled City Council Workshop on Tuesday, January 3, 2017 at 1:30 p.m. in 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:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Clark, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

#### **COUNCIL COMMENTS AND SUGGESTIONS**

Councilmember Aldama said his mobile office hours for January were cancelled due to the holidays. A district meeting would be held in January and he would be announcing the date and time very soon. There would be several items on the agenda for that district meeting. A second meeting would also be scheduled to address the needs of the Sonorita community. Further information on the date and time of that meeting would be provided in the near future. Councilmember Aldama also invited everyone to the Glitter & Glow Block Party on January 7, 2017. He wished all Glendale residents, visitors and staff a very Merry Christmas and a Happy New Year.

Councilmember Clark wished everyone a very Merry Christmas and asked everyone to eat, drink and laugh too much. She was glad to be back at her first formal meeting and it was just like riding a bike, you never forget. She thanked the Council for moving forward on the Heroes Branch Library and said her residents were very happy. She was working on the first Yucca District meeting and would announce the date, time and location very soon.

Councilmember Malnar wished staff and residents a very Merry Christmas, a Happy Hanukkah, Happy Holidays and an enjoyable New Year.

Councilmember Tolmachoff wished staff and residents Happy Holidays. She asked

everyone to stay safe.

Councilmember Turner wished staff Merry Christmas, Happy Holidays and a joyous and prosperous New Year. He mentioned the carriage rides available Sunday through Thursday, from 5 p.m. to 9 p.m., at Glendale Glitters for \$25.

Vice Mayor Hugh wished everyone a Merry Christmas and welcomed Councilmember Clark back to the Council.

Mayor Weiers said it had been an incredible year and said 2017 would be even better. He spoke about the new Conair building currently under construction. He said many more great things were happening in the City. He wished everyone a Merry Christmas. He said the Christmas Parade was a success. He also wished everyone a wonderful New Year.

## **ADJOURNMENT**

The City Council adjourned at 11:47 a.m.