



GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
May 22, 2007
7:00 p.m.

CALL TO ORDER – PLEDGE OF ALLEGIANCE

APPROVAL OF THE [MINUTES OF MAY 08, 2007](#)

BOARDS AND COMMISSIONS

[BOARDS AND COMMISSIONS](#)

PROCLAMATIONS AND AWARDS

[HONOR THE ARIZONA STING, NATIONAL LACROSSE LEAGUE WESTERN DIVISION CHAMPIONS](#)

[RECOGNITION OF STUDENTS FOR “RECYCLING IS FUN” DESIGN-A-SIGN CONTEST](#)

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. [LIQUOR LICENSE NO. 3-1118 AM/PM MINI MART](#)
2. [LIQUOR LICENSE NO. 3-1120 MANCINI'S AND PHILLY SANDWICH COMPANY](#)
3. [LIQUOR LICENSE NO. 3-1121 FRESH & EASY NEIGHBORHOOD MARKET](#)
4. [AWARD OF CONSTRUCTION CONTRACTS FOR ZONES 1 AND 4 TRANSMISSION MAINS](#)
5. [PROFESSIONAL SERVICES AGREEMENT FOR CHOLLA TELEMETRY PROJECT, PHASE III](#)

6. AGREEMENT WITH WESTIN ENGINEERING FOR CONSULTING SERVICES RELATED TO THE UTILITY BILLING SYSTEM

CONSENT RESOLUTIONS

7. CANVASS OF VOTES FOR THE MAY 15, 2007 SPECIAL BOND ELECTION
8. AMENDMENT NO. 1 TO THE GROUNDWATER SAVINGS FACILITY AGREEMENT WITH THE SALT RIVER VALLEY WATER USER'S ASSOCIATION
9. ACQUISITION OF RIGHT-OF-WAY FOR THE GLENDALE ONBOARD TRANSPORTATION PROGRAM
10. INTERGOVERNMENTAL AGREEMENT AND CONTRACT FOR LEGAL SERVICES
11. INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF WICKENBURG FOR MATERIALS RECOVERY FACILITY SERVICES
12. INTERGOVERNMENTAL AGREEMENT FOR GLENDALE HIGH SCHOOL HEALTH CARE CLINIC
13. RATE ADJUSTMENTS FOR COMMERCIAL SANITATION AND LANDFILL DISPOSAL SERVICES

PUBLIC HEARING – LAND DEVELOPMENT ACTIONS

14. REZONING APPLICATION ZON06-03: GATEWAY CENTER – 9970 WEST GLENDALE AVENUE
15. REZONING APPLICATION ZON07-04: 6331 & 6313 WEST LAMAR ROAD
16. GENERAL PLAN AMENDMENT GPA07-02 (RESOLUTION) AND REZONING CASE ZON07-07 (ORDINANCE): OASIS PARK – 7900 WEST UTOPIA ROAD
17. REZONING APPLICATION ZON06-10: SIGNATURE AT ORANGEWOOD ESTATES - 8051 WEST ORANGEWOOD AVENUE

BIDS AND CONTRACTS

18. ADDITIONAL FUNDING FOR BELL ROAD INTELLIGENT TRANSPORTATION SYSTEMS

ORDINANCES

19. SALT RIVER PROJECT EASEMENTS

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 matters that 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 MAY 08, 2007](#)

BOARDS AND COMMISSIONS

[BOARDS AND COMMISSIONS](#)

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

Arts Commission

			Effective	Expiration
Darrell Criswell	Cholla	Re-appointment	8/24/2007	8/24/2009
Winona Passmore	Ocotillo	Re-appointment	8/23/2007	8/23/2009

Board of Adjustment

William Barker	Yucca	Appointment	6/30/2007	6/30/2009
Peter McCormick	Mayoral	Appointment	5/22/2007	6/30/2008

Citizens Bicycle Advisory Committee

Bradley Meek	Cholla	Re-appointment	7/18/2007	7/18/2009
--------------	--------	----------------	-----------	-----------

Citizen’s Transportation Oversight Commission

Neva Johnson	Ocotillo	Re-appointment	7/25/2007	7/25/2009
Betsy Turner – Chair	Barrel	Appointment	5/22/2007	3/26/2008

Community Development Advisory Committee

Erin Hart	Mayoral	Re-appointment	7/1/2007	7/1/2009
-----------	---------	----------------	----------	----------

Housing Advisory Commission

Roslyn Abramowitz – Chair	Cholla	Re-appointment	7/1/2007	7/1/2008
Roslyn Abramowitz	Cholla	Re-appointment	7/1/2007	7/1/2009

Parks & Recreation Advisory Commission

Raymond Kultala	Sahuaro	Re-appointment	6/28/2007	6/28/2009
-----------------	---------	----------------	-----------	-----------

Risk Management/Worker’s Compensation

Julie Stiak	Cactus	Re-appointment	7/24/2007	7/24/2010
-------------	--------	----------------	-----------	-----------

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

PROCLAMATIONS AND AWARDS

HONOR THE ARIZONA STING, NATIONAL LACROSSE LEAGUE WESTERN DIVISION CHAMPIONS

Purpose: This is a request for City Council to formally recognize the outstanding accomplishments of the Arizona Sting, the National Lacrosse League Western Division Champions who played in the National Lacrosse League finals in Glendale on May 12, 2007.

Bob Hamley, Head Coach of the Arizona Sting, will be present to accept the proclamation.

Background: The National Lacrosse League Arizona Sting have made their home in the Jobing.com Arena since 2003. The team has competed in the league championship for two consecutive years. This world-class sports organization has brought pride and recognition to Glendale.

Recommendation: Present the proclamation to the Arizona Sting.

RECOGNITION OF STUDENTS FOR “RECYCLING IS FUN” DESIGN-A-SIGN CONTEST

Purpose: This is a request for City Council to recognize four Glendale students for their drawings submitted for a Design-A-Sign contest sponsored by the Glendale Sanitation Division.

Background: The Sanitation Division initiated a contest for children aged six to nine to submit a drawing with the theme “Recycling is Fun.” A total of 53 children participated in the contest and all children received a certificate of recognition. Winners in each age group will have their artwork reproduced on a sign for display on the side of one of the city’s recycling trucks.

Community Benefit: The Glendale Recycling Program provides residents the opportunity to recycle by collecting paper, plastic, and metal products once a week from each single family home. The key to a lasting program in the community is to encourage children to learn about recycling and participate in the program. Thousands of children have taken tours of the Glendale Materials Recovery Facility where the recyclable material is baled and sold. The prominent display of children’s artwork reaches out to the next generation of recyclers thereby helping to reinforce recycling.

Recommendation: Present Rachel Walls (age 6), Henry Rosas-Ibarra (age 7), Celeste Garcia (age 8), and Hannah E. Cervenak (age 9) certificates of recognition as the four entries selected for the Design-A-Sign contest.

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. [LIQUOR LICENSE NO. 3-1118 AM/PM MINI MART](#)

Purpose: This is a request for City Council to approve a new Series 10 (Liquor Store – Beer and Wine) license for AM/PM Mini Mart, located at 6705 West Bell Road. The Arizona State application (number 10075392) was submitted by Rajinder Takhar.

Background: The 60-day deadline for processing this application is May 28, 2007. The location of the establishment is 6705 West Bell Road and is within the Sahuaro District, zoned C-2 (general commercial). This establishment is over 300 feet from any school or church. This business operated as AM/PM Mini Mart from June 1998 to present, and held a Series 10 license throughout the duration. This is a new license application by Rajinder Takhqar. This person-to-person transfer of a Series 10 liquor license is to a Limited Liability Company. The population density is 2,989 people per square mile. The approval of this license will not increase the total number of liquor licenses in this area. The number of liquor licenses within a one-mile radius is 33 as listed below:

Series	Type	Quantity
6	Bar – All Liquor	7
7	Bar – Beer & Wine	1
9	Liquor Store – All Liquor	3
10	Liquor Store – Beer & Wine	6
12	Restaurant – All Liquor	16
	Total	<hr/> 33

Previous Council/Staff Actions: No previous action has occurred.

Public Input: No protests were received during the 20-day posting period.

Recommendation: The City of Glendale Planning and Police Departments, as well as the Maricopa County Health Department have reviewed the application and determined that it meets all technical requirements. Therefore, it is staff’s recommendation to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

2. [LIQUOR LICENSE NO. 3-1120 MANCINI’S AND PHILLY SANDWICH COMPANY](#)

Purpose: This is a request for City Council to approve a new Series 12 (Restaurant – All Liquor) license for Mancini’s and Philly Sandwich Company, located at 5626 West Bell Road, Suite #101. The Arizona State application (number 12077067) was submitted by Nicole Chandler.

Background: The 60-day deadline for processing this application is May 28, 2007. The location of the establishment is 5626 West Bell Road, Suite #101 and is within the Sahuaro District, zoned C-2 (General Commercial). JB Bread No.2 (La Grocerie) has operated at this location from June 2004 to October 2005. As of October 2005 this Series 12 license is held under Spencers. This is a new application by Nicole Chandler operating with an interim permit.

The population density is 4,743 people per square mile. The approval of this license will not increase the total number of liquor licenses in this area. The number of liquor licenses within a one-mile radius is 38 as listed below:

Series	Type	Quantity
6	Bar – All Liquor	6
7	Bar – Beer & Wine	3
9	Liquor Store – All Liquor	1
10	Liquor Store – Beer & Wine	4
12	Restaurant – All Liquor	24
	Total	<u>38</u>

Previous Council/Staff Actions: No previous action has occurred.

Public Input: No protests were received during the 20-day posting period.

Recommendation: The City of Glendale Planning and Police Departments, as well as the Maricopa County Health Department have reviewed the application and determined that it meets all technical requirements. Therefore, it is staff’s recommendation to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

3. [LIQUOR LICENSE NO. 3-1121 FRESH & EASY NEIGHBORHOOD MARKET](#)

Purpose: This is a request for City Council to approve a new Series 10 (Liquor Store – Beer and Wine) license for Fresh & Easy Neighborhood Market, located at 5802 West Olive Avenue. The Arizona State application (number 10075396) was submitted by Randy D. Nations.

Background: The 60-day deadline for processing this application is June 7, 2007. The location of the establishment is 5802 West Olive Avenue and is within the Barrel District, zoned C-1 (neighborhood commercial). This establishment is over 300 feet from any school or church. This business operated as Albertson’s from March 2005 to August 2006, and held a Series 10 license throughout the duration. This is a new license application by Randy D. Nations. The population density is 6,369 people per square mile. The approval of this license will increase the total number of liquor licenses in this area by one. The number of liquor licenses within a one-mile radius is 20 as listed below:

Series	Type	Quantity
6	Bar – All Liquor	2
7	Bar – Beer & Wine	2
9	Liquor Store – All Liquor	5
10	Liquor Store – Beer & Wine	5
12	Restaurant – All Liquor	5
14	Private Club	1
	Total	<u>20</u>

Previous Council/Staff Actions: No previous action has occurred.

Public Input: Seven e-mail protests were received from Glendale residents along with four e-mail protests from individuals who did not provide their address. In addition, four phone calls were received in opposition to the application. One resident submitted an e-mail that supports the application. Another supporting comment was made via phone call. After the 20-day posting, nine more e-mails were received. Six e-mails were against and three e-mails supported the approval of the license.

Recommendation: The City of Glendale Planning and Police Departments, as well as the Maricopa County Health Department have reviewed the application and determined that it meets all technical requirements. Therefore, it is staff's recommendation to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

4. [AWARD OF CONSTRUCTION CONTRACTS FOR ZONES 1 AND 4 TRANSMISSION MAINS](#)

Purpose: This is a request for City Council to award a contract to Achen-Gardner Engineering, LLC for construction of the Zone 1 and Zone 4 Transmission Mains and approve an amendment to the professional services agreement with Dibble Engineering for construction administration services.

Council Strategic Goals or Key Objectives Addressed: This project addresses the Council goals of providing high quality service for Glendale residents. The transmission mains will provide drinking water from the new Glendale Oasis Water Treatment Plant to Zones 1 and 4 of the water distribution system. One of Council's strategic goals is high quality service for citizens. This contract will allow the city to continue to provide water services with minimal to no disruptions to its citizens by enhancing the redundancy of the water production facilities.

Background: This project includes three water transmission main pipelines that will convey drinking water from the plant to the following areas: Zone 1 near 67th Avenue & Orangewood; Zone 4 from Orangewood to Glendale avenues; and Zone 4 to 83rd Avenue and Orangewood.

On May 8, 2007, four bids were received and opened with Achen-Gardner Engineering, LLC, a licensed and qualified contractor, submitting the lowest responsive bid in the amount of \$5,083,392. Contract Amendment No. 2 to the PSA with Dible Engineering provides for comprehensive construction administration services in the amount of \$611,360.

Previous Council/Staff Actions: On February 28, 2006, Council approved the professional services agreement with Dibble & Associates Consulting Engineers to provide design on the installation of three transmission mains from the new Glendale Oasis Water Treatment Plant for water distribution to Zones 1 and 4.

Community Benefit: The Zones 1 and 4 Transmission Mains will ensure optimum water pressure and delivery of high quality drinking water.

Budget Impacts & Costs: Funds are available for these contract awards in the FY 2006-07 Capital Improvement Plan within three independent CIP accounts.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$5,694,752

<u>Account Name, Fund, Account and Line Item Number:</u>		
FY 2006/07: Zone 4 WTP to 83 rd /Orangewood, 2400-61008-550800		\$3,106,246.00
FY 2006/07: Zone 4 WTP to Zn 1 Trans Main, 2400-61028-550800		\$2,030,195.00
FY 2006/07: 83 rd Ave Trn Main Orgewd to Gd, 2400-61035-550800		\$ 558,311.00

Recommendation: Authorize the City Manager to enter into a contract with Achen-Gardner Engineering, LLC for construction of the Zone 1 and Zone 4 Transmission Mains in the amount of \$5,083,392; and approve an amendment to the professional services agreement with Dibble Engineering for construction administration services in the amount of \$611,360.

5. [PROFESSIONAL SERVICES AGREEMENT FOR CHOLLA TELEMTRY PROJECT, PHASE III](#)

Purpose: This is a request for City Council to approve a professional services agreement with CH2M Hill to provide engineering services to complete the design and perform construction management for the Cholla Telemetry Phase III project.

Council Strategic Goals Or Key Objectives Addressed: One of Council’s strategic goals is high quality service for citizens. The Cholla Telemetry Phase III project ensures reliable remote monitoring of all the treatment plants’ water and wastewater control systems by replacing the current telephone telemetry.

Background: Burgess & Niple, Inc., Consulting Engineers, prepared the Utilities Department’s radio telemetry master plan that outlined three phases of necessary improvements. Phase I, completed in the summer of 2000, developed the radio telemetry master plan and completed the installation of critical equipment at 19 sites, primarily wells and water distribution critical equipment sites. In the summer of 2003, Phase II completed the installation of critical equipment at 17 sites, primarily wastewater lift stations.

The completion of Phase III of the radio telemetry project will add microwave radio communication equipment to the Arrowhead Ranch Water Reclamation Facility, Cholla Water Treatment Plant, Pyramid Peak Water Treatment Plant and West Area Water Reclamation Facility and to the Utilities Administration Department at the Field Operations Center.

A Request for Proposal was issued by the city to provide design and construction administration services. Three proposals were received and CH2M Hill was selected as the best-qualified firm to perform the required services.

Previous Council/Staff Actions: On June 25, 2002, Council approved the transfer of funds and awarded the construction contract to Alliance Control & Service Specialists, for the construction

of Phase II of the radio telemetry system to monitor and control various water and wastewater facilities located throughout the city.

On June 12, 2001, Council approved the professional services agreement with Burns and McDonnell for the design and construction administration services for Phase II of the radio telemetry system.

Community Benefit: The addition of the microwave radio system will ensure reliable remote monitoring of all the treatment plants by separating plant control system information from city business information.

Budget Impacts & Costs: Funds are available in the FY 2006-07 and FY 2007-08 Capital Improvement Program.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$237,753

<u>Account Name, Fund, Account and Line Item Number:</u>	
FY2006-07: Cholla Telemetry, Account No. 2400-61005-551200	\$ 45,000
FY2007-08: Cholla Telemetry, Account No. 2400-61005-551200	\$192,753

Recommendation: Authorize the city manager to enter into a professional services agreement with CH2M Hill to provide design and construction administration services in connection with the Cholla Telemetry Phase III project, in an amount not to exceed \$237,753.

6. [AGREEMENT WITH WESTIN ENGINEERING FOR CONSULTING SERVICES RELATED TO THE UTILITY BILLING SYSTEM](#)

Purpose: This is a request for City Council to authorize the City Manager to execute an agreement with Westin Engineering for consulting services to evaluate municipal billing software needs and develop a plan for implementing a new system to better serve citizens. The current system is over 15-years old and in need of replacement.

Council Strategic Goals or Key Objectives Addressed: This project meets the City Council goal of providing a high quality of services for citizens. It also meets the goal of being fiscally sound, since the municipal billing system is crucial to accurate reporting and control of cash receipts to pay for services.

Background: The City issued a Request for Proposal on January 10, 2007. Five (5) proposals were received. An evaluation panel consisting of four Finance Department personnel and three (3) Utilities Department personnel reviewed the proposals received. Specific evaluation factors included description of organization and project team, cost, consultation abilities, firm's experience, project understanding and approach, references, capabilities of firm and staff, project work plan and schedule, progress reporting procedures, project management option. Westin Engineering, Inc. submitted the proposal that scored the highest and was selected for recommendation by the evaluation committee.

Community Benefit: Implementation of a new utility billing system will provide the citizens of Glendale with more functionality and enhanced services in receipt and payment of monthly utility bills, including electronic bill presentment, duplicate billing upon request, and improved customer history reporting. Use of a professional consultant in the process leverages the long-term investment to help ensure that new technology is utilized to its fullest potential.

Budget Impacts & Costs: Funds for this project are available in the FY 2006-07 Capital Improvement Program

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$162,430.00

Account Name, Fund, Account and Line Item Number:

Utility Billing System Replacement, Account No. 2360-60000-551000

Recommendation: Authorize the City Manager to execute the agreement for consulting services to Westin Engineering in an amount not to exceed \$162,430.00.

CONSENT RESOLUTIONS

7. [CANVASS OF VOTES FOR THE MAY 15, 2007 SPECIAL BOND ELECTION](#)

Purpose: This is a request for City Council to adopt a resolution accepting the canvass of votes for the May 15, 2007 Special Bond Election.

Background: The May 15, 2007 Special Bond Election allows voters to decide if bonds will be sold for any of five purposes designated by the City.

Previous Council/Staff Actions: The May 15, 2007 Special Bond Election was called by the City council on January 23, 2007.

Recommendation: Waive reading beyond the title and adopt the Canvass of Votes Resolution for the May 15, 2007 Special Bond Election.

8. [AMENDMENT NO. 1 TO THE GROUNDWATER SAVINGS FACILITY AGREEMENT WITH THE SALT RIVER VALLEY WATER USER'S ASSOCIATION](#)

Purpose: This is a request for City Council to adopt a resolution approving and authorizing the entering into of Amendment No. 1 to the Groundwater Savings Facility Agreement between the City of Glendale and the Salt River Valley Water User's Association, commonly known as the Salt River Project (SRP).

Background: The current Groundwater Savings Facility Agreement allows the city to exchange unused Central Arizona Project and Colorado River water resources with SRP in return for

stored water credits. The stored water credits are beneficial to the city because they can be recovered for city use at anytime in the future. The stored water credits will eventually be recovered through wells.

The proposed amendment would add the city's water resources from Modified Roosevelt Dam to the list of water resources the city could use to obtain stored water credits through the SRP Groundwater Savings Facility. The amendment would provide the city with greater flexibility in managing its Modified Roosevelt Dam water resources. Participation in the Groundwater Savings Facility is dependent upon water resource availability, and is at the discretion of the city.

Previous Council/Staff Actions: In April, 1986, the city agreed to participate in the Plan 6 Agreement. The Plan 6 Agreement authorized the construction, modification, and operation of Roosevelt Dam to correct dam safety problems, improve flood control and provide additional water resources. The city elected to participate in the project to acquire additional water resources.

In June, 1996, the city entered into a Groundwater Savings Facility Agreement with SRP. In that same year, Glendale obtained more than 13,000 acre-feet of stored water credits through this agreement.

Community Benefit: The proposed amendment will allow the city to maximize the use of its water resources from Modified Roosevelt Dam.

Stored water credits can be obtained through this agreement when the city has unused water resources available. Those stored water credits can then be used in the future when the city needs the additional water.

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into Amendment No.1 to the Groundwater Savings Facility Agreement with the Salt River Valley Water User's Association.

9. ACQUISITION OF RIGHT-OF-WAY FOR THE GLENDALE ONBOARD TRANSPORTATION PROGRAM

Purpose: This is a request for City Council to authorize the purchase of property at Northern Avenue and Glen Harbor Boulevard for completion of the Northern Parkway at a cost of \$771,288.80.

Council Strategic Goals or Key Objectives Addressed: One of Council's goals is "A City With High Quality Services for Citizens." Improving and providing transportation options within the city will assist in achieving this goal.

Background: In 2001, Glendale voters approved matching funds for the Northern Parkway between Grand Avenue and Loop 303. In 2004, voters of Maricopa County approved funding for the design and construction of the Northern Parkway. The purchase is a negotiated

settlement based on two appraisals for this property. The property to be acquired for the Northern Parkway is described below:

Southeast corner of Northern Avenue and Glen Harbor Boulevard

Air Park, LLC, owners of property located at the southeast corner of Northern Avenue and Glen Harbor Boulevard, will sell approximately 1.88 acres of property for \$771,288.80.

Previous Council/Staff Actions: This project was included in the Capital Improvement Program budget process and funding is available from the half-cent transportation sales tax program.

On June 13, 2006, Council approved the General Engineering Consultant contract for the Glendale Onboard (GO) Transportation Program, which included completion of the Northern Parkway Design Concept Report.

Community Benefit: The Northern Parkway will provide a continuous high capacity roadway across the West Valley. It will tie together the emerging western portion of Glendale and support economic development along the corridor.

Public Input: The GO Program provides multiple opportunities for public input. An annual report was sent to all Glendale households, a transportation fair was held on April 22, 2007, and a community meeting for the annual report was held on May 2, 2007.

Over the last four years, four corridor-wide public meetings and nine neighborhood public meetings have been held on the Northern Parkway.

Budget Impacts & Costs: Funds are available in the FY 2006-07 Capital Improvement Program.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$771,288.80

Account Name, Fund, Account and Line Item Number:

Northern Ave Pkwy Advance Medi, Account No. 2210-65053-550400, \$771,288.80

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the city manager to execute all documents necessary to purchase this property for the Glendale Onboard Transportation Program in an amount not to exceed \$771,288.80.

10. [INTERGOVERNMENTAL AGREEMENT AND CONTRACT FOR LEGAL SERVICES](#)

Purpose: This is a request for City Council to approve the eleventh Intergovernmental Agreement and the Contract for Legal Services with the cities of Chandler, Goodyear, Mesa and Scottsdale relating to the joint representation in settlement efforts relating to Central Arizona Water Conservation District v. United States of America, et al.

Background: This lawsuit involves the dispute between the U.S. Secretary of Interior and Arizona over the repayment obligations of the Central Arizona Project (CAP). A decision in favor of the United States could cost Glendale as much as \$600,000 to \$700,000 each year in increased CAP water costs. The judge has approved a settlement among the parties. The settlement includes several steps that must be taken before a final judgment will be entered.

The law firm of Engelman Berger, P.C. has been hired to represent the cities in this lawsuit. The attorney handling this matter is William H. Anger. Mr. Anger has successfully represented many of these same cities before the Arizona Supreme Court in matters related to the Gila River Adjudication.

Previous Council/Staff Actions: The cities entered into an Intergovernmental Agreement (IGA) effective December 1, 1995 for joint legal representation in the CAP litigation. Due to developments in the CAP litigation that were not foreseen when the IGA was adopted, the cities and the City of Peoria entered into an amendments to the IGA, including Third, Fourth, Fifth, Sixth, Seventh, Eighth, Ninth and Tenth Intergovernmental Agreements. Settlement activities have continued and the cities agree that they want continued joint legal representation to complete these settlement efforts, which will require an additional \$100,000 for this representation.

Community Benefit: As in any litigation with many parties, a large group of similarly-situated parties with common representation can have a much greater effect and reduced costs than those same parties would have individually.

Budget Impacts & Costs: The cost of representation will be equally shared by the cities. Glendale will be responsible for 20% or \$20,000 for services rendered under this contract. Funds for this project are in the Utilities Account.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$20,000

Account Name, Fund, Account and Line Item Number:

Utilities Administration Account No. 2360-17110-518200.

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the entering into of the eleventh Intergovernmental Agreement and Contract for Legal Services relating to the joint representation in the case of Central Arizona Water Conservation District v. United States of America, et al.

11. INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF WICKENBURG FOR MATERIALS RECOVERY FACILITY SERVICES

Purpose: This is a request for City Council to authorize the renewal of an intergovernmental agreement (IGA) with the Town of Wickenburg to provide Materials Recovery Facility services.

Council Strategic Goals Or Key Objectives Addressed: One of the Council's strategic goals is to manage operations in a fiscally sound manner. Increasing the material throughput at the facility reduces operating costs and increases the amount of material that is sold.

Background: In 2004, the city began processing recyclable materials for Wickenburg. This fiscal year the MRF is on pace to process 31,500 tons and of that material Wickenburg is on pace to deliver approximately 60 tons. The IGA does not include any refuse services or disposal.

The term of the proposed IGA is through June 30, 2012. There is no fee for Wickenburg to bring material nor do they share in any revenue. The IGA may be extended on terms and conditions acceptable to both Glendale and Wickenburg and continue for three additional periods of five years each. Either party may terminate the IGA, with or without cause, at any time with a sixty-day written notice to the other party.

Previous Council/Staff Actions: On December 16, 2003, Council approved an IGA with Wickenburg to provide Materials Recovery Facility services.

Community Benefit: The IGA will provide the city with the opportunity to sell additional recyclables with an estimated market value of \$8,500 in anticipated revenue.

Budget Impacts & Costs: No additional staff or equipment is required to process the material received from Wickenburg.

Recommendation: Waive reading beyond the title and adopt a resolution approving the proposed agreement with the Town of Wickenburg to provide Materials Recovery Facility services.

12. [INTERGOVERNMENTAL AGREEMENT FOR GLENDALE HIGH SCHOOL HEALTH CARE CLINIC](#)

Purpose: This is a request for City Council authorization to enter into an Intergovernmental Agreement (IGA) with Glendale Union High School District (GUHSD) for FY 2007-08, to continue operations of the school-based health clinic for the 2007-2008 school year.

The clinic at Glendale High School was established in January 2005, and provides primary health care services to medically underserved students at both Glendale High School, and Apollo High School who live in eligible census tract areas. Community Development Block Grant (CDBG) funds will be utilized for this purpose.

Council Strategic Goals or Key Objectives Addressed: Council identified programs that benefit seniors and youth as a priority to be addressed through CDBG funding. This program will help provide site-based health care to students from low- or moderate-income families who attend Glendale and Apollo High Schools.

Background: GUHSD currently operates primary health care clinics at Glendale, Independence and Sunnyslope High Schools. Partners, such as Banner Health, Valley Radiology at

Thunderbird Medical Center, and Sonora Quest Laboratories, help provide free or discounted supportive services to the clinics. The family nurse practitioner works closely with the school nurse to address student health concerns. At Glendale High School, 79% of students are eligible for a free or reduced-fee lunch. The percentage of those receiving a free or reduced-fee lunch is a primary indicator of financial disadvantage, which generally equates to an increase in health risk. Providing primary health care services at this school site helps to overcome barriers to health care experienced by many of the families who are low- or moderate-income.

Previous Council/Staff Actions: The Community Development Advisory Committee (CDAC) presented their funding recommendations to Council by memo dated February 21, 2007. After the 30-day public comment period and public hearing, Council adopted the CDAC’s funding recommendations for FY 2007-08 at the March 27, 2007 council meeting.

Community Benefit: This program, administered by the school nursing staff, will provide preventative health care and up-to-date immunizations to over 200 medically underserved Glendale students.

Budget Impacts & Costs: Council approved funding for this project during the adoption of the FY 2007-08 CDBG Annual Action Plan. These funds will be utilized to provide assessment and management of acute minor illness or injury, prescriptions, medications, physical exams, sports physicals, well-child screening, examinations, and immunizations, etc.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
X			X		\$9,993

Account Name, Fund, Account and Line Item Number:
 Glendale Union HS Care Clinic, Account No. 1320-31037-518200

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the entering into of an Intergovernmental Agreement with Glendale Union High School District for the Glendale High School Health Care Clinic.

13. [RATE ADJUSTMENTS FOR COMMERCIAL SANITATION AND LANDFILL DISPOSAL SERVICES](#)

Purpose: This is a request for City Council to adopt a resolution approving rate adjustments for commercial sanitation collection services and landfill disposal services.

Council Strategic Goals or Key Objectives Addressed: The rate adjustments will provide financial stability and enable the city to continue providing exceptional services.

Background: Since 2003, the city has been working closely with R.W. Beck, a solid waste management consultant, regarding sanitation and landfill rates. The recommendations of the study were presented at the October 5, 2004 workshop.

Consistent with the Beck study, the following landfill and commercial sanitation rate adjustments are recommended for FY 2007-08:

1. Increase the gate rate for customers disposing refuse at the landfill from \$27.25 per ton to \$29.25 per ton. The rate for the internal customers and the residents of single family and duplex dwellings will not change. The gate rate was last updated effective July 1, 2006.
2. Adjust the base service fee for two and three cubic yard front load containers by 10% and four cubic yard containers by 5%. The Associated Fees will maintain the standard premiums as currently authorized. The last fee adjustment for frontload service was made effective with the July 2003 billing.

The Sanitation rate of \$14.90 per month will not change for single family residences. Furthermore, residents of single-family and duplex dwellings who self-haul refuse to the landfill will continue to receive disposal of the first ton of waste at no charge.

Previous Council/Staff Actions: On May 24, 2005, Council approved rate adjustments for landfill disposal and commercial sanitation collection effective July 1, 2005.

Rates and fees are reviewed annually for residential, commercial and landfill services.

Community Benefit: Effective solid waste management services are critical to community health and safety. All revenues and expenses are accounted for in Enterprise Funds to ensure these essential services are financially sound. These rate adjustments provide revenues to meet expenses while keeping rates as low as possible for residents.

Recommendation: Waive reading beyond the title and adopt a resolution adjusting the rates for commercial sanitation and landfill disposal services to become effective on July 1, 2007.

PUBLIC HEARING – LAND DEVELOPMENT ACTIONS

14. [REZONING APPLICATION ZON06-03: GATEWAY CENTER – 9970 WEST GLENDALE AVENUE](#)

Purpose: This is a request by General Engineering Support, LLC, for City Council to approve a rezoning request from Agricultural (A-1) to Planned Area Development (PAD) for the property located at 9970 West Glendale Avenue.

Council Strategic Goals or Key Objectives Addressed: The proposed PAD zoning designation is the most appropriate to allow for a mixed-use development on the site. The PAD designation will allow hotels, restaurants and office space in a rapidly growing section of the city. The proposed uses are also complimentary to the Loop 101 freeway, Glendale Municipal Airport, and the sports facilities located near the property.

Background: This property is currently vacant and owned by Glendale 13.5 LLC, who will also be the developer for the site.

Previous Council/Staff Actions: The Planning Commission recommended approval of the rezoning application on April 19, 2007.

Community Benefit: The project promotes the development of vacant property, and will provide hotel, restaurant and office amenities in the area.

Public Input: On April 26, 2006, notification letters were sent to property owners within 300 feet of the site, and interested parties inviting them to a neighborhood meeting at Desert Mirage Elementary School. The neighborhood meeting was held on May 10, 2006. The applicant, several of the property owner's representatives, and the Yucca District Councilmember attended the meeting. No property owners or interested parties attended the meeting, and neither the applicant, nor the Planning Department, received written responses or telephone calls regarding the mailing.

Recommendation: Conduct a public hearing, waive reading beyond the title, and adopt the ordinance for rezoning application ZON06-03, subject to the stipulations as recommended by the Planning Commission.

15. [REZONING APPLICATION ZON07-04: 6331 & 6313 WEST LAMAR ROAD](#)

Purpose: This is a request by the Planning Commission for the City Council to approve a rezoning request from Multiple Residence (R-2) to Single Residence (R1-6) for the property located at 6331 and 6313 West Lamar Road.

Council Strategic Goals or Key Objectives Addressed: The requested rezoning would reduce the intensity of use for the property should redevelopment occur at some point in the future and would provide a zoning district that is similar in character to the existing residential neighborhood located to the east.

Background: The properties are a part of Baldwin Subdivision platted on July 15, 1952. The Glendale Light and Life Church currently occupies most of this property and was granted a conditional use permit on June 14, 1988. The surrounding community is zoned R1-6, which is consistent with the general plan residential density of 3.5 to 5 dwelling units per acre. This is a Planning Commission initiated request.

Previous Council/Staff Actions: The Planning Commission initiated this request on March 1, 2007, and recommended approval of this request at their public hearing on April 5, 2007.

Community Benefit: The rezoning will reduce the intensity of use for the properties should redevelopment occur at some point in the future and provides a zoning district that is similar in character to the surrounding neighborhood.

Public Input: Notification letters were sent to 89 property owners within 300 feet of the site as well as to other interested parties. There were two written responses from the property owners in support of the rezoning.

Recommendation: Conduct a public hearing, waive reading beyond the title and adopt an ordinance for rezoning application ZON07-04 as recommended by the Planning Commission.

16. [GENERAL PLAN AMENDMENT GPA07-02 \(RESOLUTION\) AND REZONING CASE ZON07-07 \(ORDINANCE\): OASIS PARK – 7900 WEST UTOPIA ROAD](#)

Purpose: This is a request by the Planning Commission for City Council to amend the General Plan and to rezone 8.9 acres of land located at 7900 West Utopia Road. The request will bring the parcel into conformance with the surrounding area and maintain the current character of the neighborhood.

Council Strategic Goals or Key Objectives Addressed: The proposed General Plan Land Use Designation is consistent with the current land use and surrounding neighborhood. The proposed rezoning is consistent with the General Plan and the surrounding R1-7 PRD (Single Residence, Planned Residential Development) zoning. The proposed request would make the zoning consistent with the low density, low intensity character found in the neighborhood.

Background: The 8.9 acre site is located at the Northwest corner of 79th Avenue and Utopia Road. There is no development proposed with this request. The request is a revision to the General Plan Land Use Map and the zoning map. The request was initiated by the Planning Commission.

Previous Council/Staff Actions: The Planning Commission initiated this request on March 1, 2007 and recommended approval of this request at its public hearing on April 5, 2007.

Community Benefit: Amending the General Plan and rezoning this parcel will allow the area to maintain a low density character and ensure compatibility with the surrounding neighborhood.

Public Input: Notification of this hearing was advertised in the *Glendale Star* on May 3, 2007. Fifty-five notification letters were mailed to adjacent property owners and interested parties on May 1, 2007. The Planning Commission conducted a public hearing for this request on April 5, 2007. There were no comments from the public. Staff has not received any comments regarding the request.

Recommendation: Conduct a public hearing waive reading beyond the titles and adopt a resolution for General Plan Amendment GPA07-02, and an ordinance for rezoning application ZON07-07 as recommended by the Planning Commission. Council is requested to conduct a voice vote on the resolution and conduct a roll call vote for the ordinance.

17. [REZONING APPLICATION ZON06-10: SIGNATURE AT ORANGEWOOD ESTATES - 8051 WEST ORANGEWOOD AVENUE](#)

Purpose: This is a request by Richmond American Homes for City Council to approve a request to rezone from Single Residence (R1-6) to Single Residence, Planned Residential Development

(R1-10 PRD) for a 19.8 acre property located at the southeast corner of 81st and Orangewood avenues.

Council Strategic Goals or Key Objectives Addressed: The proposed R1-10 PRD zoning adds to the city's housing stock and provides housing diversity. The development incorporates sound growth management techniques by utilizing surrounding infrastructure.

Background: Signature at Orangewood Estates consists of 45 lots on 19.8 acres at a density of 2.3 dwelling units per gross acre. Lot sizes vary from 9,000 square feet to 20,623 square feet with an average lot size of 11,876 square feet. The minimum lot width is 75 feet and the minimum lot depth is 120 feet.

Previous Council/Staff Actions: The property was annexed into the city on March 29, 2007. The Planning Commission recommended approval of ZON06-10 at its public hearing on April 5, 2007.

Community Benefit: The project promotes the development of vacant property and provides housing that is compatible with the existing development in the area.

Public Input: Notification letters were sent to 160 adjacent property owners and interested parties on May 4, 2007. There were no responses to the notification letter regarding this public hearing.

Two neighborhood meetings were held on October 23, 2006, and February 12, 2007.

A total of 160 adjacent property owners were invited to the neighborhood meeting on October 23, 2006. A total of 26 people attended the meeting. Issues discussed included completion of Myrtle Avenue, single-story homes on some lots, traffic mitigation for cut-through traffic, and the height of subdivision walls.

A total of 17 people attended a follow up meeting on February 12, 2007. The meeting was held to resolve the issues presented at the October 23, 2006, neighborhood meeting. At the meeting it was determined that Myrtle Avenue will not extend into the neighborhood; a new 8-foot block wall will replace the existing wall along the eastern property line; some lots on the east property line will be restricted to single-story homes; and the entrance on Orangewood Avenue was shifted east of the site. Additional comments were provided regarding open space and price-range of the homes.

Recommendation: Conduct a public hearing, waive reading beyond the title, and adopt an ordinance for rezoning application ZON06-10, subject to the stipulations as recommended by the Planning Commission.

BIDS AND CONTRACTS

18. ADDITIONAL FUNDING FOR BELL ROAD INTELLIGENT TRANSPORTATION SYSTEMS

Purpose: This is a request for City Council to approve the expenditure of additional funding in the amount of \$108,508 for construction of Intelligent Transportation Systems (ITS) improvements on Bell Road between 51st and 83rd avenues to cover increased construction costs of conduit and conduit installation.

Council Strategic Goals or Key Objectives Addressed: This project meets the Council strategic priorities of creating a city with high quality service for citizens. Improving and providing a more efficient transportation system within the city will assist in achieving this goal.

Background: In June 2000, Glendale completed a Traffic Management System Design Concept Report. Bell Road along with 59th and Glendale avenues was identified as the backbone for the ITS communication system. The Transportation Department has completed the construction of the 59th and Glendale avenues ITS deployment projects. This project on Bell Road is the next phase to complete the backbone system.

In order to minimize construction impacts to the traveling public and to adjacent business owners, the contractor who is selected to perform the work is precluded from roadway restrictions activities beginning November 1 through February 1. The contractor will be required to use less intrusive construction methods when installing infrastructure that crosses roadways and driveways in the project limits. Alternate work schedules, such as late evening or nighttime work will also be considered.

This project will integrate twelve traffic signals on Bell Road into the city's central system. This will bring the total number of signals in the central system up to 45 signals total out of the city's approximately 190 traffic signals. The project will also add traffic surveillance cameras to the Bell Road intersections of 67th, 75th, and 83rd avenues. These cameras allow traffic operators in the traffic management center to see traffic conditions and make changes through the central signal system.

Previous Council/Staff Actions: On February 28, 2006, Council approved an Intergovernmental Agreement for a Joint Project Agreement JPA – 05109 with the Arizona Department of Transportation for construction of intelligent transportation systems equipment along Bell Road. The agreement stated that the federal funds for construction were capped at \$665,000 and Glendale would be responsible for all additional costs associated with the project.

Community Benefit: Bell Road is the most heavily used corridor in Glendale. Installing intelligent transportation system technology along this corridor and incorporating the traffic signals on Bell Road into the central intelligent transportation system will allow for effective management of traffic and improved efficiency for the traveling public.

Budget Impacts & Costs: The total cost of the construction for the project is \$818,508. Federal funds in the amount of \$665,000 are available through a CMAQ grant administered by ADOT, resulting in a required city match totaling \$153,508. Per agreement JPA-05109, the city expended \$45,000 in general funds towards the project in December 2006. The balance of the city match is \$108,508. Funds are available for the city match in the Smart Traffic Signals Account No. 2210-65005-550800.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$108,508

Account Name, Fund, Account and Line Item Number:

Smart Traffic Signals, Account No. 2210-65005-550800

Recommendation: Approve the expenditure of additional funding in the amount of \$108,508 for construction of Intelligent Transportation Systems (ITS) improvements on Bell Road between 51st and 83rd avenues to cover increased construction costs of conduit and conduit installation.

ORDINANCES

19. [SALT RIVER PROJECT EASEMENTS](#)

Purpose: This is a request for City Council to adopt an ordinance granting the following easements in favor of Salt River Project (SRP); 1) an underground power distribution easement on the east side of 71st Avenue north of Northern Avenue; 2) an underground power distribution easement on the north side of Bethany Home Road, from Loop 101 to 91st Avenue; 3) an irrigation easement on the southwest corner of 59th and Myrtle avenues; and 4) an irrigation easement on the northwest corner of 51st and Peoria avenues.

Background: 1) The city has requested electrical service from SRP for the construction and operation of the Oasis Water Campus on the east side of 71st Avenue north of Northern Avenue. SRP agreed to accommodate this request, but requires an underground power distribution easement from the city, across city owned land, for the installation and protection of its facilities.

2) Prior to construction of Bethany Home Road, Loop 101 to 91st Avenue, the city requested SRP underground its electrical service. SRP agreed to accommodate this request, but requested an underground power distribution easement from the city, within city right-of-way, for the installation and protection of its facilities.

3) Glendale Onboard (GO) Program has begun the Downtown Pedestrian Enhancement Project, along Myrtle Avenue, between 59th and 62nd Avenues. The city requested SRP relocate its existing irrigation facilities in these locations. SRP agreed to accommodate this request and is requesting an easement to protect its facilities in the new locations.

4) Glendale Onboard (GO) Program has begun GO-8 intersection improvements along 51st Avenue, between Camelback Road and Peoria Avenue. The city requested SRP relocate its

existing irrigation facilities in these locations. SRP agreed to accommodate this request and is requesting an easement to protect its facilities in the new locations.

Recommendation: Waive reading beyond the title and adopt an ordinance authorizing the City Manager to execute the easements in favor of Salt River Project.

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 matters that 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)).