

City of Glendale

*5850 West Glendale Avenue
Glendale, AZ 85301*



Meeting Minutes - Final

Tuesday, August 9, 2016

6:00 PM

Voting Meeting

Council Chambers

City Council

Mayor Jerry Weiers

Vice Mayor Ian Hugh

Councilmember Jamie Aldama

Councilmember Samuel Chavira

Councilmember Ray Malnar

Councilmember Lauren Tolmachoff

Councilmember Bart Turner

CALL TO ORDER

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

Also present were Kevin Phelps, City Manager; Michael Bailey, City Attorney; and Julie Bower, City Clerk.

PLEDGE OF ALLEGIANCE**PRAYER/INVOCATION**

The invocation was offered by Captain Oh of the Salvation Army.

CITIZEN COMMENTS

James Deibler, a Phoenix resident, wanted J.C. Penney's and Dillard's to open stores at Westgate. He would like the Arizona Cardinals to donate money to the Parks and Recreation Department to assist with repairs to the pool at O'Neil Park. Mr. Deibler said there was a need for bus routes to Glendale Community College. He also commented on the Burdick for Mayor campaign signs.

Joy, a Sahuaro resident, spoke about criminal activity in her neighborhood and at a massage parlor near her residence.

Mercedes Denney, a Yucca resident, was concerned about recent flooding in her neighborhood and the retention basin near her home. She provided pictures of the retention basin and the flooding near her home.

Alice Mollon, a Yucca resident, said her home and several others were flooded in 2014 because of the City's improper maintenance of the retention basin at 83rd Avenue and Georgia. The basin drains did not function properly and caused the flooding of the street and neighborhood homes.

Ms. Mollon added that she had filed a claim against the City but had received no response and that since the area was not designated a flood zone, she had no flood insurance. The estimated damage to her home was \$133,000 and she had paid \$65,000 out of her own pocket for repairs. Ms. Mollon asked the City to respond to her claim, find a long term solution and repave the street.

APPROVAL OF THE MINUTES OF JUNE 28, 2016**1. [16-382](#)****APPROVAL OF THE MINUTES OF THE JUNE 28, 2016 VOTING MEETING**

Staff Contact: Julie K. Bower, City Clerk

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

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

BOARDS, COMMISSIONS AND OTHER BODIES

2. [16-361](#)

BOARDS, COMMISSIONS & OTHER BODIES

Staff Contact: Brent Stoddard, Director, Public Affairs

Citizens Transportation Oversight Commission

Michael Hart, Cholla appointment

Joan Young, Yucca appointment

Library Advisory Board

Sidney Haddon, Teen appointment, Mayoral appointment

Parks and Recreation Advisory Commission

Len Cow, Cholla appointment

Public Safety Personnel Retirement System Fire Board

Anthony Butch, Fire Rep reappointment

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

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

PROCLAMATIONS AND AWARDS

3. [16-373](#)

2016 GLENDALE HISTORIC PRESERVATION AWARD

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

Presented By: Office of the Mayor

Accepted By: Ms. Martha Dennis

Vice Mayor Hugh presented Martha Dennis with the 2016 Ruth Byrne Historic Preservation Award.

Ron Short explained the award was to honor the recipient for outstanding work in the preservation of Glendale history. Ms. Dennis had been with the Glendale Historical Society for decades. She had worked hard providing tours, working on exhibits and truly deserved the award. Mr. Short said Ruth Byrne was very excited about Ms. Dennis receiving the award.

Vice Mayor Hugh said it was an honor to present the award to Ms. Dennis.

Ms. Dennis thanked everyone for the honor. The award was very special to her because Ruth Byrne had been a mentor. She invited everyone to visit the Historical Society House at Sahuaro Ranch Park.

CONSENT AGENDA

Ms. Bower read Consent Agenda items 4 through 23 and Consent Resolution items 24 through 31.

4. [16-344](#) RECOMMEND APPROVAL OF SPECIAL EVENT LIQUOR LICENSE,
 KNIGHTS OF COLUMBUS COUNCIL 7114
 Staff Contact: Vicki Rios, Director, Budget and Finance

 This agenda item was approved.
5. [16-346](#) RECOMMEND APPROVAL OF SPECIAL EVENT LIQUOR LICENSE,
 OUR LADY OF PERPETUAL HELP
 Staff Contact: Vicki Rios, Director, Budget and Finance

 This agenda item was approved.
6. [16-348](#) RECOMMEND APPROVAL OF SPECIAL EVENT LIQUOR LICENSES,
 FIGHTER COUNTRY FOUNDATION
 Staff Contact: Vicki Rios, Director, Budget and Finance

 This agenda item was approved.
7. [16-350](#) RECOMMEND APPROVAL OF SPECIAL EVENT LIQUOR LICENSES,
 DEEP WITHIN REHAB CENTER
 Staff Contact: Vicki Rios, Director, Budget and Finance

 This agenda item was approved.
8. [16-352](#) RECOMMEND APPROVAL OF LIQUOR LICENSE NO. 5-20087, BAR
 LOUIE
 Staff Contact: Vicki Rios, Director, Budget and Finance

 This agenda item was approved.
9. [16-354](#) RECOMMEND APPROVAL OF LIQUOR LICENSE NO. 5-21017, EASY
 STOP CORNER
 Staff Contact: Vicki Rios, Director, Budget and Finance

 This agenda item was approved.
10. [16-380](#) AUTHORIZATION TO ENTER INTO AMENDMENT NO. 4 TO THE
 AGREEMENT BETWEEN INTERGRAPH CORPORATION AND THE
 CITY OF GLENDALE
 Staff Contact: Rick St. John, Interim Police Chief

 This agenda item was approved.
11. [16-345](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH
 IAC/INSTRUMENTATION AND CONTROLS, LLC, AND APPROVE THE
 EXPENDITURE OF FUNDS FOR MSA GAS MONITORS PARTS AND

ACCESSORIES

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

This agenda item was approved.

12. [16-347](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH AZ WASTEWATER INDUSTRIES, INC., AND APPROVE THE EXPENDITURE OF FUNDS FOR SEWER MAINTENANCE PARTS AND ACCESSORIES

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

This agenda item was approved.

13. [16-349](#) AWARD OF BID IFB 16-02, AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH BORDER STATES ELECTRIC SUPPLY AND APPROVE EXPENDITURE OF FUNDS TO PURCHASE ELECTRICAL PARTS AND RELATED SUPPLIES

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

This agenda item was approved.

14. [16-351](#) AWARD OF BID IFB 16-02, AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH VOSS LIGHTING AND APPROVE EXPENDITURE OF FUNDS TO PURCHASE ELECTRICAL PARTS AND RELATED SUPPLIES

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

This agenda item was approved.

15. [16-355](#) AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ARIZONA WASTEWATER INDUSTRIES, INC., AND APPROVE THE EXPENDITURE OF FUNDS FOR PARTS AND REPAIR SERVICES FOR CUES CAMERA EQUIPMENT

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

This agenda item was approved.

16. [16-356](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH SOUTHWEST ENVIRONMENTAL, INC., DOING BUSINESS AS SOUTHWEST ENVIRONMENTAL TESTING, INC., AND APPROVE THE EXPENDITURE OF FUNDS FOR MANHOLE REHABILITATION

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

This agenda item was approved.

17. [16-359](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH VWR INTERNATIONAL, LLC, AND APPROVE THE EXPENDITURE OF FUNDS FOR LABORATORY EQUIPMENT AND TESTING SUPPLIES

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

This agenda item was approved.

18. [16-357](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH HOFFMAN SOUTHWEST CORP., DOING BUSINESS AS PROFESSIONAL PIPE SERVICES, AND APPROVE THE EXPENDITURE OF FUNDS FOR WASTEWATER COLLECTION SYSTEM CLEANING
Staff Contact: Craig Johnson, P.E., Director, Water Services
This agenda item was approved.
19. [16-377](#) AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING BETWEEN NATIONAL FOREST FOUNDATION AND THE CITY OF GLENDALE
Staff Contact: Craig Johnson, P.E., Director, Water Services
This agenda item was approved.
20. [16-365](#) AUTHORIZATION TO ENTER INTO AMENDMENT NO. 2 TO THE LINKING AGREEMENT WITH DIVERSIFIED FLOORING SERVICES - PHOENIX, LLC, FOR COMMERCIAL FLOORING PRODUCTS AND SERVICES
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.
21. [16-366](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH CLIMATEC, LLC, DOING BUSINESS AS CLIMATEC BTG, FOR FIRE SUPPRESSION, FIRE ALARM SYSTEMS, AND FIRE EXTINGUISHERS
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.
22. [16-370](#) AUTHORIZATION TO APPROVE THE RATIFICATION OF EXPENDITURE OF FUNDS FOR THE PURCHASE OF SOLAR FEEDBACK EQUIPMENT FROM CLARK ELECTRIC SALES, INC., DOING BUSINESS AS CLARK TRANSPORTATION SOLUTIONS
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.
23. [16-371](#) AUTHORIZATION TO ENTER INTO A CONSTRUCTION AGREEMENT WITH HIGHLAND COMMERCIAL ROOFING, LLC, AND APPROVE THE RATIFICATION OF THE EXPENDITURE OF FUNDS FOR THE EMERGENCY REPAIR OF THE BANK OF AMERICA PLAZA BUILDING ROOF
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.

CONSENT RESOLUTIONS

24. [16-372](#) RESOLUTION 5136: AUTHORIZATION TO ENTER INTO A GRANT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION FOR AIRPORT IMPROVEMENTS

Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 5136 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 A GRANT AGREEMENT WITH THE U.S. DEPARTMENT OF TRANSPORTATION, FEDERAL AVIATION ADMINISTRATION, AND ACCEPTANCE OF GRANT FUNDS IN THE APPROXIMATE AMOUNT OF \$865,000 TO REHABILITATE THE APRON AT THE GLENDALE MUNICIPAL AIRPORT.

This agenda item was approved.

25. [16-379](#) RESOLUTION 5137: AUTHORIZATION TO ENTER INTO CHANGE ORDER NO. 1 TO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR A GRANT PASS-THROUGH AGREEMENT RELATING TO TRANSIT SERVICES

Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 5137 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 CHANGE ORDER NO. 1 TO THE INTERGOVERNMENTAL AGREEMENT (GRANT PASS-THROUGH AGREEMENT) WITH THE CITY OF PHOENIX FOR GRANT NO. AZ-16-X002 RELATING TO TRANSIT SERVICES.

This agenda item was approved.

26. [16-385](#) RESOLUTION 5138: AUTHORIZATION TO ENTER INTO AN INDEPENDENT CONTRACTOR AGREEMENT WITH ARIZONA COMMUNITY ACTION ASSOCIATION FOR COMMUNITY ACTION PROGRAM FUNDING

Staff Contact: Elaine Adamczyk, Interim Director, Community Services

RESOLUTION NO. 5138 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 ENTERING INTO AN INDEPENDENT CONTRACTOR AGREEMENT WITH ARIZONA COMMUNITY ACTION ASSOCIATION TO RECEIVE FUNDING FOR FY 2016-17 UTILITY ASSISTANCE PROGRAMS.

This agenda item was approved.

27. [16-383](#) RESOLUTION 5139: AUTHORIZATION TO ENTER INTO AN EQUITABLE SHARING AGREEMENT WITH THE UNITED STATES DEPARTMENT OF JUSTICE

Staff Contact: Rick St. John, Interim Police Chief

RESOLUTION NO. 5139 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 EQUITABLE SHARING AGREEMENT WITH THE UNITED STATES DEPARTMENT OF

JUSTICE FOR CONTINUED PARTICIPATION IN THE FEDERAL EQUITABLE SHARING PROGRAM ON BEHALF OF THE GLENDALE POLICE DEPARTMENT.

This agenda item was approved.

28. [16-340](#) RESOLUTION 5140: AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF TEMPE TO ACCEPT COMMUNICATIONS EQUIPMENT FOR WESTSIDE ALL HAZARDS INCIDENT MANAGEMENT TEAM
Staff Contact: Terry Garrison, Fire Chief

RESOLUTION NO. 5140 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 FOR EQUIPMENT FOR WESTSIDE ALL HAZARDS INCIDENT MANAGEMENT TEAM (AHIMT) WITH THE CITY OF TEMPE ON BEHALF OF THE GLENDALE FIRE DEPARTMENT; AND DIRECTING THAT THE INTERGOVERNMENTAL AGREEMENT BE RECORDED.

This agenda item was approved.

29. [16-343](#) RESOLUTION 5141: ADOPT A RESOLUTION APPROVING THE ISSUANCE OF REVENUE AND REFUNDING BONDS NOT TO EXCEED \$42,000,000 BY THE GLENDALE INDUSTRIAL DEVELOPMENT AUTHORITY FOR THE ROYAL OAKS LIFE CARE COMMUNITY PROJECT
Staff Contact: Brian Friedman, Director, Office of Economic Development

RESOLUTION NO. 5141 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, APPROVING THE ISSUANCE BY THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF GLENDALE, ARIZONA OF ITS SENIOR LIVING REVENUE BONDS, SERIES 2016 (ROYAL OAKS LIFE CARE COMMUNITY), IN ONE OR MORE SERIES AND IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$42,000,000.

This agenda item was approved.

30. [16-362](#) RESOLUTION 5142: AUTHORIZATION TO ENTER INTO A MODIFICATION TO THE INTERGOVERNMENTAL AGREEMENT (C-6636) WITH THE ARIZONA DEPARTMENT OF REVENUE RELATING TO THE ADMINISTRATION OF CERTAIN TAXES
Staff Contact: Vicki Rios, Director, Budget and Finance

RESOLUTION NO. 5142 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 ENTERING INTO A MODIFICATION TO THE INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA RELATING TO THE ADMINISTRATION OF CERTAIN TAXES.

This agenda item was approved.

31. [16-374](#) RESOLUTION 5143: AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT FOR JOINT LEGAL REPRESENTATION IN THE WHITE MOUNTAIN APACHE TRIBE WATER SETTLEMENT

Staff Contact: Michael D. Bailey, City Attorney

RESOLUTION NO. 5143 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 AND CONTRACT FOR LEGAL SERVICES WITH THE CITIES OF AVONDALE, CHANDLER AND SCOTTSDALE RELATING TO JOINT LEGAL REPRESENTATION IN THE SETTLEMENT EFFORTS RELATING TO THE WATER RIGHTS CLAIMS BY THE WHITE MOUNTAIN APACHE TRIBE.

This agenda item was approved.

Approval of the Consent Agenda

A motion was made by Turner, seconded by Aldama, to approve the recommended actions on Consent Agenda Item Numbers 4 through 23 and Consent Resolutions 24 through 31. The motion carried by the following vote:

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

PUBLIC HEARING - LAND DEVELOPMENT ACTIONS

32. [16-375](#) ANNEXATION (AN) APPLICATION AN-200 - 7111 NORTH 83RD AVENUE (PUBLIC HEARING REQUIRED)
Staff Contact: Jon M. Froke, AICP, Planning Director

Mr. Froke said the area being considered for annexation was located at 7111 North 83rd Avenue. The property was approximately five acres, located east of 83rd Avenue and just north of Glendale Avenue. Staff was working with the applicant on a new detached single-family subdivision on the property. The request tonight was for a public hearing and staff would come back to Council at a later date with an ordinance to officially adopt the annexation.

Vice Mayor Hugh opened the public hearing.

Don Gross, a Yucca resident, said it appeared the property was already being developed and was not sure how that could happen without official approval from the City. He wanted to know if homeowners in the area would be notified of the development plans for the property. He asked that no two-story homes be built because the property was higher than the homes in the surrounding area.

There were no other speakers and Vice Mayor Hugh closed the public hearing.

33. [16-376](#) ANNEXATION (AN) APPLICATION AN-201 - 7740 NORTH 83RD AVENUE (PUBLIC HEARING REQUIRED)
Staff Contact: Jon M. Froke, AICP, Planning Director

Mr. Froke said the proposed annexation at 7740 North 83rd Avenue, consisted of 16 acres and was located west of 83rd Avenue and south of Northern Avenue. Staff was requesting a public hearing and would come back to Council with further details about the annexation at a later date.

Vice Mayor Hugh opened the public hearing. There being no speakers, Vice Mayor Hugh closed the public hearing

ORDINANCES

34. [16-310](#)

ORDINANCE 2995: SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT IRRIGATION EASEMENT ALONG THUNDERBIRD ROAD BETWEEN 65TH AND 67TH AVENUES
Staff Contact: Jack Friedline, Director, Public Works

ORDINANCE NO. 2995 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 EXECUTION OF AN IRRIGATION EASEMENT IN FAVOR OF SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT LOCATED ON THUNDERBIRD AVENUE BETWEEN 65TH AVENUE AND 67TH AVENUE AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

Mr. Friedline said the proposed ordinance would grant a new irrigation easement to Salt River Project Agricultural Improvement and Power District (SRP) along Thunderbird Road, between 65th and 67th Avenues. Legacy School was constructing a new parking lot and SRP was requiring Legacy to pipe an existing open irrigation channel. Staff recommended granting the irrigation easement.

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

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

35. [16-367](#)

ORDINANCE 2998: SOUTHWEST GAS CORPORATION UTILITY EASEMENT AT CAMELBACK RANCH
Staff Contact: Jack Friedline, Director, Public Works

ORDINANCE NO. 2998 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 EXECUTION OF A UTILITY EASEMENT IN FAVOR OF SOUTHWEST GAS CORPORATION AT CAMELBACK RANCH; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

Mr. Friedline said the proposed ordinance granted a utility easement to Southwest Gas Corporation across City property located at Camelback Ranch. Southwest Gas was requesting an easement to protect its facility. Staff recommended approval of the utility easement.

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: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

36. [16-368](#)

ORDINANCE 2999: SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT POWER DISTRIBUTION EASEMENT ALONG 91ST AVENUE SOUTH OF MARYLAND AVENUE
Staff Contact: Jack Friedline, Director, Public Works

ORDINANCE NO. 2999 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 EXECUTION OF A POWER DISTRIBUTION EASEMENT IN FAVOR OF SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT LOCATED ALONG 91ST AVENUE SOUTH OF MARYLAND AVENUE; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

Mr. Friedline said the proposed ordinance granted a new power distribution easement to Salt River Project Agricultural Improvement and Power District (SRP) along 91st Avenue south of Maryland Avenue. A new parking lot had been constructed by the City on the southwest corner of 91st Avenue and Maryland Avenues and the City had requested SRP to install power distribution lines to service the lights installed at the site.

Mr. Friedline said SRP was requesting a power distribution easement from the City to protect its facilities. Staff recommended granting the power distribution easement. There was construction and the cost was budgeted into the cost of the construction

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

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

37. [16-369](#)

ORDINANCE 3000: SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT IRRIGATION EASEMENT ALONG GLENDALE AVENUE WEST OF 99TH AVENUE
Staff Contact: Jack Friedline, Director, Public Works

ORDINANCE NO. 3000 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 EXECUTION OF AN IRRIGATION EASEMENT IN FAVOR OF SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT LOCATED ON GLENDALE AVENUE WEST OF 99TH AVENUE; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

Mr. Friedline said the proposed ordinance granted a new irrigation easement to Salt River Project Agricultural Improvement and Power District (SRP) at westbound Glendale Avenue, west of 99th Avenue. The owner of the new Westgate Healthcare Campus, 101 West Health Care LLC, was conducting site improvements and SRP was requiring the owner to underground an existing open channel and irrigation structure.

Mr. Friedline explained SRP was requesting an irrigation easement from the City in order to underground the facility within the current and future Glendale right-of-way. Staff recommended granting the irrigation easement

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

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

38. [16-363](#) ORDINANCE 3001: ADOPT AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE I, SECTION 2-3 – COMMUNITY DEVELOPMENT AND BUILDING PERMIT FEES; ANNUAL REVIEW AND ADJUSTMENT; PAYMENT; WAIVER, OF THE GLENDALE CITY CODE
Staff Contact: Jean Moreno, Strategic Initiatives and Special Projects Executive Officer, City Manager's Office

ORDINANCE NO. 3001 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 I (IN GENERAL), SECTION 2-3 RELATING TO COMMUNITY DEVELOPMENT FEES.

Ms. Moreno said the proposed ordinance amended City Code Chapter 2, Article 1, Section 2-3 pertaining to Community Development fees. The amendment would allow a rebate of up to \$25,000 in Community Development fees associated with privately produced events in the Council adopted redevelopment area upon the finding the rebate or waiver was in the best interest of the City.

Ms. Moreno said there was a need from the community to privately produce events to attract visitors to the area. The City's fee structure was an obstacle, especially for ongoing, repetitive events. If adopted, an event producer could request a fee waiver of any fees shown on the Council adopted Community Development fee schedule. The fee waiver would only be granted if the event was sponsored by a business owner in the redevelopment area and was free to the public.

She added that the fee waiver program would provide a transparent process that supported local businesses that were attracting events to the downtown and Centerline areas. There was no required budget allocation to support the program.

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

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

RESOLUTIONS

- 39.** [16-389](#) **RESOLUTION 5144: AUTHORIZATION TO ENTER INTO A PARTIAL SATISFACTION OF DEVELOPMENT AGREEMENT AS TO CERTAIN IDENTIFIED ZANJERO APARTMENTS PROJECT**
Staff Contact: Michael D. Bailey, City Attorney

RESOLUTION NO. 5144 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 AN AGREEMENT ENTITLED "PARTIAL SATISFACTION OF DEVELOPMENT AGREEMENT AS TO CERTAIN IDENTIFIED ZANJERO APARTMENTS PROPERTY" WITH ZANJERO GLENDALE, LLC; AND DIRECTING THAT THE AGREEMENT BE RECORDED.

Mr. Bailey said the proposed resolution approved the partial satisfaction of a development agreement regarding the Zanjero PAD. It would clean up the discrepancy between the development agreement and the PAD regarding authorized use density. It recognized that the City had collected revenue greater than \$6.7 million, which was the amount set forth in the development agreement.

Mr. Bailey said it would allow the property to be developed and, because of the discrepancies, additional items would come before Council regarding other properties to allow for future development.

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: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

A motion was made by Councilmember Turner, seconded by Councilmember Tolmachoff, to hold the next regularly scheduled City Council Workshop on Tuesday, August 16, 2016 at 1:30 p.m. in the City Council Chambers, to be followed by an Executive Session pursuant to ARS 38-431.03, and it was further moved to vacate the regularly scheduled City Council Voting Meeting on Tuesday, August 23, 2016 due to the League of Arizona Cities and Towns Conference, and lastly moved to hold a regularly scheduled City Council Workshop on Tuesday, September 6, 2016 at 1:30 p.m. in City Council Chambers to be followed by an Executive Session pursuant to ARS 38-431.03. The motion carried by the following vote:

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

REQUEST TO EXCUSE MAYOR WEIERS

A motion was made by Councilmember Turner, seconded by Councilmember Tolmachoff, to excuse Mayor Weiers from the meeting. The motion carried by the following vote:

Aye: 6 - Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, Councilmember Tolmachoff, and Councilmember Turner

Absent: 1 - Mayor Weiers

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Aldama recognized Deputy City Clerk Darcie McCracken for being named as the first Deputy City Clerk of the Year by the Arizona Municipal Clerk's Association Executive Board.

Councilmember Aldama said the City was considering the formation of an entertainment district in downtown Glendale. He asked residents to take an online survey and to attend a public meeting on Wednesday, August 31, 2016, at 6:00 p.m. in the City Council Chambers. He encouraged everyone to be involved in the process.

Councilmember Tolmachoff welcomed City Clerk Julie Bower.

Vice Mayor Hugh thanked Councilmembers for their assistance with the meeting.

ADJOURNMENT

The City Council adjourned at 6:59 p.m.