

GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
March 22, 2005

7 PM

CALL TO ORDER – PLEDGE OF ALLEGIANCE

APPROVAL OF THE MINUTES OF MARCH 08, 2005 REGULAR MEETING AND MARCH 08, 2005 SPECIAL MEETING

PROCLAMATIONS AND AWARDS

BOARDS AND COMMISSIONS

PROCLAIM MARCH 28 – APRIL 3, 2005 AS NATIONAL COMMUNITY DEVELOPMENT WEEK

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. RADIO SERVICE AGREEMENT
2. AWARD OF CONTRACT – AIRPORT EAST ACCESS ROAD
3. AWARD OF CONTRACT – GRAND CANAL MULTI-USE BRIDGE
4. AWARD OF PROPOSAL 05-01, PARK AND FACILITY LANDSCAPE MAINTENANCE
5. AWARD OF PROPOSAL 05-02, RETENTION BASIN LANDSCAPE MAINTENANCE

CONSENT RESOLUTIONS

6. GRANT SUBMITTAL FOR SUNNYSIDE DRIVE BRIDGE AND TRAIL RENOVATION
7. GRANT SUBMITTAL FOR WESTERN GLENDALE REGIONAL PARK PHASE II DEVELOPMENT
8. METROPOLITAN MEDICAL RESPONSE SYSTEM RESOLUTION
9. INTERGOVERNMENTAL AGREEMENT AMENDMENT FOR PHASE 1 OF THE LOOP 101/BETHANY HOME ROAD INTERCHANGE

BIDS AND CONTRACTS

10. [AWARD OF CONTRACT – NOISE WALL PHASE FOUR, 59TH TO 67TH AVENUES](#)
11. [PROFESSIONAL SERVICES AGREEMENT – CHOLLA WATER TREATMENT PLANT FILTER RETROFIT AND ENHANCEMENT PROJECT, PHASE TWO](#)

ORDINANCES

12. [PROPERTY ACQUISITION ALONG THE NORTH SIDE OF MARYLAND AVENUE, EAST OF 83RD AVENUE](#)
13. [ARIZONA PUBLIC SERVICE UTILITY EASEMENT AT 17159 NORTH 63RD AVENUE](#)
14. [ABANDONMENT OF ALLEYWAY BETWEEN 56TH AND 57TH AVENUES, BETWEEN GLENN DRIVE AND PALMAIRE AVENUE](#)
15. [ABANDONMENT OF RIGHT-OF-WAY ALONG THE WEST SIDE OF 71ST AVENUE, NORTH OF BETHANY HOME ROAD](#)
16. [AMENDMENT TO CITY CODE RELATING TO THE UNDERGROUNDING OF OVERHEAD UTILITY LINES](#)
17. [AMENDMENTS TO CITY CODE RELATING TO THE DEFINITION OF OWNER\(S\) OF RECORD](#)

PUBLIC HEARING – RESOLUTION

18. [COMMUNITY DEVELOPMENT BLOCK GRANT FIVE-YEAR CONSOLIDATED PLAN AND ANNUAL ACTION PLAN](#)

NEW BUSINESS

19. [REAPPOINTMENT OF CITY JUDGE](#)
20. [REAPPOINTMENT OF PRESIDING JUDGE](#)

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 [MARCH 08, 2005 REGULAR MEETING](#) AND [MARCH 08, 2005 SPECIAL MEETING](#)

PROCLAMATIONS AND AWARDS

[BOARDS AND COMMISSIONS](#)

Purpose: This is a request for the City Council to approve the recommended appointments to the following commissions that have a vacancy or expired term and for the Mayor to administer the oath of office to those appointees in attendance.

			<u>Effective Date</u>	<u>Expiration Date</u>
Commission on Person with Disabilities				
Kathryn S. McKinney	Cactus	Appointment	03/22/2005	03/22/2007
<u>Historic Preservation Commission</u>				
Judy Atkins	At-Large (Cactus)	Appointment	04/13/2005	04/13/2007
<u>Parks and Recreation Commission</u>				
Michael Socaciu	Yucca	Re-appointment	04/09/2005	04/09/2007

Recommendation: Make appointments to the Commissions and administer the Oaths of Office.

[PROCLAIM MARCH 28 - APRIL 3, 2005 AS NATIONAL COMMUNITY DEVELOPMENT WEEK](#)

Purpose: This is a request for the City Council to proclaim the week of March 28 - April 3, 2005 as National Community Development Week. This year will mark the 31st anniversary of the Community Development Block Grant (CDBG) program. The theme for this year is “CDBG: Communities on the Rise.”

Background: The CDBG program has been in operation since 1975, providing local governments with the resources to help meet the needs of low- and moderate-income citizens. Over its 30 years of existence, the program has emphasized the importance of local priorities and the critical need to develop strong relationships between local government, citizens, and non-profit agencies. During National Community Development Week, recognition will be given to the thousands of participants and programs that demonstrate the quality and effectiveness of the program.

Community Benefit: The City of Glendale began receiving CDBG funds in 1977 from the U.S. Department of Housing and Urban Development (HUD). Over the last 28 years, the city has received approximately \$40 million for the purpose of improving the physical and social conditions of Glendale residents. Last fiscal year, \$2.5 million in CDBG funding leveraged over

\$5.9 million in other federal, state, local, and private funds. Examples of CDBG funded activities include:

- Housing Rehabilitation Programs – Glendale homeowners are assisted through the Residential Rehabilitation, Replacement Housing, Roof Repair/Replacement, and Exterior Improvement programs. Additional programs provide home accessibility modifications and emergency home repairs. Last fiscal year, over 559 families benefited from these important programs.
- Homeownership Opportunities – The city partners with non-profit agencies to enable Glendale residents to become homeowners through infill housing and first-time homebuyer programs.
- Elimination of Slum and Blight – Dilapidated, vacant structures are demolished and cleared to eliminate blighted/dangerous conditions and encourage redevelopment. Last fiscal year, this voluntary program eliminated 12 dilapidated structures from the city's neighborhoods.
- Public Facilities and Improvements – Provides funds for materials and labor for the construction or renovation of public facilities, such as youth centers and community centers. The funding also supports neighborhood improvements for sidewalks, curb cuts, and streetlights.
- Social Services – Allocates funds to non-profit agencies offering social service programs, such as employment services, legal counseling services, and other general assistance for seniors, youth, disabled persons, domestic violence victims, and the homeless. In Fiscal Year (FY) 2003-04, over 2,702 persons and 813 households benefited from these programs.

In recognition of the tremendous contributions of the CDBG program on a national and local level, staff is requesting that Council recognize the accomplishments of the CDBG program through a proclamation supporting the observation of National Community Development Week. John Turbridy, Community Development Advisory Committee Chairperson, will be present to accept the proclamation.

Recommendation: Issue a proclamation recognizing National Community Development Week in Glendale, March 28 – April 3, 2005.

CONSENT AGENDA

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1. [RADIO SERVICE AGREEMENT](#)

Purpose: This is a request for City Council to approve the entering into of a radio service agreement with Motorola Incorporated for \$79,616.45. This service agreement takes effect upon the end of the one-year factory warranty included with the purchase of the new radio system.

Council Policies Or Goals Addressed: This service agreement helps to ensure the dependability of the Police Department's existing voice radio network, thereby ensuring police officers and the communications center are in constant communication and emergency calls can be immediately dispatched. This meets with the Council goal of ensuring public safety and awareness.

Background: The City of Glendale and Motorola Incorporated have maintained service agreements on the city's voice radio system for several years. This is the first time a service agreement has been necessary for the new radio system due to the fact that all required items were covered until the end of the one year purchase period which expired on December 31, 2004.

Budget Impacts & Costs: The agreement with Motorola Incorporated will provide uninterrupted service and support to the radio network. The length of this contract will be six-months and will expire on June 30, 2005. Due to the fact that this system is utilized by the Police Department, Utilities, Sanitation, Landfill and Transportation, funding is contributed from each area.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$79,616.45

Account Name, Fund, Account and Line Item Number:

General Fund, 01-3250-7420, \$64,719.45
 Utilities Fund, 50-6410-7420, \$6,074
 Sanitation Fund, 57-6272-7420, \$5,207
 Landfill Fund, 55-6235-7420, \$868
 Transportation Fund, 25-6353-7420, \$2,748

Recommendation: Authorize the City Manager to enter into an agreement with Motorola Incorporated in the amount of \$79,616.45.

2. [AWARD OF CONTRACT – AIRPORT EAST ACCESS ROAD](#)

Purpose: This is a request for the City Council to award a contract to Pierson Construction Inc. for the construction of the initial 950 feet roadway to provide access to three parcels on the east side of the airport. This contract will also include a new sewer line, manholes and street lighting to support development along the road frontage.

Council Policies Or Goals Addressed: One of the Council's goals is to make the airport operations self-sufficient. The addition of these improvements will assist in bringing in additional airport related businesses.

Previous Council/Staff Actions: Council approved a master plan developed by the city's Transportation Department for the property it owns east of the existing runway on January 13, 1998. The city entered into an agreement with CK Engineers on September 30, 2004 to provide design and construction administration services for this project.

On February 24, 2005, two bids were received and opened. Pierson Construction Inc., a qualified licensed contractor, submitted the lowest bid in the amount of \$616,659.

Budget Impacts & Costs: Funds for this project are available in Airport-Eastside Access Road, Account No. 34-8086-8300.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$616,659

Account Name, Fund, Account and Line Item Number:
 Airport-Eastside Access Road, Account No. 34-8086-8300

Recommendation: Approve the award of contract to Pierson Construction Inc., in the amount of \$616,659.

3. [AWARD OF CONTRACT – GRAND CANAL MULTI-USE BRIDGE](#)

Purpose: This is a request for the City Council to award a contract to Concast Corporation for the construction of Grand Canal Multi-use Bridge at 79th and Missouri avenues.

Council Policies Or Goals Addressed: One of the Council’s priorities is to improve the quality of life for citizens in the city. Construction of the Grand Canal Multi-use Bridge at 79th and Missouri avenues will provide compatible neighborhood design features and allow residents access across the Grand Canal adjacent to 79th Avenue and Missouri avenues.

Background: DMJM was selected from the Engineering Department's list of pre-qualified consultants for professional services. Their tasks included the design and preparation of the construction plans and specifications necessary to construct this project. The bridge was included as a priority item on the GO Program Bicycle Project List.

The project’s four main features include the construction of a multi-use bridge across the Grand Canal; a pathway connecting to an existing pathway on the Grand Canal Linear Parkway; a pathway connecting to the intersection of Missouri Avenue and 79th Avenue; and a neighborhood rest area with shade ramada west of the bridge. The project will also include landscaping and lighting and will complete the connection of planned bike routes on Missouri Avenue on each side of the Grand Canal. The Citizens Transportation Oversight Commission and the Citizens Bicycle Advisory Committee have reviewed this project and recommend approval.

Previous Council/Staff Actions: Council approved the design and construction administration services contract on September 9, 2003. Council approved an intergovernmental agreement with the U.S. Department of Interior on September 23, 2003 for cost sharing of \$45,000. Council approved the submission of an application for a Heritage Fund Grant for \$86,851 on April 22, 2003.

On February 24, 2004, eight bids were received. Concast Corporation, a qualified licensed contractor, submitted the lowest qualified bid in the amount of \$198,293.20, which is well within the engineer’s estimate of \$205,000.

Community Benefit: The new bridge and connector path will offer pedestrians and bicyclists better and safer access to nearby recreational facilities, schools and shopping areas on both sides of the Grand Canal. It will help bring the area into compliance with the city’s parks and open spaces standards and complete a needed segment in the Missouri Avenue bicycle route.

Public Input: A public meeting for this project was held on April 29, 2004 to discuss the project with the citizens in the area. There was overwhelming support in favor of the proposed project.

Budget Impacts & Costs: Funds for the construction are available in the 2004-05 Fiscal Year Capital Improvement Plan, Grand Canal Missouri @ 79th Multi Use Bridge, Account No. 25-9465-8300 \$166,627.20 and 79th Ave./Missouri Trans-Canal, Account No. 47-8061-8300 \$ 31,666.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
X	X		X		\$198,293.20

Account Name, Fund, Account and Line Item Number:

Grand Canal Missouri @ 79th Multi use Bridge, Account No. 25-9465-8300 \$166,627.20
79th Ave./Missouri Trans-Canal, Account No. 47-8061-8300 \$ 31,666

Recommendation: Award the contract to Comcast Corporation in the amount of \$198,293.20.

4. [AWARD OF PROPOSAL 05-01, PARK AND FACILITY LANDSCAPE MAINTENANCE](#)

Purpose: This is a request for the City Council to approve the contract with Mariposa Horticultural Enterprises, Inc. for park and facility landscape maintenance.

Council Policies Or Goals Addressed: This agreement furthers two Council strategic priorities of, one, enhancing the quality of life for Glendale residents, and two, projecting a positive image of Glendale.

Background: Two proposals were received to provide landscape maintenance for 60 parks and 19 city facilities including fire stations, community centers, adult center, public libraries, and city hall. Landscape maintenance includes but is not limited to: mowing and care of turf, shrub, and tree pruning, fertilization, weed control and trash collection. Service shall begin April 1, 2005 and continue for one year.

The proposal specifications contain an option clause that will allow the city, at the discretion of the City Manager, to extend this agreement for four additional years in one-year increments. An evaluation panel consisting of staff from Parks and Recreation reviewed the offers received. Specific evaluation factors included: compliance with specifications, cost of service, cost of additional work, references and capabilities. Mariposa Horticultural Enterprises Inc. submitted the offer that was scored the highest and selected for recommendation by the evaluation committee.

Previous Council/Staff Actions: On February 22, 2000, the City Council approved proposal 99-74 for Park and Facility Landscape Maintenance. This contract expires March 28, 2005.

Community Benefit: This contract will assist the city in meeting park maintenance standards and provide residents with safe and attractive parks.

Budget Impacts & Costs: Funding is available in the Parks Maintenance Operating Budget. Cost will be shared: \$270,050 will come from Central District Parks, Account Number 01-6226-7330 and \$455,384 will come from North District Parks, Account Number 01-6227-7330. The

FY 04-05 operating budget will cover one-fourth of the contract costs (April through June) and the remainder will be covered by the FY 05-06 budget.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			\$725,434		\$725,434

Account Name, Fund, Account and Line Item Number:

North District Parks 01-6227-7330 for \$455,384 and Central District Parks 01-6226-7330 for \$270,050

Recommendation: Award the contract for Parks and Facility Landscape Maintenance to Mariposa Horticultural Enterprises Inc. in an amount not to exceed \$725,434.

5. [AWARD OF PROPOSAL 05-02, RETENTION BASIN LANDSCAPE MAINTENANCE](#)

Purpose: This is a request for the City Council to approve the contract with United Right-of-Way for retention basin landscape maintenance.

Council Policies Or Goals Addressed: This agreement furthers two Council strategic priorities of, one, enhancing the quality of life for Glendale residents, and two, projecting a positive image of Glendale.

Background: Six proposals were received to provide landscape maintenance for 18 retention basins throughout the city. Landscape maintenance includes but is not limited to: mowing and care of turf, shrub, and tree pruning, fertilization, weed control and trash collection. Service shall begin April 1, 2005 and continue for one year.

The proposal specifications contain an option clause that will allow the city, at the discretion of the City Manager, to extend this agreement for four additional years in one-year increments. An evaluation panel consisting of staff from Parks and Recreation reviewed the offers received. Specific evaluation factors included: compliance with specifications, cost of service, cost of additional work, references and capabilities. United Right-of-Way submitted the proposal that was scored the highest and was selected for recommendation by the evaluation committee.

Previous Council/Staff Actions: On February 22, 2000, the City Council approved proposal 99-74 for Park and Facility Landscape Maintenance. The contract expires on March 28, 2005.

Community Benefit: This contract will ensure that retention basins throughout the city meet or exceed Park Maintenance Standards and provide residents with safe and attractive parks.

Budget Impacts & Costs: Funding is available in the Parks Maintenance Operating Budget. Cost will be shared: \$45,745 will come from Central District Parks, Account Number 01-6226-7330 and \$6,633 will come from North District Parks, Account Number 01-6227-7330. The FY 04-05 operating budget will cover one-fourth of the contract costs (April through June) and the remainder will be covered by the FY 05-06 budget.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			\$52,378		\$52,378

Account Name, Fund, Account and Line Item Number:

North District Park 01-6227-7330 for \$6,633 and Central District Parks 01-6226-7330 for \$45,745

Recommendation: Award the contract for retention basin landscape maintenance to United Right-of-Way in an amount not to exceed \$52,378.

CONSENT RESOLUTIONS

6. [GRANT SUBMITTAL FOR SUNNYSIDE DRIVE BRIDGE AND TRAIL RENOVATION](#)

Purpose: This is a request for the City Council to approve an Arizona State Parks Heritage Trails Fund grant application to construct a bridge for pedestrians, bicyclists, and equestrians across the Arizona Canal and to accept the grant if awarded. The project is located at Sunnyside Drive and North 50th Avenue at the Arizona Canal.

Council Policies Or Goals Addressed: This grant application addresses the Council goal of encouraging the identification of alternative funding sources for high priority community projects. This project will create a needed linkage to the Thunderbird Paseo and historic Sun Circle Trail system.

Background: Representatives of the Joy Ranchos neighborhood asked the city for a bridge across the Arizona Canal at Sunnyside Drive and 50th Avenue. The non-motorized bridge would allow hikers, bicyclists, and equestrian trail users access to recreational facilities along Thunderbird Paseo Linear Park. It would also provide a valuable multi-city linkage to many miles of recreational facilities along the historic Sun Circle Trail. At that time, two considerations prevented construction of this bridge. Capital funding was not allocated for the project, and a safe trail underpass at 51st Avenue and Cactus connecting to this crossing was not available.

In 2004, Glendale and Phoenix agreed to partner with ADOT to construct a multi-use underpass at Cactus and 51st Avenue. The Sunnyside Drive Bridge will allow trail users to cross the canal and use this underpass to access the Thunderbird Paseo Linear Park trail system.

Previous Council/Staff Actions: In 2002, City Council adopted the Parks and Recreation Master Plan. Connectivity of parks and open spaces is a recommendation in this plan.

Staff met with local neighborhood groups on several occasions and conducted site visits with representatives from Salt River Project (SRP) and the Bureau of Reclamation (BOR). Letters of support for this project were received from the Joy Rancho Neighborhood Association, SRP, BOR, Maricopa County Parks and Recreation and the Glendale Equestrian Club.

Community Benefit: The bridge improves access to existing local recreational amenities, and helps trail users avoid the busy intersection at 51st Avenue and Cactus Road. The Sunnyside Bridge allows Glendale users access to the north side of the canal where they will be able to access the underpass and proceed directly to Thunderbird Paseo Linear Park through the trail system. The route will provide a safe crossing for pedestrians, bicyclists and equestrians who now have to cross the canal at 51st Avenue and Cactus Road.

The new handicap accessible ramp associated with this project will open this recreational area to wheelchair users and physically limited individuals.

Public Input: The city’s General Plan and area-specific plans recommend improvements to reduce geographical barriers to public recreational facilities presented by the city’s canals. In every recreational and citizen satisfaction survey conducted during the past 10 years, Glendale residents identified walking and biking trails among the top five most important recreational facilities.

Budget Impacts & Costs: The project scope involves engineering costs, bridge abutments and pylons, a 70-foot prefabricated bridge, 125 feet of ADA trail ramping, and signage. The total project cost is estimated to be \$215,535, and the Heritage Trail grant request is \$107,767. Funds to complete this project are in the city’s Capital Improvement Program, account #35-8521, Thunderbird Paseo Park Development. The federal BOR will reimburse the city for half of the project cost under an existing cost-sharing agreement. The Heritage Fund grant, if awarded, will cover the remaining 50% of the project cost. The project will be completed with City of Glendale funds, as budgeted in the FY04-05 CIP, Thunderbird Paseo Improvements (35-8521), if the Heritage Grant application is not funded.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X				\$215,535

Account Name, Fund, Account and Line Item Number:

CIP Account #35-8521, Thunderbird Paseo Park Development

Recommendation: Waive reading beyond the title and adopt a resolution approving an Arizona State Parks Trails Grant application and authorizing the required matching funds and acceptance and implementation of the grant in accordance with all applicable federal, state and local regulations, policies, and Heritage Fund contractual guidelines.

7. [GRANT SUBMITTAL FOR WESTERN GLENDALE REGIONAL PARK PHASE II DEVELOPMENT](#)

Purpose: This is a request for City Council to approve submittal of an Arizona State Parks Heritage Fund Land and Water Conservation Fund Grant application to develop six acres of the 88-acre regional park located at 83rd Avenue and Bethany Home Road. The grant request is \$900,000.

Council Policies Or Goals Addressed: This project is consistent with the council goals of projecting a positive image in Glendale and enhancing the quality of life for Glendale residents. The grant application addresses the Council goal of encouraging the identification alternative funding sources for high priority community projects.

Background: The city recently developed seven acres of the planned 88-acre regional park at 83rd Avenue and Bethany Home Road. Phase II of the regional park involves the remaining 81-acres and is currently in the design phase. Amenities include: ballfields, parking, an eight-acre urban lake, restrooms, playgrounds, landscaping, dog park, and picnic pavilion. Approximately six acres on the southwest section of the regional park will be dedicated to a group pavilion, dog park, and riparian stream corridor that feeds the urban lake. This pavilion will include barbeque

grills, preparation tables, clean up stations, serving areas, picnic tables, and will be surrounded by 13 – 15 large, lighted, open pavilions designed to accommodate up to 700 people. There also will be three lighted sand volleyball courts, a tot lot, and open play area. The two-acre turf area dog park will be enclosed with an aesthetically pleasing fence and will have separate areas for large and small dogs. The riparian area will be confined to the lake edge and stream corridor. To emphasize the stream corridor, there will be opportunities for education and interpretative signage along rocky edges and wetland pockets.

Community Benefit: Once developed, this property will provide a regional park and meet the level of service requested by the Glendale residents in the Parks and Recreation Master Plan.

Public Input: Public input gathered for the 2002 Parks and Recreation Master Plan identified another regional park similar to Sahuaro Ranch as a priority. This input was generated through public meetings held in 2001, and a citywide survey conducted in 1999.

Budget Impacts & Costs: The total cost of the Phase II is \$1,979,344. This amount is included in the preliminary CIP as the Western Area Regional Park (36-8948). Council has not approved the FY05-06 budget as proposed in the preliminary CIP, but will consider the preliminary CIP as part of the budget workshops scheduled for March and April 2005. The project will be completed with City of Glendale funds, as proposed in the FY05-06 CIP (36-8948), if the Heritage Grant application is not funded.

Grants	FY05-06 Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X				\$1,979,344

Account Name, Fund, Account and Line Item Number:

CIP Account Western Area Regional Park (Park Bond Fund) 36-8948-8330

Recommendation: Waive reading beyond the title and adopt a resolution approving an Arizona State Parks Heritage Fund Land and Water Conservation Fund Grant application and authorizing the required matching funds and acceptance and implementation of the grant in accordance with all applicable federal, state and local regulations, policies, and Heritage Fund contractual guidelines.

8. [METROPOLITAN MEDICAL RESPONSE SYSTEM RESOLUTION](#)

Purpose: This is a request for the City Council to adopt a resolution requesting the federal government continue to appropriate full funding of the Metropolitan Medical Response System (MMRS) program.

Council Policies Or Goals Addressed: This resolution adheres to the Council goal to advocate for the continuation of federal appropriations that will directly benefit the residents of the city.

Background: Council approved the Coordinated Federal Program on February 1, 2005. Included in the Federal Program was a federal legislative agenda that supports all public safety programs that benefit the city. Glendale has received grant funds for the MMRS program since 1999 as part of a 122-city national program. The funding for MMRS is again in jeopardy in the federal budget. Staff coordinated a trip to Washington D.C. in February to lobby key members

of Congress and the Office of Domestic Preparedness to assure the full appropriation for the program is included in the final process. This resolution will be sent to key members of Congress, their staff and Arizona's delegation to show the support of the city for the program. Glendale's resolution will be part of a package that includes many of the other 121 MMRS cities' resolutions.

Community Benefit: This resolution will show the city's support for the MMRS program, which allows the Glendale Public Safety Departments to provide the first line of defense in mass casualty events.

Recommendation: Waive reading beyond the title and adopt a resolution requesting the federal government appropriate full funding of the Metropolitan Medical Response System program.

9. [INTERGOVERNMENTAL AGREEMENT AMENDMENT FOR PHASE 1 OF THE LOOP 101/BETHANY HOME ROAD INTERCHANGE](#)

Purpose: This is a request for the City Council to adopt a resolution authorizing the entering into of an amendment to an existing Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) for enhancements to Phase 1 of the Bethany Home Road traffic interchange at Loop 101.

Council Policies Or Goals Addressed: This request supports the Council strategic priorities of creating transportation options and managing growth and preserving neighborhoods.

Background: In November 2001, Glendale voters approved funding the construction of Bethany Home Road from 83rd to 99th Avenues as part of the GO transportation election. ADOT has programmed money to provide partial funding of the interchange. The ADOT design money is programmed for fiscal year 2006. The Maricopa Association of Governments (MAG) also included the Loop 101/Bethany Home Road interchange on the list of projects that will be funded as part of the extension of the one-half cent sales tax to fund regional transportation projects.

In October 2003, the Citizens Transportation Oversight Commission recommended up to \$500,000 in GO program funds to design the south half of the Loop101/Bethany Home Road interchange subject to repayment by ADOT in 2006.

In August 2002, the City of Glendale entered into agreements with the Arizona Sports and Tourism Authority (AZSTA) and the National Football League Arizona Cardinals to locate a multi-purpose facility near Loop 101 and Bethany Home Road. The multi-purpose facility will serve as the home of the Arizona Cardinals and the Fiesta Bowl beginning with the 2006 football season.

This amendment provides for construction of Bethany Home Road between the Loop 101 interchange and 99th Avenue, installation of a 16-inch water line, and construction of a traffic signal at 99th Avenue and Bethany Home Road.

Previous Council/Staff Actions: Staff worked with the Cardinals, AZSTA, MAG, and ADOT on the traffic analysis, design concepts, funding, and scheduling of this project. On October 22, 2002, the Council awarded a professional services contract in the amount of \$217,517 to HDR Engineering, Inc. to prepare the Design Concept and Environmental Determination Report for the Loop 101/Bethany Home Road interchange. On April 30, 2004, the City Council entered

into an agreement with ADOT for final design of Phase 1 of the Bethany Home Road interchange.

Community Benefit: Construction of Bethany Home Road from 91st and 99th avenues is an important component of the transportation system in this part of Glendale. The success of development in this area will enhance the overall quality of life for Glendale residents. The Loop 101/Bethany Home Road interchange is a critical part of the stadium event traffic management plan and will create transportation alternatives. This interchange, along with the construction of Bethany Home Road and 95th Avenue near the stadium, will reduce the amount of event traffic on 91st Avenue. The improved access in this area will help support economic development at Westgate and the surrounding area.

A Bethany Home Road connection between the Loop 101 interchange and 99th Avenue will provide additional routes to and from the Glendale Arena and the Cardinals Stadium, thus improving traffic flow on roadways around the sports facilities.

Public Input: Glendale voters approved funding for the construction of Bethany Home Road from 83rd to 99th avenues. All adjoining property owners were contacted by mail as part of the environmental assessment process. Staff and Arizona Cardinals representatives met with representatives of the neighborhood east of the sports facilities to discuss traffic impacts and proposed roadway improvements.

Budget Impacts & Costs: City of Glendale funds for Bethany Home Road, 83rd to 99th avenues are programmed as part of the GO Transportation Program. The cost for roadway, waterline, utility relocation, and traffic control enhancements to Phase 1 of the Loop 101/Bethany Home Road traffic interchange is \$723,964.67. Funds for these enhancements are available in the city capital improvement program (CIP) in the Bethany Home – 83rd to 99th account.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X	X	\$723,964.67		\$723,964.67

Account Name, Fund, Account and Line Item Number:

Bethany Home-83rd to 99th Account No: 25-9466-8300

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an amendment to an existing Intergovernmental Agreement with the Arizona Department of Transportation for enhancements to Phase 1 of the Bethany Home Road traffic interchange.

BIDS AND CONTRACTS

10. [AWARD OF CONTRACT – NOISE WALL PHASE FOUR, 59TH TO 67TH AVENUES](#)

Purpose: This is a request for the City Council to award a construction contract to Valley Rain Construction Corporation to build noise walls along a segment of Loop 101, between 59th and 67th avenues. This is the fourth phase of the noise wall construction along Loop 101 from Union Hills Drive to 51st Avenue. This phase completes the installation of noise walls recommended in the “Noise Impacts Assessment and Mitigation Report for Loop 101” prepared by Parsons Transportation Group in 1999.

Council Policies Or Goals Addressed: One of the Council’s strategic priorities is to enhance the quality of life for the citizens of Glendale. Construction of the noise walls will mitigate sounds generated by the freeway and improve the quality of life for residents of Glendale living in the vicinity of this segment of Loop 101.

Background: Traffic on the Loop 101 freeway has increased significantly over the past several years increasing the noise levels adjacent to the freeway. In 1999, a noise impact assessment was conducted to determine the level of noise in the vicinity of the freeway. Noise walls have been constructed on three segments of the freeway to help mitigate the sound. The segments include 51st to 58th avenues completed in 2000; Union Hills Drive to 75th avenue completed in 2002; and 67th to 75th avenues completed in late 2004. The noise study was updated in 2002 that confirmed the effectiveness of the noise mitigation measures being constructed. ADOT constructed a rubberized asphalt overlay of the freeway as another means for reducing the sound levels on the freeway in October 2003.

Previous Council/Staff Actions: On January 13, 2004 Council approved a professional services agreement with Parsons Transportation for the design and construction administration for this segment of the noise wall. An intergovernmental agreement with the Arizona Department of Transportation was approved by Council on November 9, 2004 for cost sharing for over sizing the wall foundation to provide support for additional height in the future should it become warranted.

On February 24, 2005 one bid was received and opened. Valley Rain Construction Corporation, a qualified licensed contractor, submitted a bid in the amount of \$2,226,336.60. Engineering believes the specialty of the work and the limited availability of construction contractors were factors in receiving only one bid.

Community Benefit: Traffic on the Loop 101 has increased significantly over the past few years. Noise levels have increased to a degree that Council provided funding in the Capital Improvement Program (CIP) to construct the noise wall. The noise wall, combined with the recent rubberized asphalt overlay, will reduce the noise level to an acceptable level.

Public Input: A public meeting for this project was held on June 17, 2004 to discuss the project with the citizens in the area. The attendees of the meeting were in support of the proposed noise wall.

Budget Impacts & Costs: To cover the construction cost for this project funds in the amount of \$63,445 need to be transferred from 67th Ave. ACDC to Bell Rd, Account No. 61-9564-8300 and \$25,000 from 67th Ave. Pinnacle Peak-Isabell, Account No. 61-9557-8330 into Loop 101 Noise Wall, Account 61-9627-8300. Funds totaling \$1,688,336.60 will be available in the FY04-05 CIP in Loop 101 Noise Wall (61-9627) after the identified transfers are completed. An additional \$538,000 would come from the same project in FY05-06 as proposed in the preliminary CIP. Council has not approved the FY05-06 budget as proposed in the preliminary CIP, but will consider the preliminary CIP as part of the budget workshops scheduled for March and April 2005.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$2,226,336.60

Account Name, Fund, Account and Line Item Number:

FY 04-05: Loop 101 Noise Wall, Account No. 61-9627-8300 \$1,688,336.60

FY 05-06: Loop 101 Noise Wall, Account No. 61-9627-8300 \$538,000

Recommendation: Authorize the transfer and award the contract to Valley Rain Construction Corporation in the amount of \$2,226,336.60.

11. **PROFESSIONAL SERVICES AGREEMENT – CHOLLA WATER TREATMENT PLANT FILTER RETROFIT AND ENHANCEMENT PROJECT, PHASE TWO**

Purpose: This is a request for the City Council to approve a professional services agreement with the firm of Malcolm Pirnie, Inc., for performance of phase two, the final design of the Cholla Water Treatment Plant Filter Retrofit and Enhancement Project. Malcolm Pirnie was also tasked to extend their water quality testing for Cholla WTP to provide water process information for the new Zone 4 Water Treatment Plant since both plants use the same source of water and the equipment needed for the test did not have to be re-established.

Background: The Cholla Water Treatment Plant was originally constructed in 1978 and includes four filters. This project will rehabilitate and retrofit the four existing filters, will also add two new filters to provide additional operational flexibility, and make the plant better able to process the raw water supply. The improvements will allow for continued plant compliance with changes in state and federal drinking water standards.

Previous Council/Staff Actions: On April 27, 2004, Council approved a professional services agreement with Malcolm Pirnie, Inc, for phase one, preliminary design services on the Cholla Water Treatment Plant Filter Retrofit and Enhancement Project.

Community Benefit: This project will provide improved plant operation flexibility and will allow the plant to remain compliance with federal and state regulations.

Public Input: Public meetings are required to be held as part of the scope of work for this project.

Budget Impacts & Costs: The cost for Malcolm Pirnie to perform phase two of the Cholla Water Treatment Plant Filter Retrofit and Enhancement Project will not exceed \$1,241,443. The work related to testing will also be used for the new water treatment plant project, therefore funding for this work, in the amount of \$1,163,199 is available in Cholla WTP Process Improvements, Account No. 83-9286-8330, while the remaining \$78,244 will come from Additional Water Capacity, Account No. 83-8056-8330.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$1,241,443

Account Name, Fund, Account and Line Item Number:

Cholla WTP Process Improvements, Account No. 83-9286-8330, \$1,163,199

Additional Water Capacity, Account No. 83-8056-8330, \$78,244

Recommendation: Approve the professional services agreement with Malcolm Pirnie, Inc., in an amount not to exceed \$1,241,443.

ORDINANCES

12. [PROPERTY ACQUISITION ALONG THE NORTH SIDE OF MARYLAND AVENUE, EAST OF 83RD AVENUE](#)

Purpose: This is a request for City Council to authorize the acquisition of 8,201 square feet of land on the north side of Maryland Avenue, east of 83rd Avenue. This property is needed as right-of-way for Maryland Avenue.

Council Policies Or Goals Addressed: Acquisition and development of this right-of-way supports the Council's priorities of ensuring public safety and creating transportation options.

Background: In 2004 while designing Glendale Onboard (GO) Program intersection improvements, it was determined that additional right-of-way was required along Maryland Avenue.

Previous Council/Staff Actions: On November 6, 2001 voters approved Proposition 402, which authorized a half-cent sales tax for transportation purposes. The Citizens Transportation Oversight Commission (CTOC) has recommended, and the 2005-2014 Capital Improvement Program includes, \$2.7 million for intersection improvements.

Community Benefit: Traffic flow through the intersection will be improved.

Budget Impacts & Costs: Funds are available in 75th/83rd Glendale – Street Improvements, Account No. 25-9486-8100 \$2,370 and Street Scallop Improvements, Account No. 31-8558-8100 \$29,730.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X	X	X		\$32,100

Account Name, Fund, Account and Line Item Number:

75th/83rd Glendale – Street Improvements, Account No. 25-9486-8100 \$2,370
Street Scallop Improvements, Account No. 31-8558-8100 \$29,730

Recommendation: Waive reading beyond the title and adopt an ordinance authorizing the City Manager to execute the documents necessary to acquire the necessary right-of-way.

13. [ARIZONA PUBLIC SERVICE UTILITY EASEMENT AT 17159 NORTH 63RD AVENUE](#)

Purpose: This is a request for the City Council to grant an underground electrical power easement in favor of Arizona Public Service (APS) for electrical service to the city's new Fire Station 159 at 17159 North 63rd Avenue.

Background: The city requested APS to provide electrical power for the day-to-day business operations at the new fire station.

Recommendation: Waive reading beyond the title and adopt an ordinance authorizing the City Manager to execute an easement in favor of Arizona Public Service.

14. [ABANDONMENT OF ALLEYWAY BETWEEN 56TH AND 57TH AVENUES, BETWEEN GLENN DRIVE AND PALMAIRE AVENUE](#)

Purpose: This is a request for City Council to authorize the abandonment of the 20-foot wide alleyway between 56th and 57th avenues, north of Glenn Drive and south of Palmaire Avenue. The area to be abandoned contains 7,200 square feet and is not necessary for vehicle access. The abandonment of the alley right-of-way will allow for a more effective site plan from any potential developer.

Council Policies Or Goals Addressed: Authorizing this request supports Council's goal to promote economic development and redevelopment in the city center.

Background: On January 19, 2004, a Request for Proposals (RFP) was sent out, targeting fine arts and cultural arts, for use of the former Adult Center. No proposals were received in response. As a result, Council directed staff to demolish the former Adult Center and construct a temporary parking lot which was completed December 2004.

Staff has been directed to publish a new RFP targeting a combined commercial/residential use. In order to optimize the sites potential, it is necessary to convert the site from 14 individual lots with a separating alley to a single large lot. The first step in this process is to abandon the alleyway. No objections to abandoning the right-of-way have been received from any other city department or utility company servicing the area. The city will reserve an easement within the alley for its existing underground sewer line.

Recommendation: Waive reading beyond the title and adopt an ordinance abandoning the alley between 56th and 57th avenues, and between Glenn Drive and Palmaire Avenue.

15. [ABANDONMENT OF RIGHT-OF-WAY ALONG THE WEST SIDE OF 71ST AVENUE, NORTH OF BETHANY HOME ROAD](#)

Purpose: This is a request for City Council to authorize the abandonment of 4,125 square feet of unused right-of-way on the west side of 71st Avenue, 425 feet north of Bethany Home Road. Iglesia De Cristo Ministerios Lamada made the request to abandon the unused right-of-way and no objections to that abandonment have been received from any other city department or utility company providing service in the area.

Background: The west side of 71st Avenue right-of-way, from Bethany Home Road north to Claremont Street is 40 feet wide, with the exception of the right-of-way along the Iglesia De Cristo Ministerios Lamada parcel. Here the right of way widens to 65 feet. No street improvements have been made nor is this right-of-way necessary for vehicle access. There are no utilities or other facilities within the area requested to be abandoned.

Recommendation: Waive reading beyond the title and adopt an ordinance abandoning a portion of the 71st Avenue right-of-way, north of Bethany Home Road.

16. [AMENDMENT TO CITY CODE RELATING TO THE UNDERGROUNDING OF OVERHEAD UTILITY LINES](#)

Purpose: This is a request for the City Council to adopt an ordinance amending the Glendale Municipal Code, Chapter 32.5-5, relating to the undergrounding of overhead utility lines. These amendments will prohibit utility pole support wires from obstructing safe vehicle passage within

in the limits of an alleyway or driveway and will extend the area developers are required to underground utilities.

Council Policies Or Goals Addressed: The approval of this amendment addresses neighborhood beautification, resident safety and customer service with the potential to reduce downed utility line's resulting in loss of services. This amendment will also have a significant impact to our City's neighborhood beautification program.

Background: The previous requirement for developers was to underground utility lines only to the property line surrounding site development. This resulted in new poles being placed at the property lines rather than extending the undergrounding to the nearest existing pole. Also, the proposed amendment to the existing City Code will require that all above ground utility structures, including down support wires, shall not be placed anywhere within the limits of an alleyway or driveway which may obstruct safe vehicle passage. Once approved, this amendment will apply to all new development within the city.

Previous Council/Staff Actions: Chapter 32.5-5 was last amended in 1997.

Community Benefit: This amendment will have a significant impact to the city's neighborhood beautification program and addresses concerns regarding the potential loss of services caused by downed utility lines. It will also improve city services in areas where accessibility is reduced or prohibited.

Recommendation: Waive reading beyond the title and adopt an ordinance amending the Glendale Municipal Code, Chapter 32.5-5, relating to utility under grounding regulations.

17. [AMENDMENTS TO CITY CODE RELATING TO THE DEFINITION OF OWNER\(S\) OF RECORD](#)

Purpose: This is a request for the City Council to amend language in Chapter 25, Section 25-38 and Chapter 29.1, Section 29.1-33 of the Glendale City Code. The proposed city code amendments to the definition of "owner(s) of record" are needed to comply with a State Court of Appeals ruling.

Council Policies Or Goals Addressed: The proposed city code amendments will ensure that the relevant city code language is in compliance with a State Court of Appeals ruling.

Background: In a court case involving another jurisdiction, the State Court of Appeals ruled that the word "shall", as used to establish legal responsibility for a property, is unconstitutional. This ruling impacts certain sections of the Glendale City Code.

The affected code sections in part read that, "the owner(s) of record, as recorded in the Maricopa County Recorder's Office, *shall* be presumed to be a person to have lawful control over any building or parcel of land." The court ruled that the pertinent language creates a mandatory presumption and relieves the state from having to prove that the owner of record had lawful control of the property. It shifts the burden of proof to the defense and is therefore unconstitutional. The court found that the word "may" is an acceptable alternative.

Community Benefit: The proposed city code amendments will ensure that the pertinent code language is in compliance with a court ruling and will help to eliminate legal challenges that may

arise when it is necessary for the city to litigate cases involving violations of the Glendale City Code.

Recommendation: Waive reading beyond the title and adopt an ordinance amending Section 25-38 and Section 29.1-33 relating to the definition of owner(s) of record.

PUBLIC HEARING – RESOLUTION

18. [COMMUNITY DEVELOPMENT BLOCK GRANT FIVE-YEAR CONSOLIDATED PLAN AND ANNUAL ACTION PLAN](#)

Purpose: This is a request for the City Council to conduct a public hearing and authorize the submission of the Five-Year Consolidated Plan for Fiscal Years (FY) 2005-09 and the Annual Action Plan for FY 2005-06 to the U.S. Department of Housing and Urban Development (HUD).

Council Policies Or Goals Addressed: The City of Glendale General Plan and the City Center Master Plan identify the community's vision and goals in regards to community development. The Five-Year Consolidated Plan complements both of these plans.

The Community Development Advisory Committee (CDAC) formulated its recommendations based upon the following funding priorities, provided by Mayor and Council for FY 2005-06:

- Housing-Related Projects (e.g., infill housing, housing rehabilitation)
- Clearance and Demolition of Blighting Conditions
- Programs that Prevent Homelessness
- Programs Related to Domestic Violence
- Programs Related to Employment Services (training, job seeking assistance)
- Programs that Benefit Seniors and Youth

Background: The Five-Year Consolidated Plan is a community and needs driven strategic plan that identifies the housing and community development needs, priorities, goals, and strategies for the City of Glendale. It outlines in general terms how funding is to be allocated throughout the life of the plan to meet identified needs. The Annual Action Plan is the yearly implementation tool that outlines all proposed funding for Community Development Block Grant (CDBG), HOME Investment Partnerships (HOME), American Dream Downpayment Initiative (ADDI), and Emergency Shelter Grants (ESG) Program funds. These two documents are required by HUD in order to qualify and continue receiving funding under these federal programs.

The CDAC, staff and consultants conducted an extensive public process for the review and adoption of the Five-Year Consolidated Plan, and also an extensive review process for the use of FY 2005-06 CDBG, HOME, ADDI, and ESG Program funds. This process included the review of 50 applications, and formal presentations by each of the applicants. The CDAC's funding recommendations are listed on the attached Annual Action Plan summary.

Previous Council/Staff Actions: Five-Year Consolidated Plan: An extensive public process that included public hearings and focus group meetings began in September of 2004. Presentations to the general public were conducted at four locations. Stakeholder meetings were conducted with the general public, the Mayor and City Council, non-profit agencies, and city departments. A copy of the Five-Year Consolidated Plan Executive Summary is attached.

Annual Action Plan: John Turbridy, CDAC Chairman, presented the proposed funding recommendations for CDBG, HOME, ADDI, and ESG program funds to the Mayor and Council at the February 1, 2005 Council Workshop.

Community Benefit: Since FY 1977-78, Glendale has received approximately \$40 million in CDBG funds to assist thousands of homeowners and individuals with services that provide safe, decent housing, and improve their living conditions. The housing rehabilitation programs provide funding for much needed repairs for heating and cooling systems, electrical, plumbing, and other critical components.

Beginning in FY 2004, the city received \$99,167 of ESG funding to specifically assist with homelessness.

Since 1992, the city has received approximately \$6.9 million in HOME/ADDI program funds that are used specifically for housing-related programs.

Public Input: The citizen participation process conducted to prepare the Five-Year Consolidated plan and for the use of FY 2005-06 HUD federal funding included the following actions:

On August 12, 2004, notices announcing the FY 2005-06 CDBG/ESG/HOME grant application cycle and orientation meeting were mailed to prospective applicants and a public notice was published in The Glendale Star.

On August 30, 2004, the Community Revitalization Division staff met with grant applicants to discuss Council priorities, the application process, and evaluation criteria.

On September 22, 2004, the CDAC held a general meeting and public hearing to provide information and solicit input in the development of the Five-Year Consolidated Plan and discuss priorities for the use of CDBG, ESG, and HOME/ADDI funds.

On November 3, 2004, the CDAC received the grant applications for their review.

On December 7, 8, and 15, 2004, the CDAC conducted three public hearings where applicants were given an opportunity to present their proposals before the committee. The CDAC also solicited input in the development of the Five-Year Consolidated Plan at the December 15, 2004 public hearing.

On December 14, 2004, Glendale Human Services Council and Community Revitalization staff facilitated a public forum to solicit input and commentary in the development of the Five-Year Consolidated Plan.

On December 11 and 18, 2004, the CDAC conducted two public meetings to formulate their recommendations for Council review.

On January 6, 2005, BBC Consulting and Community Revitalization staff facilitated a public forum to meet with representatives of non-profit agencies to solicit input and commentary in the development of the Five-Year Consolidated Plan.

On January 6, 2005, Glendale Human Services Council and Community Revitalization staff facilitated a public forum with the public to solicit input and commentary in the development of the Five-Year Consolidated Plan.

Budget Impacts & Costs: The CDBG, HOME, ADDI, and ESG programs are federally funded. The CDBG program does not have a match requirement. The HOME program does require a 25% match from non-federal funds and the ESG program requires a 100% match.

An annual match allocation of \$25,000 is provided in the general fund budget as a supplement toward the required 25% match requirement for HOME projects administered by the city. The total match needed for the city's in-house projects could exceed \$176,880, depending on the projects. Even so, no additional general funds are necessary as the additional match needed will be provided by saved match carryover and other eligible in-kind resources such as donated materials or volunteer hours. Outside agencies that apply for HOME funds are required to provide a portion of their own matching funds.

The ESG funding will be allocated to outside agencies. Those agencies that apply for these funds will be required to provide the 100% required matching funds.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
CDBG –\$2,526,810					\$2,526,810
HOME – \$754,690			\$25,000		\$779,690
ADDI – \$36,647					\$36,647
ESG – \$97,576					\$97,576

<u>Account Name, Fund, Account and Line Item Number:</u>	
Community Development Block Grant	Fund 11
HOME Investment Partnerships Program	Fund 10
American Dream Downpayment Initiative	Fund 10
Emergency Shelter Grants Program	Fund 38
General Fund	Fund 01

Recommendation: Conduct a public hearing, waive reading beyond the title and adopt a resolution authorizing the approval of the Five-Year Consolidated Plan for FY 2005-09 and the Annual Action Plan for FY 2005-06, and submission of both plans to the U.S. Department of Housing and Urban Development.

NEW BUSINESS

19. [REAPPOINTMENT OF CITY JUDGE](#)

Purpose: This is a request for the City Council to consider the reappointment of Jean Baxter as City Judge.

Background: Jean Baxter has served as City Judge since 1988. Her current term expires on April 26, 2005. She is eligible for reappointment to a four-year term. The Judicial Selection Advisory Board interviewed Judge Baxter on February 10, 2005, reviewed letters of recommendation received on her behalf, evaluated the confidential survey results conducted by an outside research firm, and voted unanimously to recommend her for reappointment.

Public Input: Letters were received by members of the public and were distributed to the Mayor and Council in judicial reappointment informational packets.

Recommendation: Consider the reappointment of Jean Baxter as City Judge for a four-year term beginning April 26, 2005 and ending April 25, 2009.

20. REAPPOINTMENT OF PRESIDING JUDGE

Purpose: This is a request for the City Council to consider the reappointment of Elizabeth R. Finn as Presiding Judge.

Background: Elizabeth Finn has served as Presiding City Judge since March 25, 2003. Her current term expires March 25, 2005. She is eligible for reappointment to a two-year term. The Judicial Selection Advisory Board interviewed Judge Finn on February 10, 2005, reviewed letters of recommendation received on her behalf, evaluated the confidential survey results conducted by an outside research firm, and voted unanimously to recommend her for reappointment.

Public Input:

Letters were received by members of the public and were distributed to the Mayor and Council in judicial reappointment informational packets.

Recommendation: Consider the reappointment of Elizabeth Finn as Presiding Judge for a two-year term beginning March 25, 2005 and ending March 24, 2007; and set the annual salary for the term.

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).**