

GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
January 25, 2005

7 PM

CALL TO ORDER – PLEDGE OF ALLEGIANCE

APPROVAL OF THE [MINUTES OF JANUARY 11, 2005](#)

CONSENT AGENDA

Items on the consent agenda are of a routine nature or have been previously studied by the City Council at a work session. They are intended to be acted upon in one motion. If you would like to comment on an item on the consent agenda, please come to the podium and state your name, address and item you wish to discuss.

1. [AWARD CONSTRUCTION CONTRACT – SRP IRRIGATION PIPE REPLACEMENT, 67TH AVENUE, CAMELBACK ROAD TO GRAND AVENUE](#)
2. [PROFESSIONAL SERVICES AGREEMENT – SECURITY SYSTEM MASTER PLAN](#)

CONSENT RESOLUTION

3. [INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PEORIA: PYRAMID PEAK WATER TREATMENT PLANT](#)

BIDS AND CONTRACTS

4. [AWARD OF CONTRACT – 91ST AVENUE LANDSCAPE IMPROVEMENTS](#)
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ORDINANCE

7. [LICENSING REVISIONS TO GLENDALE CITY CODE CHAPTER 22 – MASSAGE ESTABLISHMENTS](#)

RESOLUTIONS

8. [MASSAGE ESTABLISHMENT FEE RESOLUTION](#)
9. [INTERGOVERNMENTAL AGREEMENT WITH ADOT FOR COMMUNICATIONS SERVICES](#)
10. [UTILITY FRANCHISE AGREEMENTS WITH ARIZONA PUBLIC SERVICE AND SOUTHWEST GAS](#)

11. [CHARTER AMENDMENTS](#)

12. [CALL FOR SPECIAL ELECTION](#)

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

CITIZEN COMMENTS

If you wish to speak on a matter concerning Glendale city government that is not on the printed agenda, please fill out a Citizen Comments Card located in the back of the Council Chambers and give it to the City Clerk before the meeting starts. The City Council can only act on those matters which are on the printed agenda, but may refer the matter to the City Manager for follow up. Once your name is called by the Mayor, proceed to the podium, state your name and address for the record and limit your comments to a period of five minutes or less.

COUNCIL COMMENTS AND SUGGESTIONS

ADJOURNMENT

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (i) discussion or consideration of personnel matters (A.R.S. §38-431.03.A.1);**
- (ii) discussion or consideration of records exempt by law from public inspection (A.R.S. §38-431.03.A.2);**
- (iii) discussion or consultation for legal advice with the City's attorneys (A.R.S. §38-431.03.A.3);**
- (iv) discussion or consultation with the City's attorneys regarding the City's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03.A.4);**
- (v) discussion or consultation with designated representatives of the City in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03.A.5); or**
- (vi) discussing or consulting with designated representatives of the City in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03.A.7).**

CALL TO ORDER – PLEDGE OF ALLEGIANCE

APPROVAL OF THE [MINUTES OF JANUARY 11, 2005](#)

CONSENT AGENDA

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1. [AWARD CONSTRUCTION CONTRACT – SRP IRRIGATION PIPE REPLACEMENT, 67TH AVENUE, CAMELBACK ROAD TO GRAND AVENUE](#)

Purpose: This is a request for the City Council to approve a construction contract to Archon, Inc. for the relocation of Salt River Project (SRP) irrigation pipe to facilitate the construction of street improvements to 67th Avenue between Camelback Road and Grand Avenue.

Council Policies Or Goals Addressed: One of the Council's strategic priorities is to improve transportation options in the city. When voters passed a half-cent increase in the sales tax in 2001 to support transportation projects, staff began to implement the Glendale Onboard (GO) program to improve the streets within the city.

Background: To keep the 67th Avenue Street Improvements project on schedule, it was necessary to separate the SRP irrigation relocation construction. The irrigation pipe relocation has to be completed during SRP's canal clean-up and by bidding the project in phases, it allows this work to be completed this year. On January 12, 2005, three were received and opened. Archon, Inc., a qualified licensed contractor, submitted the lowest bid in the amount of \$597,000.

Previous Council/Staff Actions: On October 14, 2003, Council awarded a contract to Kirkham Michael to design the street improvements to 67th Avenue between Camelback Road and Grand Avenue. This design contract included coordination with SRP on the street improvements and irrigation relocations needed for this project.

Community Benefit: 67th Avenue is a major arterial street within the city that carries in excess of 30,000 vehicles per day. Portions of the street have existing improvements while others lack curbs, gutters, and sidewalks. This project will complete the street improvements. Relocation of the SRP irrigation facilities are required prior to beginning the street construction.

Public Input: A public meeting was held June 3, 2004 to inform the public of the proposed improvements and receive their input. Six citizens attended this meeting. There were no comments regarding the relocation of the SRP irrigation facilities.

Budget Impacts & Costs: Funds for the construction of the SRP irrigation facilities are available in the 2004-05 Fiscal Year Capital Improvement Plan, 67th Avenue – Camelback to Grand, Account No. 61-9568-8300 in the amount of \$328,800 and 67th Avenue - Camelback to Grand, Account No. 25-8592-8300 in the amount of \$268,200.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$597,000

Account Name, Fund, Account and Line Item Number:

67th Avenue – Camelback to Grand, Account No. 61-9568-8300 \$328,800

67th Avenue – Camelback to Grand, Account No. 25-8592-8300 \$268,200

Recommendation: Award the construction contract to Archon, Inc. in the amount of \$597,000.

2. [PROFESSIONAL SERVICES AGREEMENT –SECURITY SYSTEM MASTER PLAN](#)

Purpose: This is a request for the City Council to approve a professional services agreement with CH2M Hill, Inc. for the development of a Security System Master Plan for the city’s water and wastewater facilities.

Council Policies Or Goals Addressed: This project is consistent with the Council goals to protect the city’s employees, facilities and city services. The utility security system master plan includes the review of the 2003 water system security assessment, a comprehensive security assessment of the city’s wastewater facilities, assistance in establishing security priorities, and recommendations on security systems and methods.

Background: In 2003 the city received a grant from the Environmental Protection Agency (EPA) to perform a comprehensive security assessment of the city’s water system. The security assessment analyzed each of the city’s water system facilities and provided recommendations for upgrading the city’s ability to protect the water system from possible malevolent threats. The water system assessment was completed in September 2003.

The utility security system master plan is the next step in protecting the city’s water and wastewater systems. The security system master plan will review the 2003 water system security assessment, assist in establishing security priorities, and make recommendations on various types of security systems and methodologies. The assessment of the wastewater facilities will be included as part of the security system master plan.

On August 12, 2004, a Request for Qualifications was sent to over 50 professional engineering firms and six statements of qualifications were received. An evaluation team consisting of staff from the Utilities, Environmental Resources, and Engineering departments interviewed the top three firms and selected CH2M Hill, Inc. as the most qualified to perform the required services.

Previous Council/Staff Actions: On October 8, 2002 Council approved a professional services agreement with Michael Baker, Jr., Inc. to perform the Water Distribution System Vulnerability Assessment.

Community Benefit: The Security Master Plan will assist the Utilities Department in implementing security needs, enhancements, systems and methods, and security priorities. The security improvements will assist with the protection of Glendale’s water and wastewater systems.

Budget Impacts & Costs: The Engineering Department staff negotiated a scope of work and fee for the development of the utility security system master plan for an amount not to exceed

\$350,000. Funds for these services are available in the 2004-2005 Capital Improvement Plan, Water System Security, Account No. 83-9285-7330.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$350,000

Account Name, Fund, Account and Line Item Number:

Water System Security, Account No. 83-9285-7330

Recommendation: Approve the professional services agreement with CH2M Hill, Inc. in the amount of \$350,000.

CONSENT RESOLUTION

3. [INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PEORIA: PYRAMID PEAK WATER TREATMENT PLANT](#)

Purpose: This is a request for City Council authorization to enter into an intergovernmental agreement (IGA) with the City of Peoria regarding the sharing of the costs of improvements to the Pyramid Peak Water Treatment Plant (PPWTP).

Council Policies Or Goals Addressed: This IGA will help meet the Council goals of providing financial stability and coordinating exceptional service delivery.

Background: The cities of Glendale and Peoria have entered into previous agreements regarding the PPWTP. On May 14, 1996, Council approved an IGA between Glendale and Peoria for the Construction of Treatment Facilities for Central Arizona Project Water (Glendale Contract # C-3432). On June 23, 1998, Council approved an IGA for the Treatment and Transportation of Central Arizona Project Water (Glendale Contract # C-3432A).

Glendale currently has three projects underway at the PPWTP: the re-rating of the plant capacity from 26 million gallons per day (MGD) to 39 – 48 MGD; the construction of a 10 million gallon reservoir and solids handling facility; and increased security at the plant.

These projects will result in increased production capacity and security at the PPWTP. Peoria desires to participate in these projects so that it can benefit from the increased production capacity and security.

Glendale and Peoria understand that Peoria's payment of costs and sharing of increased production capacity will be based on its 23% purchased capacity of the original 26 MGD design capacity under the agreement.

Peoria agrees to pay 23% of the actual cost of the projects.

It is anticipated that Maricopa County will re-rate the PPWTP to 48 MGD. Payment by Peoria of 23% of the actual costs of the three projects described above will entitle Peoria to purchased capacity of 23% of the re-rated capacity. Glendale and Peoria agree to treat, operate and maintain Peoria's existing and increased capacity under the agreement.

The Peoria City Council approved this IGA at their Tuesday, January 4, 2005 business meeting.

Previous Council/Staff Actions: On May 14, 1996, Council approved an IGA between Glendale and Peoria for the Construction of Treatment Facilities for Central Arizona Project Water (Glendale Contract # C-3432).

On June 23, 1998, Council approved an IGA for the Treatment and Transportation of Central Arizona Project Water (Glendale Contract # C-3432A).

Community Benefit: The expansion of the PPWTP and the provision of additional security will ensure the continuation of a high quality and safe water supply for customers.

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the entering into of an intergovernmental agreement (IGA) with the City of Peoria regarding the sharing of the costs of improvements to the Pyramid Peak Water Treatment Plant.

BIDS AND CONTRACTS

4. [AWARD OF CONTRACT – 91ST AVENUE LANDSCAPE IMPROVEMENTS](#)

Purpose: This is a request for the City Council to approve a construction contract with JSA Company for landscape improvements along the east side of 91st Avenue between Bethany Home and Ocotillo roads.

Council Policies Or Goals Addressed: The improvements provided under this contract are consistent with the Council approved City- Wide Landscape Design Standards.

Background: This project was developed to improve the landscaping on the east side of 91st Avenue to be compatible with the landscaping features installed on the west side of 91st Avenue along the Glendale Arena and Cardinal Stadium developments. The project also addresses concerns of the adjacent residential neighborhood related to lighting and vehicle activity entering and exiting the development. Phillip R. Ryan, Landscape Architect, P.C., was retained by the city to provide design service and develop construction plans and specifications.

On December 30, 2004 seven bids were received. The bid included two alternates both of which identified the cost for smaller plant material should the city choose that option. The base bid specified the larger plant material and was within the budget so there is no need to exercise either alternate. JSA Company, a qualified licensed contractor, submitted the lowest qualified bid in the amount of \$198,171.48, which is within the engineer's estimate of \$200,500 for the project.

Public Input: Neighborhood meetings were conducted on March 8, 2004 and May 26, 2004 were an integral element in the design development for this project. The first meeting was used to gather public input with the second being the forum to present how that input was incorporated into the plans.

Budget Impacts & Costs: Funds for the construction of the landscape improvements along the east side of 91st Avenue between Bethany Home and Ocotillo roads are available in the 2004-2005 Fiscal Year Capital Improvement Plan, Street Beautification, Account No. 31-8559-8300.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$198,171.48

Account Name, Fund, Account and Line Item Number:

Street Beautification, Account No. 31-8559-8300

Recommendation: Award the construction contract to JSA Company for the base bid amount of \$198,171.48.

5. [AWARD OF CONTRACT – ROSE LANE POOL](#)

Purpose: This is a request for City Council approval of a construction contract with Low Mountain Construction for the Rose Lane Pool located at 5003 West Marlette Avenue. This project includes a new pool complex with a bathhouse.

Council Policies Or Goals Addressed: This project is consistent with the City Council’s goal to update aging and outdated recreational facilities citywide. Construction of this facility complies with the Council adopted Parks and Recreation Master Plan.

Background: Demolition of the existing pool began on December 27, 2004 and is complete. The city advertised for bids on this project on December 30, 2004 with Low Mountain Construction, a licensed qualified contractor submitting the low and only bid. The bid included six alternates; of which two were additive and four were deductive. The additive alternates included shade structures and mist systems. The deductive alternates included water slide flume and tower; skimmer pool in lieu of rimflow; interactive play system at leisure pool; starburst system at leisure pool. At this time staff is recommending the award of the base bid (\$3,630,000) and both additive alternates (\$190,000 and \$13,000) for a total contract award of \$3,833,000.

A number of factors have had a direct effect on the costs of this project. The present bidding climate within the construction industry has caused owners to see a rise in bids because the contractors are very busy as well as contractors being selective as to the projects they bid. With respect to receiving only one bid, this is an indication of the how busy the contractors are and the specialized nature of this type of project. Low Mountain Construction is a highly qualified contractor and has built many projects of this type. The city’s consultant feels this is still a competitive bid because Low Mountain had no knowledge of how many bids would be received. This project bid was also impacted by material increases of 7%, or \$200,000, and an accelerated construction schedule needed to meet the summer swimming season opening date.

Previous Council/Staff Actions: On May 11, 2004, Council approved a professional services agreement with Wet Design, LLC for the design development and contract documents for the facility.

Community Benefit: The existing Rose Lane Pool services a segment of the community where the need is high and required maintenance for the aging facility is no longer cost effective. The new pool will provide more extensive opportunities for water related recreation.

Public Input: The original public input was a part of the numerous meetings conducted during the development of the citywide Parks and Recreation Master Plan. On September 9, 2004 an

open house was held at the Rose Lane Pool and the conceptual design was presented to the public for comment and input.

Budget Impacts & Costs: To cover the costs of the construction for this project funds in the amount of \$965,000 need to be transferred from Park Land Acquisition, Account No. 36-8518-8100 to Rose Lane Pool Construction, Account No. 36-8504-8300.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$3,833,000

<p><u>Account Name, Fund, Account and Line Item Number:</u> Rose Lane Pool Construction, Account No. 36-8504-8300</p>
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Recommendation: Authorize the transfer and approve the construction contract with Low Mountain Construction in the amount of \$3,833,000.

6. [PROFESSIONAL SERVICES AGREEMENT – ZONE 4 RESERVOIR FILL LINE](#)

Purpose: This is a request for the City Council to approve a professional services agreement with Project Engineering Consultants, Ltd. for the Zone 4 Reservoir Fill Line from 71st and Northern avenues to 79th Avenue and Bethany Home Road. The services to be provided will be preliminary design, final design and construction administration.

Background: The October 2003, Comprehensive Water Facilities Planning and Design Project – Phase I report prepared by the engineering firm of Black & Veatch, included the proposed 24” water transmission main. This main will provide drinking water from the new Zone 4 Water Treatment Plant, to be located in the vicinity of 71st and Northern avenues, to the existing Zone 4 Reservoir and Booster Station on Bethany Home Road at approximately 79th Avenue.

Previous Council/Staff Actions: In 2002, staff selected 11 firms as being well qualified to provide the city with engineering services on water line projects. Project Engineering Consultants, Ltd., was subsequently chosen from this list to perform the engineering services needed for the Zone 4 Reservoir Fill Line project.

Community Benefit: The existing source of water for the Zone 4 Reservoir is the Cholla Water Treatment Plant (CWTP) located at 47th and Cholla avenues. This project will provide for conveyance of drinking water to the user in approximately two-thirds the time it takes it to travel from CWTP. Furthermore, this new water supply pipeline will help ensure that water for fire fighting will be available in the event of interruption of service of water supplied from the CWTP.

Public Input: A public information program will be included in the Zone 4 Reservoir Fill Line project. The exact route of the pipeline will be determined during the course of this project. When the route has been determined, the public information program will provide information to those citizens who might be affected by installation of the pipeline. This information will include details about the project including the need for the project, planned construction activities and schedule.

Budget Impacts & Costs: The cost of design and construction engineering services to be performed by Project Engineering Consultants, Ltd., will not exceed \$1,209,473. Funds for the engineering work on this project are available in Capital Improvement Plan FY 04/05 and FY 05/06 2006, Utilities Department Zone 4 Reservoir Fill Line, Account No. 83-9223.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$1,209,473

Account Name, Fund, Account and Line Item Number:

FY 04-05: Zone 4 Reservoir Fill Line Account No. 83-9223-8330 \$662,025
 FY 05-06: Zone 4 Reservoir Fill Line Account No. 83-9223-8330 \$547,448

Recommendation: Approve the professional services agreement with Project Engineering Consultants, Ltd., in the amount of \$1,209,473.

ORDINANCE

7. [LICENSING REVISIONS TO GLENDALE CITY CODE CHAPTER 22 – MASSAGE ESTABLISHMENTS](#)

Purpose: This is a request for the City Council to amend Chapter 22 of the Glendale City Code relating to the licensing of massage establishments and on-site managers.

Background: Glendale City Code Chapter 22 addresses special regulatory licensing in the City of Glendale for massage establishments and on-site managers. This chapter sets forth the requirements for obtaining and retaining a massage business license.

State legislation, approved in May 2003, established the Board of Massage Therapy to license and regulate massage therapists and also required that the city’s licensing code be consistent with the state law. Due to this legislation, the City Council adopted an ordinance on July 27, 2004 eliminating all sections related to the licensing of massage therapists. The legislation did not effect massage establishment licensing. The ordinance also included new sections for the licensing of on-site managers and their responsibilities.

Under the current city code, massage establishments and on-site managers are regulated by the city. The proposed amendment will eliminate all the sections related to on-site managers and their associated fees.

Previous Council/Staff Actions: Chapter 22 was last amended in July 27, 2004.

Community Benefit: The proposed amendment will alleviate a secondary level of enforcement, which is not required on small massage establishments.

Recommendation: Waive reading beyond the title and adopt an ordinance amending Chapter 22 of the Glendale City Code.

RESOLUTIONS

8. [MESSAGE ESTABLISHMENT FEE RESOLUTION](#)

Purpose: This is a request for City Council to eliminate the massage establishment on-site manager's application and license fees in accordance with the amended Chapter 22 of the Glendale City Code.

The amended Chapter 22 requires the City Council to eliminate, by resolution, the adopted application and license fees for on-site managers.

Background: The existing application and license fees for on-site managers and massage establishments were set by the City Council in July 2004. These costs were based on the actual regulatory cost incurred by the city, including the licensing and inspection by the Tax and License Division and Police Department.

The proposed resolution will eliminate the application fee of \$70 and license fee of \$80 for massage establishment on-site managers.

Previous Council/Staff Actions: The massage establishment related fee resolution was last adopted in July 2004.

Community Benefit: The proposed amendment will alleviate a secondary level of enforcement, which is not required on small massage establishments.

Recommendation: Waive reading beyond the title and adopt a resolution setting the new application and license fees related to massage establishments.

9. [INTERGOVERNMENTAL AGREEMENT WITH ADOT FOR COMMUNICATIONS SERVICES](#)

Purpose: This is a request for the City Council to approve an intergovernmental agreement (IGA) with the Arizona Department of Transportation (ADOT) regarding the provision of communication and public involvement services related to the Grand Avenue underpass construction project at 59th and Glendale avenues.

Council Policies Or Goals Addressed: During last year's budget study sessions, Council prioritized the need to ensure effective communication with Historic Downtown businesses throughout duration of the Grand Avenue construction project. This IGA outlines a comprehensive plan for stakeholder communication and helps to define the roles of each partnership agency in terms of communication with businesses and the public.

Background: Historic Downtown Glendale is the city's original tourism destination and is host to at least 350,000 people annually. It's home to more than 90 antique stores, specialty shops, restaurants and museums and boasts a rate of women and minority-owned businesses that is double the state average.

ADOT will begin an 18-month construction project on Historic Downtown's primary point of access, 59th/Glendale/Grand in February. Throughout the conceptualization and implementation of this project, the city has been coordinating with ADOT to schedule construction during the best time of year for merchants. In addition, since 2002, the Marketing Department has been

developing an aggressive advertising, special event and public relations plan that will encourage visitation to the area during construction. This plan was generated with input from a merchant advisory board.

During extensive planning and research, staff became aware of construction liaisons that serve as the central source of information on large construction projects. In addition, the downtown merchants requested a project expert be made available to answer construction-related questions. ADOT has contracted these services for other projects including SR51 in Phoenix and Loop 101 in Scottsdale and Glendale requested the same consideration.

The city requested ADOT provide funding for a contract with Godec, Randall & Associates, a firm that will serve as a liaison between the city, ADOT, contractor, businesses and residents during the duration of the project. This firm will attend technical construction meetings, visit merchants on a one-on-one basis, handle all construction-related questions, and maintain a project website – all under the primary goal of communicating effectively with Historic downtown stakeholders.

ADOT agreed to reimburse the city for services received by the city. As this firm will serve as an advocate of Downtown, its staff will report primarily to the city.

Previous Council/Staff Actions: Staff evaluated available consultants and selected GRA based on the company's extensive experience with ADOT projects and related business mitigation.

Community Benefit: With a construction communications expert dedicated to Historic Downtown Glendale during the duration of this ADOT project, this will help mitigate the impact of the project by providing timely and accurate information.

Public Input: The Downtown Marketing Advisory Group, a merchant organization developed to guide the city's Grand Avenue Mitigation Plan, requested these services and approved this consultant.

Budget Impacts & Costs: The city committed \$407,000 in Fiscal Year (FY) 04-05 for marketing downtown during this project. The Glendale OnBoard (GO) Program has allocated \$357,000 and Council approved one-time funding in the amount of \$50,000 from the General Fund. This IGA calls for the city to pay GRA up to \$180,000 for communication services with ADOT reimbursing the city on a quarterly basis for these services, up to \$180,000.

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the entering into of an IGA with the Arizona Department of Transportation for communication and public involvement services related to the Grand Avenue construction project.

10. [UTILITY FRANCHISE AGREEMENTS WITH ARIZONA PUBLIC SERVICE AND SOUTHWEST GAS](#)

Purpose: This is a request for City Council to determine whether the proposed franchise agreements with Arizona Public Service (APS) and Southwest Gas are beneficial to the City of Glendale. If such a determination is made, then order the submittal of these franchises to the voters at the next available municipal special election.

According to Arizona Revised Statute Sec. 9-501, a city shall not grant a franchise for a public utility to be operated unless authorized by a majority vote of the qualified voters at a regular election or at a special election duly and regularly called by the governing body for that purpose.

Council Policies Or Goals Addressed: Council has a policy that encourages the orderly delivery of services to all City of Glendale residents. Renewing the franchise agreements will allow both companies to continue the uninterrupted service of gas and electricity to all Glendale customers.

Background: Utilities franchises allow the respective utility companies to use public rights of way and conduct business in the City of Glendale. The current franchises are dated to expire on June 14, 2005. In order to have continuing franchises in effect, the City and the respective utilities needed to negotiate new franchises. Staff has recently met with representatives of the utilities and negotiated separate agreements. These proposed agreements include significant changes, reflecting similar changes in agreements as approved by other Arizona cities in recent years. State statutes require that voters in a general or special election approve the utilities franchises.

Previous Council/Staff Actions: Council approved a twenty-five year agreement with Arizona Public Service Company on June 14, 1980 to provide gas and electric services in Glendale. Subsequently, Southwest Gas Company was formed in October of 1984 to deliver gas services separately from APS electric, and Council approved a new franchise agreement on November 8, 1984 with Southwest Gas to take over the unexpired term on the APS franchise.

Community Benefit: New franchise agreements with each of the utilities will benefit Glendale property owners who receive services from these companies. All customers of the franchise holders in Glendale will be able to continue uninterrupted services.

Public Input: By State Statute it is necessary for voters to approve the franchise agreements at a general or special election.

Budget Impacts & Costs: The major change to the franchise agreements is the inclusion of Glendale's city sales tax that was previously offset from major portions of the services. The proposed franchise changes will benefit the city through increased revenues. The current Southwest Gas franchise generated \$287,193 in FY 2003-04. The total estimated revenue from the new Southwest Gas franchise would be \$579,143 based on FY 2003-04 sales. The current APS franchise generated \$1.7 million in FY 2003-04. The proposed APS franchise would generate an estimated \$3.3 million in revenue based on FY 2003-04 sales. The new revenue to the city from both of these franchises would total approximately \$1.9 million.

Recommendation: Waive reading beyond the title and adopt a resolution deeming the granting of franchises to Arizona Public Service and Southwest Gas beneficial and ordering the submittal of these franchises to the voters at the next available municipal special election.

11. [CHARTER AMENDMENTS](#)

Purpose: This is a request for City Council to adopt a resolution referring to the qualified electors approval or rejection of changes to the City Charter as to the date of holding a primary and general election, commencement of terms for Mayor and Council members and induction of the newly elected or re-elected Mayor and Council.

Council Policies Or Goals Addressed: The call for a special election meets the Council strategic priorities by increasing citizen involvement in government.

Background: Direction was given at the City Council Workshop of January 18, 2005 to proceed with the calling of a Special Election on May 17, 2005 and to submit a proposition to the qualified voters of the City of Glendale.

Previous Council/Staff Actions: At the City Council Workshop July 6, 2004, Mayor Scruggs directed that information regarding changing from a spring to fall election cycle be brought to Council as an Item of Special Interest.

The City Council discussed changing from a spring to fall even year election cycle at their October 5, 2004 and January 4, 2005 Workshops.

The City Council discussed the change at the January 18, 2005 Workshop and requested it be placed on the agenda for the evening meeting on January 25, 2005.

Community Benefit: Municipal elections provide the city's registered voters with an opportunity to make their choices known.

Recommendation: Waive reading beyond the title and adopt a resolution referring the proposed charter amendments to the qualified electors of the City of Glendale and approve the ballot language for the proposition.

12. [CALL FOR SPECIAL ELECTION](#)

Purpose: This is a request for City Council to adopt a resolution calling for a special election to be held on May 17, 2005.

Council Policies Or Goals Addressed: The call for a special election meets the Council strategic priorities by increasing citizen involvement in government.

Background: Direction was given at the City Council Workshop of January 18, 2005 to proceed with the calling of a Special Election on May 17, 2005 and to submit propositions to the qualified voters of the City of Glendale.

Previous Council/Staff Actions: The City Council directed that a charter amendment to change the election cycle be placed on the agenda for the evening meeting on January 25, 2005.

At the January 18, 2005 Workshop City Council directed that the propositions for the two Franchise agreements be placed on the January 25, 2005 agenda.

Community Benefit: Municipal elections provide the city's registered voters with an opportunity to make their choices known.

Recommendation: Waive reading beyond the title and adopt a resolution calling for a special election to be held on May 17, 2005.

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

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