

City of Glendale Council Meeting Agenda

May 22, 2012 – 7:00 p.m.

City Council meetings are telecast live at 7:00 p.m. on the second and fourth Tuesday of the month. Repeat broadcasts are telecast the second and fourth week of the month – Wednesday at 2:30 p.m., Thursday at 8:00 a.m., Friday at 8:00 a.m., Saturday at 2:00 p.m., Sunday at 9:00 a.m. and Monday at 1:30 p.m. on Glendale Channel 11.

Welcome!

We are glad you have chosen to attend this City Council meeting. We welcome your interest and encourage you to attend again.

Form of Government

The City of Glendale has a Council-Manager form of government. Legislative policy is set by the elected Council and administered by the Council-appointed City Manager.

The City Council consists of a Mayor and six Councilmembers. The Mayor is elected every four years by voters city-wide. Councilmembers hold four-year terms with three seats decided every two years. Each of the six Councilmembers represent one of six electoral districts and are elected by the voters of their respective districts (see map on back).

Council Meeting Schedule

The Mayor and City Council hold Council meetings to take official action two times each month. These meetings are held on the second and fourth Tuesday of the month at 7:00 p.m. Regular meetings are held in the Council Chambers, Glendale Municipal Office Complex, 5850 W. Glendale Avenue.

Agendas may be obtained after 4:00 p.m. on the Friday before a Council meeting, at the City Clerk's Office in the Municipal Complex. The agenda and supporting documents are posted to the city's Internet web site, www.glendaleaz.com

Questions or Comments

If you have any questions about the agenda, please call the City Manager's Office at (623) 930-2870. If you have a concern you would like to discuss with your District Councilmember, please call (623) 930-2249, Monday - Friday, 8:00 a.m. – 5:00 p.m.

Public Rules of Conduct

The presiding officer shall keep control of the meeting and require the speakers and audience to refrain from abusive or profane remarks, disruptive outbursts, applause, protests, or other conduct which disrupts or interferes with the orderly conduct of the business of the meeting. Personal attacks on Councilmembers, city staff, or members of the public are not allowed. It is inappropriate to utilize the public hearing or other agenda item for purposes of making political speeches, including threats of political action. Engaging in such conduct, and failing to cease such conduct upon request of the presiding officer will be grounds for ending a speaker's time at the podium or for removal of any disruptive person from the meeting room, at the direction of the presiding officer.

How to Participate

The Glendale City Council values citizen comments and input. If you wish to speak on a matter concerning Glendale city government that is not on the printed agenda, please fill out a blue Citizen Comments Card located at the back of the Council Chambers and give it to the City Clerk before the meeting starts. The Mayor will call your name when the Citizen Comments portion of the agenda is reached. Because these matters are not listed on the posted agenda, the City Council may not act on the information during the meeting but may refer the matter to the City Manager for follow-up.

Public Hearings are also held on certain agenda items such as zoning cases, liquor license applications and use permits. If you wish to speak or provide written comments about a public hearing item on tonight's agenda, please fill out a gold Public Hearing Speakers Card located at the back of the Council Chambers and give it to the City Clerk before the meeting starts. The Mayor will call your name when the public hearing on the item has been opened.

When speaking at the Podium, please state your name and the city in which you reside. If you reside in the City of Glendale, please state the Council District you live in and present your comments in five minutes or less.



**** For special accommodations or interpreter assistance, please contact the City Manager's Office at (623) 930- 2870 at least one business day prior to this meeting. TDD (623) 930-2197.**

**** Para acomodacion especial o traductor de español, por favor llame a la oficina del adminsitrador del ayuntamiento de Glendale, al (623) 930-2870 un día hábil antes de la fecha de la junta.**

Councilmembers

Norma S. Alvarez - Ocotillo District
H. Philip Lieberman - Cactus District
Manuel D. Martinez - Cholla District
Joyce V. Clark - Yucca District
Yvonne J. Knaack – Barrel District



MAYOR ELAINE M. SCRUGGS

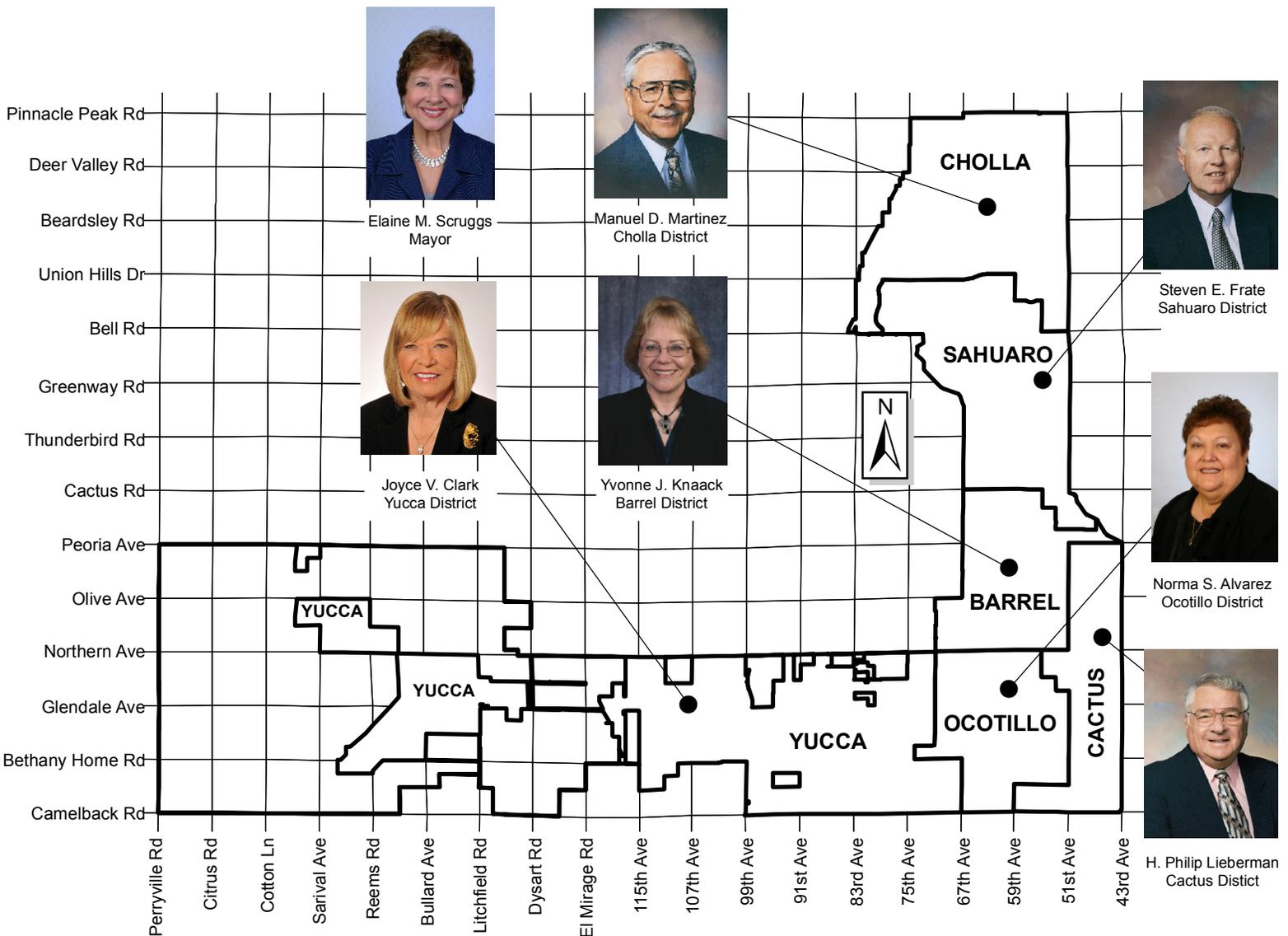
Vice Mayor Steven E. Frate - Sahuaro District

Appointed City Staff

Ed Beasley – City Manager
Craig Tindall – City Attorney
Pamela Hanna – City Clerk
Elizabeth Finn – City Judge



Council District Boundaries





GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
May 22, 2012
7:00 p.m.

CALL TO ORDER

PLEDGE OF ALLEGIANCE AND MOMENT OF SILENCE

APPROVAL OF THE [MINUTES OF May 8, 2012](#)

BOARDS, COMMISSIONS AND OTHER BODIES

[BOARDS, COMMISSIONS AND OTHER BODIES](#)

PRESENTED BY: Councilmember Joyce Clark

PROCLAMATIONS AND AWARDS

[2012 RUTH BYRNE HISTORIC PRESERVATION AWARD](#)

PRESENTED BY: Office of the Mayor

ACCEPTED BY: Ron Short

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. 5-5999, BRAVI TUSCAN KITCHEN](#)

PRESENTED BY: Susan Matousek, Revenue Administrator

2. [LIQUOR LICENSE NO. 5-6045, THE GLENDALE PUBLIC MARKET](#)

PRESENTED BY: Susan Matousek, Revenue Administrator

3. [MATERIALS RECOVERY FACILITY SORTING LINE CONTROL SYSTEM UPGRADE](#)

PRESENTED BY: Stuart Kent, Executive Director, Public Works

4. [AWARD OF PROPOSAL FOR DEVELOPMENT OF INFRASTRUCTURE IMPROVEMENT PLAN AND DEVELOPMENT IMPACT FEE REPORT](#)

PRESENTED BY: Stuart Kent, Executive Director, Public Works

CONSENT RESOLUTIONS

5. [2010 ARIZONA DEPARTMENT OF HOMELAND SECURITY GRANT REALLOCATION](#)

PRESENTED BY: Debora Black, Interim Police Chief

RESOLUTION: 4573

6. [INTERGOVERNMENTAL AGREEMENT WITH ARIZONA STATE UNIVERSITY](#)

PRESENTED BY: Debora Black, Interim Police Chief

RESOLUTION: 4574

7. [INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FLOOD CONTROL DISTRICT FOR CAMELBACK ROAD STORM DRAIN EASEMENT](#)

PRESENTED BY: Gregory Rodzenko, P.E., Acting City Engineer

RESOLUTION: 4575

RESOLUTIONS

8. [FISCAL YEAR 2012-13 TENTATIVE BUDGET](#)

PRESENTED BY: Sherry M. Schurhammer, Executive Director, Financial Services

RESOLUTION: 4576

9. [INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF TRANSPORTATION TO LEASE PROPERTY FOR A PARKING LOT AT WESTGATE CITY CENTER](#)

PRESENTED BY: Jamsheed Mehta, AICP, Executive Director, Transportation Services

RESOLUTION: 4577

BIDS AND CONTRACTS

10. [THE NEW WESTGATE, LLC TEMPORARY PARKING AGREEMENT](#)

PRESENTED BY: Brian Friedman, Economic Development Director

11. [AWARD OF BID FOR ARROWHEAD RANCH WATER RECLAMATION FACILITY ULTRAVIOLET UPGRADE AND WELL 43 MODIFICATION](#)

PRESENTED BY: Craig Johnson, P.E. Executive Director, Water Services

12. [AWARD OF PROPOSAL FOR AMERICANS WITH DISABILITIES ACCESS AUDIT OF PARKS AND RECREATION FACILITIES](#)

PRESENTED BY: Erik Strunk, Executive Director, Parks, Recreation and Library Services

13. [PURCHASE OF NEW RADIO FREQUENCY IDENTIFICATION SYSTEM FOR GLENDALE PUBLIC LIBRARY](#)

PRESENTED BY: Cheryl Kennedy, Chief Librarian

ORDINANCES

14. [PUBLIC NUISANCES ORDINANCE](#)

PRESENTED BY: Sam McAllen, Code Compliance Director

ORDINANCE: 2802

15. [FISCAL YEAR 2011-12 BUDGET AMENDMENTS](#)

PRESENTED BY: Sherry M. Schurhammer, Executive Director, Financial Services

ORDINANCE: 2803

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 AND MOMENT OF SILENCE

APPROVAL OF THE [MINUTES OF May 8, 2012](#)

BOARDS, COMMISSIONS AND OTHER BODIES

[BOARDS, COMMISSIONS AND OTHER BODIES](#)

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

Ad-Hoc Water and Sewer Task Force

Daniel Leimeter	Cholla	Appointment	05/22/2012	12/31/2012
Bob Richards	Cholla	Appointment	05/22/2012	12/31/2012

Board of Adjustment

Jack Bethel	Barrel	Reappointment	06/30/2012	06/30/2014
Jeff Blake	Mayoral	Reappointment	06/30/2012	06/30/2014
Mark “Ryan” Mander	Sahuaro	Reappointment	06/29/2012	06/29/2014
Jeff Blake – Chair	Mayoral	Reappointment	06/30/2012	06/30/2013
Cathy Cheshier – Vice Chair	Cholla	Reappointment	06/30/2012	06/30/2013

Citizens Advisory Commission on Neighborhoods

Melissa Neighbors	Cholla	Appointment	06/30/2012	06/30/2014
Jonathan Larkin	Cactus	Reappointment	06/30/2012	06/30/2014
Carl Dietzman	Ocotillo	Appointment	06/30/2012	06/30/2014
Joshua Marshall	Cactus	Appointment	06/30/2012	06/30/2014
Cathy Corella	Barrel	Appointment	06/30/2012	06/30/2014
Barbara Cole – Chair	Cactus	Appointment	06/30/2012	06/30/2013
Jonathan Larkin – Vice Chair	Cactus	Appointment	06/30/2012	06/30/2013

Citizens Transportation Oversight Commission

Dorlisa Dvorak	Barrel	Appointment	05/22/2012	07/25/2013
----------------	--------	-------------	------------	------------

Commission on Persons with Disabilities

Samuel Hoerner	Barrel	Appointment	05/22/2012	02/27/2014
Alika Kumar	Barrel	Appointment	05/22/2012	02/27/2014

Community Development Advisory Committee

Randy Miller	Barrel	Reappointment	05/22/2012	04/01/2014
--------------	--------	---------------	------------	------------

Historic Preservation Commission

Marlowe Myers Garay	Cactus	Appointment	05/22/2012	04/13/2014
---------------------	--------	-------------	------------	------------

Judicial Selection Advisory Board

Terrance Mead – AZ State Bar Sahuaro Reappointment 05/22/2012 04/23/2015

Library Advisory Board

John Fernandes – Teen Yucca Appointment 05/27/2012 05/27/2013

Recommendation: Make appointments to the boards, commissions and other bodies and administer the Oaths of Office.

PROCLAMATIONS AND AWARDS

2012 RUTH BYRNE HISTORIC PRESERVATION AWARD

Purpose: This is a request for City Council to present the 2012 Ruth Byrne Historic Preservation Award to Ron Short for his dedication to the preservation of Glendale’s historic heritage.

Background: The Ruth Byrne Historic Preservation Award was established in 1996. The purpose of the award is to recognize individuals or organizations that have made significant contributions to the preservation of Glendale’s historic and cultural resources. This prestigious award is named after Ruth Byrne, a Glendale native, in honor of her dedicated work and ongoing efforts to preserve Glendale’s history.

Each year, Council presents the award during the month of May in recognition of National Historic Preservation Month. This year four individuals were nominated for their contributions to historic preservation in Glendale. After careful review and evaluation of each nomination, the Historic Preservation Commission selected Ron Short as the award recipient.

Since his retirement from the City of Glendale in 2010, Ron has emerged as an influential advocate for historic preservation in the private sector. In his current role as Vice President of the Glendale Arizona Historical Society, Ron has been an instrumental part of a very dedicated group of people who educate and promote Glendale’s heritage.

Ron actively volunteers for the Historical Society’s “Wedding Belles,” which is the name for a group of individuals that help facilitate the rose garden weddings performed at Sahuaro Ranch Park. He organizes monthly meetings and programs for the society at historic sites such as the Glendale High School Auditorium, the C.L. Tinker House, the Beet Sugar Factory, and the Thunderbird Air Control Tower.

Recognizing the value of keeping Glendale’s history alive, Ron volunteered to write historic preservation articles for the Glendale Civic Pride Ambassadors Newsletter. He also prepared a Glendale Civic Pride Ambassadors grant application on behalf of the Glendale Arizona Historical Society for a bronze interpretative plaque for the Messinger House.

Ron was instrumental in obtaining funding through another Glendale Civic Pride Ambassadors grant application on behalf of the Glendale Arizona Historical Society for procuring historic district metal street signs for the Thunderbird Estates/McDonald Addition, which has given enormous aesthetic value to the community.

Ron assisted in organizing an annual fundraiser for Glendale's Manistee Ranch, which helped to offset the expense of maintaining the house and grounds. This event also helped create public awareness to the history of this property, which assisted the Glendale Arizona Historical Society in ensuring the preservation of Manistee Ranch. The theme for this event was called "A Day at Manistee Ranch." The event tied in nicely with the Arizona Centennial celebration.

Ron is also an active member of the Arizona Preservation Foundation, a non-profit organization that promotes statewide historic preservation. The foundation is dedicated to preserving Arizona's historical, archaeological, architectural, and cultural resources. Through this organization and the Glendale Arizona Historical Society, Ron is a participating member of the Annual Statewide Historic Preservation Conference.

Ron has gained the admiration and respect of the community through his tireless commitment to historic preservation. By sharing his knowledge, Ron has made his mark as a true champion of historic preservation. Because of his continuing support and devotion to this cause, Ron has remained an indispensable figure in the Glendale community.

Recommendation: Present the 2012 Ruth Byrne Historic Preservation Award to Ron Short for his dedication to the preservation of Glendale's historic heritage.

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. 5-5999, BRAVI TUSCAN KITCHEN](#)

Purpose: This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license for Bravi Tuscan Kitchen located at 5940 West Union Hills Drive, Suite E-100. The Arizona Department of Liquor Licenses and Control application (No. 12079090) was submitted by Odisho Koryakos Dinkha.

Background: The location of the establishment is 5940 West Union Hills Drive, Suite E-100 in the Cholla District. The property is zoned C-2 (General Commercial). The population density within a one-mile radius is 14,430. Bravi Tuscan Kitchen is currently operating with an interim permit, therefore, the approval of this license will not increase the number of liquor licenses in the area. The current number of liquor licenses within a one-mile radius is as listed below.

Series	Type	Quantity
06	Bar - All Liquor	1
09	Liquor Store - All Liquor	2
12	Restaurant	8
	Total	11

The City of Glendale Planning, Police, and Fire Departments have reviewed the application and determined that it meets all technical requirements.

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

Recommendation: Based on information provided under the background, 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. 5-6045, THE GLENDALE PUBLIC MARKET](#)

Purpose: This is a request for City Council to deny a person-to-person, location-to-location transferable series 7 (Bar - Beer and Wine) license for The Glendale Public Market located at 5650 North 55th Avenue. The Arizona Department of Liquor Licenses and Control application (No. 07070360) was submitted by Travis Allen Brown.

Background: The location of the establishment is 5650 North 55th Avenue in the Ocotillo District. The property is zoned M-2 (Heavy Industrial). The population density within a one-mile radius is 19,527. This series 7 is a new license, therefore, the approval of this license will increase the number of liquor licenses in the area by one. The current number of liquor licenses within a one-mile radius is as listed below.

Series	Type	Quantity
06	Bar - All Liquor	8
07	Bar - Beer and Wine	1
09	Liquor Store - All Liquor	4
10	Liquor Store - Beer and Wine	14
12	Restaurant	3
14	Private Club	1
	Total	31

The City of Glendale Planning and Fire Departments have reviewed the application and determined that it meets all technical requirements. However, as a result of information obtained in the course of the background investigation for this application, the Glendale Police Department is recommending denial. The recommendation is based on applicant's failure to meet the public convenience and best interest of the community requirements as set forth in A.R.S. § 4-201(I).

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

Recommendation: Based on information provided under the background, it is staff's recommendation to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of denial.

3. **MATERIALS RECOVERY FACILITY SORTING LINE CONTROL SYSTEM UPGRADE**

Purpose: This is a request for City Council to authorize the City Manager to enter into an agreement for a sole source purchase of a sorting line control system upgrade for the Materials Recovery Facility (MRF) from Advanced MRF Acquisitions Company, a subsidiary of CP Manufacturing, Inc., in an amount not to exceed \$115,537.16.

Background: During construction of the MRF in 1999, CP Manufacturing Inc. was awarded the contract to design and install the recyclables processing equipment including the sorting line control system. The electrical components, computers, and software used to operate the existing sorting line control system are copyright-protected and represent a proprietary design by CP Manufacturing Inc. This company does not license other distributors to distribute or install its software.

Due to the age of the current system and technical advances in control systems components, staff determined it would be more cost effective to upgrade both the electrical controls and the computer software program in order for the entire sorting line system to continue to function properly and efficiently. The sorting line system components must be purchased and installed through CP Manufacturing Inc. and its subsidiary company, Advanced MRF Acquisitions Company, to ensure integration and compatibility with the proprietary computer control system software. This upgrade project will extend the operational life of the MRF sorting line control system for an additional ten years or more.

The Public Works Department has submitted all necessary documentation to request a sole source procurement, and after careful review, the Materials Manager concurs that a sole source procurement is appropriate under City Code.

Previous Council/Staff Actions: In October 1999, Council awarded a contract to CP Manufacturing, Inc. for design, manufacturing and installation of the MRF processing equipment.

Budget Impacts & Costs: Funds are available in the FY 2011-12 operating budget of the Field Operations Department.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$115,537.16

<u>Account Name, Fund, Account and Line Item Number:</u> MRF Operations, Account No. 2440-17750-524400, \$115,537.16
--

Recommendation: Authorize the City Manager to enter into an agreement for a sole source purchase of a sorting line control system upgrade for the Materials Recovery Facility from Advanced MRF Acquisitions Company, a subsidiary of CP Manufacturing, Inc., in an amount not to exceed \$115,537.16.

4. [AWARD OF PROPOSAL FOR DEVELOPMENT OF INFRASTRUCTURE IMPROVEMENT PLAN AND DEVELOPMENT IMPACT FEE REPORT](#)

Purpose: This is a request for City Council to award the proposal and authorize the City Manager to enter into a professional services agreement with TischlerBise, Inc. in an amount not to exceed \$150,000 for the development of an infrastructure improvement plan and development impact fee report.

Background: Development impact fees (DIF) are one-time charges to developers that are used to offset capital costs resulting from new development that necessitate the installation of new infrastructure to serve growth in a municipality. This allows the municipality to provide the same level of service to new growth and to existing residents without shifting the cost of growth related projects to the existing residents.

On April 26, 2011, Governor Brewer signed into law Senate Bill 1525 with an effective date of January 1, 2012. The new law prohibits cities from collecting impact fees in the sanitation, landfill and general government categories. The water, sewer and roadways categories were modified as well, requiring impact fees to be applied to a specific geographic location and have a direct and beneficial relationship to the development. In addition to these specific category restrictions, impact fees cannot be collected or applied to a number of types of infrastructure including aquatic centers, arts and cultural centers, equestrian facilities, golf course facilities, and museums. For the remaining permissible categories, a municipality can only spend impact fees on certain facilities as stipulated in the law. For example, recreation facilities larger than 3,000 square feet and library facilities larger than 10,000 square feet cannot be used for impact fee calculations, nor have impact fees used for their construction or equipment. It also disallows the use of impact fees for upgrading, updating, expanding, correcting or replacing existing necessary public services to serve existing development in order to meet stricter safety, efficiency, environmental or regulatory standards.

The new law requires municipalities to replace all existing programs with fees allowable under the law, otherwise impact fees cannot be collected, and municipalities are required to adopt an Infrastructure Improvement Plan (IIP) identifying necessary public services that are the subject of development fees by August 1, 2014. To this end, the city issued a request for proposal (RFP) to engage the one-time services of a consulting firm with demonstrated experience to advise and assist with the development of an IIP, in compliance with the State of Arizona's new state statutes regarding impact fees, and to prepare and write a DIF report based on the IIP for the city. The IIP and DIF report are anticipated to be completed and ready for presentation at a Council Workshop Meeting in early 2013. The timeline allows for appropriate study, discussion, adoption and implementation in order to meet the State mandated deadline.

Three offers were received in response to RFP 12-20 Development of Impact Fees, Infrastructure Improvement Plan and Associated Documents. An evaluation committee consisting of staff from Budget, Building Safety, Planning, Public Works, and Parks, Recreation and Library reviewed the offers. Specific evaluation factors considered in the review included: scope of service capabilities and innovation, experience/capabilities of firm and staff, references, milestone and fee statement, and costs. TischlerBise Inc. was determined to be the most responsive, responsible offer. TischlerBise Inc. has completed DIF reports for Glendale in the past.

Previous Council/Staff Actions: On November 22, 2011, Council adopted an ordinance amending the city’s development impact fee schedule with an effective date of December 31, 2011.

At the September 20, 2011 Workshop meeting, staff presented Council with an update on Senate Bill 1525 and changes to the impact fee program.

Community Benefit: The IIP and DIF report are necessary for the city to be in compliance with new state statutes regarding impact fees. Further, it allows the city to determine and set impact fees so that new development will pay its proportionate share of the impact related to the development.

Public Input: On November 9, 2011, staff met with representatives of the Homebuilders Association of Central Arizona, and the Arizona Multi-Housing Association to discuss the proposed fee changes and steps required for implementing the new law by August 1, 2014. Each agency concurred with the fee schedule and expressed interest in working with city staff throughout the implementation process. The process of completing the IIP and DIF report will include meetings with the stakeholder community, and public presentations at workshop and evening Council meetings.

Budget Impacts & Costs: Funds are available in the FY 2011-12 capital improvement plan. There are no operating costs associated with this project once it is completed. Under the new State law, municipalities are allowed to use previously collected fees for development of the IIP and DIF Report.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$150,000

<u>Account Name, Fund, Account and Line Item Number:</u>
DIF Update (Fire), Account No. 1420-77001-551200, \$17,111
DIF Update (Police), Account No. 1440-77300-551200, \$18,083
DIF Update (CW Parks), Account No. 1460-72502-551200, \$4,210
DIF Update (CW Rec Facilities), Account No. 1480-72801-551200, \$4,213
DIF Update (Library), Account No. 1500-74752-551200, \$21,329
DIF Update (CW Open Space), Account No. 1520-70450-551200, \$4,210
DIF Update (Park Dev Zone 1), Account No. 1540-73102-551200, \$4,213
DIF Update (Park Dev Zone 2), Account No. 1560-73403-551200, \$4,213

DIF Update (Park Dev Zone 3), Account No. 1580-73702-551200, \$4,213
 DIF Update (Roadway Imps), Account No. 1600-67809-551200, \$41,963
 DIF Update (General Government), Account No. 1620-77753-551200, \$26,242

Recommendation: Award the proposal and authorize the City Manager to enter into a professional services agreement with TischlerBise, Inc. in an amount not to exceed \$150,000 for the development of an infrastructure improvement plan and development impact fee report.

CONSENT RESOLUTIONS

5. [2010 ARIZONA DEPARTMENT OF HOMELAND SECURITY GRANT REALLOCATION](#)

Purpose: This is a request for City Council to adopt a resolution authorizing the City Manager to accept reallocated 2010 grant funding from the Arizona Department of Homeland Security (DHS) in the approximate amount of \$115,000.

Background: DHS has unused 2010 funding and has made it available to the City of Glendale. The Police Department will use this funding to replace a Bomb Squad Emergency Response Vehicle, which will enable them to maintain a high level of preparedness. The current vehicle is due for replacement. The new vehicle will be state-of-the-art and is designed specifically to house, run, and work the specialty equipment that the bomb squad maintains.

Since 1999, Glendale has been able to leverage city funds with grant funds to enhance first responder preparedness. Grant funds have been used to purchase safety equipment to protect first responders, specialized equipment for technical operations, and equipment to enhance communication efforts, as well as to develop preparedness training and to enhance prevention and intervention programs.

Previous Council/Staff Actions: On October 25, 2011, Council approved the acceptance of Arizona Department of Homeland Security grants in the amount of \$625,859.

Budget Impacts & Costs: This is one-time funding by the Arizona Department of Homeland Security. There is no financial match required for this grant. There will be no additional ongoing costs associated with the purchase, since the Police Department is replacing a vehicle already in the fleet.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
X					\$115,000

Account Name, Fund, Account and Line Item Number:

A specific account will be established in Fund 1840, the city’s grant fund, once the agreement is fully executed.

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the City Manager to accept reallocated 2010 grant funding from the Arizona Department of Homeland Security in the approximate amount of \$115,000.

6. [INTERGOVERNMENTAL AGREEMENT WITH ARIZONA STATE UNIVERSITY](#)

Purpose: This is a request for City Council to adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement (IGA) with Arizona State University (ASU) for the Smart Policing Initiative.

Background: This IGA will allow the Police Department to collaborate with ASU's Center for Violence Prevention and Community Safety to continue the *Glendale Police Department Smart Policing Initiative* (Initiative).

Together, the Police Department and ASU will identify problems involving crime and disorder, develop and implement responses to the identified problems, and assess the impact of the implemented responses. The Initiative does not take any City of Glendale officers off of the street. ASU professors will guide and monitor the Initiative process and conduct an assessment of the outcome.

Glendale was one of two agencies nationwide that was awarded this grant due to the success with the first two-year Initiative. The first Initiative focused on reducing crime and disorder at certain convenience stores and apartment complexes. This new two-year Initiative will focus on career offenders and organized retail theft.

Community Benefit: The Initiative will allow ASU and the Police Department to continue a collaborative approach to strengthen efforts to reduce crime in neighborhoods.

Previous Council/Staff Action: On October 25, 2011, Council approved acceptance of a Smart Policing Grant from the Department of Justice Office of Justice Programs in the approximate amount of \$237,451.

Budget Impacts & Costs: All costs associated with the Initiative and this IGA are covered using funds from the Smart Policing Subgrant from the Department of Justice, Office of Justice Programs.

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement with Arizona State University for the Smart Policing Initiative.

7. [INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FLOOD CONTROL DISTRICT FOR CAMELBACK ROAD STORM DRAIN EASEMENT](#)

Purpose: This is a request for City Council to adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement (IGA) with Maricopa County Flood Control District (MCFCD), to grant the city an easement at 67th Avenue and Camelback Road.

Background: In March of 2012 the construction of the Camelback Road Storm Drain project was completed. This project is the fifth and final phase of a multi-phase construction project which included the construction of the Bethany Home Outfall Channel and the Bethany Home Road Storm Drain.

Two catch basins, which are a part of the completed storm drain, are located in a private parking lot. Easements for the two catch basins were purchased by MCFCD and are being granted to the city through an assignment of easement. The city is responsible for the maintenance of the storm drain system as part of an IGA with MCFCD. This easement will allow the city access to maintain the catch basins as part of the storm drain system.

Previous Council/Staff Actions: On September 10, 2002, Council approved an IGA with MCFCD and the cities of Phoenix and Glendale for the construction of the Bethany Home Outfall Channel, including the Camelback Road Storm Drain, for the city's share in the construction in the amount of \$9,350,000. The terms of the IGA included acceptance of the operation and maintenance of the areas within Glendale.

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement with Maricopa County Flood Control District to grant the city an easement at 67th Avenue and Camelback Road.

RESOLUTIONS

8. [FISCAL YEAR 2012-13 TENTATIVE BUDGET](#)

Purpose: This is a request for City Council to review the Fiscal Year (FY) 2012-13 tentative budget and adopt a resolution formally approving the tentative operating, capital, debt service, and contingency appropriation budget.

This is also a request for City Council to give notice of the date for public hearings on the following items:

- The FY 2012-13 final budget;
- The FY 2012-13 property tax levy and the date for the adoption of the FY 2012-13 property tax levy;

Once Council approves the tentative budget, it will be published in a newspaper of general circulation for two weeks along with a notice of public hearings on June 12, 2012 on the final budget and the property tax levy. Council's adoption of the property tax levy will occur at the June 26, 2012, meeting.

Background: Council approval of the tentative budget will set the maximum level of expenditures for FY 2012-13. Adjustments and reallocation of appropriation authority may be made after adoption of the tentative budget although the total amount of appropriation cannot be increased.

Eight Council budget workshops were conducted in February, March and April 2012 to review the draft FY 2013 budget. The City Council budget workbook was prepared to facilitate Council's review of the operating budgets for city departments. The budget workbook materials included a draft FY 2013 budget for each department.

Two of the budget workshops were conducted in April 2012 after staff incorporated revisions to departmental operating budgets that were agreed upon by Council during earlier budget workshops. These two budget workshops were used to review the City Manager's FY 2013 recommended operating budget and the City Manager's FY 2013-22 recommended capital improvement plan.

FY 2013 Operating Budget. The national recession from which the economy is gradually recovering was felt far and wide in the country. Arizona was particularly hard hit with the bursting of the real estate bubble, steep loss of jobs (particularly in the construction industry), decline in the numbers of individuals moving to the state, and a noticeable fall-off in the state's important tourism industry. The clearest evidence of the recession's impact is in the city's General Fund (GF) ongoing revenue. It peaked at \$184.2M in FY 2008 and is expected to bottom out in the current FY at about \$138M; this is a decline of almost \$46.2M or 25% in the city's GF ongoing revenue.

As a result of this steep drop off in ongoing revenue, FY 2013 is the fourth consecutive year that the GF shows a sizeable shortfall between GF ongoing revenue and GF ongoing expenses including transfers. The annual shortfalls (before balancing measures were implemented) that were presented as part of each FY's City Manager's recommended budget are indicated below:

- FY 2010 identified a \$14.4M shortfall
- FY 2011 identified a \$31.6M shortfall
- FY 2012 identified a \$27.1M shortfall
- FY 2013 identifies a \$35M shortfall

The two principal balancing actions used to address the GF operating deficits were streamlining service delivery and using GF fund balance to offset GF deficits based on a strategic, business-based approach that was phased in over time. This resulted in a mix of ongoing and one-time measures each FY to balance GF ongoing operating expenses, including transfers, against GF ongoing operating revenues.

For example, through mid-January 2012, GF staffing has been reduced by 273 FTEs, an 18% reduction from the FY 2009 peak staffing level of 1,501 FTEs, to 1,228 FTEs. Accompanying these staff reductions have been service and program modifications. Impacts to essential health and safety related services and programs have been minimized.

The FY 2013 recommended operating and capital budgets provide a multi-year path to improved financial stability as the economy improves and the city grows out of the challenges caused by the recession. The recommended budgets also are based on Council's continued vision of one community, and the supporting strategic goals.

On the operating side, the recommended budget provides for:

- Gradual rebuilding of GF fund balance to address the declining GF fund balance.
- Continuation of debt service restructuring to establish a payment stream that is more in line with available resources.
- Continued evaluation of departmental operations to increase effectiveness (adding value) and efficiency (maximizing resources) with reductions in ongoing expenditures where possible.
- Continued stable funding for public safety.
- End of employee furloughs and Memorandum of Understanding deferrals.
- Incorporation of retirement rate changes into the base budget.

The multi-year path to improved financial stability for the FY 2013 operating budget includes a transaction privilege (sales) tax rate increase of 0.7% to the city's undesignated portion of the rate. This increase will occur across all eligible sales tax categories and will become effective August 1, 2012. Given the information available in March 2012, a five-year forecast of revenues and expenditures that included the additional revenue expected from this action show the General Fund operating budget will return to a healthier position in approximately five fiscal years (2017). This forecast shows a projected ending fund balance of \$14M for the General Fund in 2017. Based on this forecast, Council should explore the possibility of repealing all or some of the tax increase at that time.

Other revenue enhancements to be implemented with the FY 2013 budget include an increase to the transient lodging rate (bed tax) from 3.4% to 5.0% with the increased revenue allocated for tourism promotion and related expenses. Other revenue enhancements to be implemented with the FY 2013 budget include adjustments to various fees for the use of the Civic Center and the Parks, Recreation and Library Department programs and services.

Highlights of the FY 2013 budget include no rate increases for water/sewer or sanitation and landfill services, as well as continuation of:

- Current operating hours for the city's libraries;
- Swim programs at the city's two aquatic facilities, Rose Lane Aquatic Center and Foothills Recreation and Aquatic Facility;
- Funding for filled sworn positions in police and fire; and
- Operating hours and maintenance for existing parks and sports fields.

FY 2013 Capital Budget. On the capital side, the recommended budget provides for a path to improved financial stability for the general obligation (G.O.) bond program that includes a secondary property tax rate increase of 0.3054 for FY 2013. As presented to Council during the

April 23, 2012 budget workshop and in the City Manager's Recommended FY 2013-22 Capital Improvement Plan memo, the FY 2013 secondary property tax rate increase of 0.3054 is step one of a two-step rate increase that will be staggered over two FYs, with step two being implemented for FY 2014 after Council's review.

The higher secondary rates are expected to be in effect through FY 2017 based on the most current information available about future assessed valuation for property within Glendale's corporate limits. These higher rates are required to pay for existing debt service for the G.O. bond program; no new G.O. bond sales are planned through FY 2017.

This rate change means the city's secondary rate will increase from \$1.3699/\$100 of assessed valuation to \$1.6753; the city's primary property tax rate will remain unchanged at \$0.2252/\$100 of assessed valuation. The city's total property tax rate will change from \$1.5951 to \$1.9005/\$100 of assessed valuation.

One widespread and long-lasting impact of the recent recession is the unprecedented decline in real estate values. While this is true across the country, Arizona is consistently categorized as one of the hardest hit states for real estate value declines, along with California, Nevada and Florida. In Glendale, the impact has been especially challenging. The downward trend is expected to continue through FY 2014, the fifth consecutive year of property valuation decline, when Glendale's secondary assessed valuation is estimated to drop to \$1.05B (the FY 2014 figure is based on the preliminary notices from the Maricopa County Assessor's Office). The \$1.05B low will represent a 52% decline from the peak of \$2.2B in FY 2009. This unprecedented decline was unimaginable just a few years ago and certainly could not have been predicted based on a long history of changes in assessed valuation.

Organizational Changes to be Incorporated into the FY 2013 Operating Budget. Effective with the FY 2013 final budget, the following organizational changes will be made to realign operations to more closely match the needs of our external and internal customers and to reflect changes to processes to make them even more effective and efficient:

- The Materials Management (purchasing) Division will move from the Compliance and Asset Management Department to the Financial Services Department. This move protects the independence and impartiality of the audit staff.
- The Materials Control Warehouse Division will move from the Compliance and Asset Management Department to the Public Works Department. This relocation pairs similar operations together for greater synergy within Public Works.
- As a result of the changes addressed in the prior two bullet points, the name of the Compliance and Asset Management Department will change to the Internal Audit Department.

- The Mapping and Records Division will move from the Public Works Department to the Planning Division within the Community and Economic Development Department (see below). This relocation pairs similar GIS and mapping operations together for greater synergy.
- In an effort to provide more seamless continuity for development projects from inception to certificate of occupancy, as well as increase communication and customer service for both internal and external clients, the current Planning and Building Safety Departments will move from the development services area to report through the current Economic Development Department. As a result of this change, the current Economic Development, Building Safety and Planning Departments will be combined and work collectively under the new Community and Economic Development Department to provide an opportunity to be even more effective and responsive to businesses despite the significant combined reduction in workforce.
- As a result of the changes addressed in the prior bullet point, the current Development, Neighborhood and Human Services Department will change to the Neighborhood and Human Services Department. In addition, the remaining staff and functions of the current Neighborhood Partnership Office will move to the Code Compliance work group.
- The emergency management component of the homeland security function in the Police Department will move to the Fire Department; the Police Department will retain the homeland security component within its other operations

The FY 2013 budget reflects the reorganization that became effective in June 2011 with the revisions identified in the preceding bullet points. The resulting departments, therefore, are the following for FY 2013 (in alphabetical order):

- City Attorney's Office
- City Clerk Department
- City Court Department
- City Manager Department
- Communications Department
- Community and Economic Development Department
- Financial Services Department
- Fire Services Department
- Human Resources and Risk Management Department
- Intergovernmental Programs Department
- Internal Audit Department
- Mayor and Council
- Neighborhood and Human Services Department
- Non-Departmental
- Parks, Recreation and Library Department
- Police Services Department
- Public Works Department

- Technology and Innovation Department
- Transportation Services Department and
- Water Services Department.

Previous Council/Staff Actions:

The 8th budget workshop occurred on April 23, 2012.

The 7th budget workshop occurred on April 17, 2012.

The 6th budget workshop occurred on April 3, 2012.

The 5th budget workshop occurred on March 20, 2012.

The 4th budget workshop occurred on March 6, 2012.

The 3rd budget workshop occurred on February 28, 2012.

The 2nd budget workshop occurred on February 21, 2012.

The 1st budget workshop occurred on February 14, 2012.

At the January 10, 2012 Council meeting, an ordinance was adopted authorizing the refunding/restructuring of outstanding water/sewer revenue obligations and Municipal Property Corporation (MPC) excise tax revenue bonds and authorizing the issuance of these bonds in an amount not to exceed \$99 million and \$70 million respectively.

At the January 3, 2012 Council workshop, staff presented the debt management plan and options related to refinancing outstanding MPC debt and refunding outstanding water/sewer debt.

Community Benefit: Glendale's budget is an important financial, planning and public communication tool. It gives residents and businesses a clear and concise view of the city's direction for public services, operations and capital facilities and equipment. It also provides the community with a better understanding of the city's ongoing needs for stable revenue sources to fund public services, ongoing operations, and capital facilities and equipment.

The budget provides Council, residents and businesses with a means to evaluate the city's financial stability.

Public Input: The material that was reviewed in the budget workshops is contained in the budget book posted with today's meeting agenda.

Budget Impacts & Costs: The annual budget (all funds) for the city is divided into four major components that include all appropriations. The total budget, including all four components, is \$579 million for FY 2013. The four components and their respective total amounts for FY 2013 are as follows:

- The *operating budget* finances the day-to-day provision of city services and totals \$347.7 million.
- The *capital improvement budget* funds the construction and repair of city assets including roads, public amenities and other infrastructure throughout the city. The capital improvement budget totals \$106.2 million.

- The *debt service budget* is used to repay money borrowed by the city, primarily for capital improvements, and amounts to \$86 million.
- The final component of the budget is the *contingency appropriation*, which is made up of fund reserves and is available to cover emergency expenses or revenue shortages should they arise during the fiscal year. The contingency appropriation for this fiscal year totals \$39.1 million.

The total budget of \$579 million represents a decrease of 9.2% from the FY 2012 total budget of \$638 million. The decrease is the result of operating and capital budget reductions to address constrained revenues.

Recommendation: Waive reading beyond the title and adopt a resolution approving the FY 2012-13 tentative budget; directing publication of the tentative budget; and giving notice of the date for public hearings on the final budget and property tax levy and the date for the adoption of the property tax levy.

9. [INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF TRANSPORTATION TO LEASE PROPERTY FOR A PARKING LOT AT WESTGATE CITY CENTER](#)

Purpose: This is a request for City Council to adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement (IGA) with the Arizona Department of Transportation (ADOT) for the lease of 9.84 acres of property at the southeast corner of Glendale Avenue and Loop 101.

Background: The city is required to provide parking spaces at Westgate City Center through its agreements with the Arizona Sports and Tourism Authority (AZSTA), the Arizona Cardinals (Cardinals), Coyote Center Development, LLC and Arena Development, LLC. Until full build-out of this Planned Area Development (PAD), it has always been the understanding of the parties involved that this parking will be relocated as necessary to accommodate construction while maintaining the minimum number of spaces required. With the construction of the Tanger Factory Outlet Center, alternative parking spaces have been identified to meet the city's obligation for adequate parking for major events in the Sports and Entertainment District.

One of the three parcels identified for this purpose is a 9.84-acre parcel owned by ADOT. ADOT staff supports the city's intended use of the property. However, if ADOT needs the parcel for transportation purposes, the parcel will revert back to ADOT.

This lot is located at the southeast corner of Glendale Avenue and Loop 101. This parcel will provide an estimated 1,087 parking spaces. The rental rate will be \$9,045 per year, and the lease will be automatically extended each year for an indefinite period.

Previous Council/Staff Actions: On September 28, 2004, Council adopted a resolution authorizing the entering into of a Memorandum of Agreement with the Arizona Cardinals and the AZSTA for a multiuse stadium and related improvements.

On May 27, 2003, Council authorized the approval of the Parking License and Agreement with Covenants, Conditions and Restrictions with the AZSTA and the Arizona Cardinals. That agreement was amended on August 15, 2005.

Budget Impacts & Costs: Funds are available in the FY 2011-12 capital improvement plan. The cost of lighting is estimated at \$1,000 per evening event and these funds are available in the Stadium, Fiesta Bowl, and Arena Transportation Operation accounts.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$9,045

<u>Account Name, Fund, Account and Line Item Number:</u> New Development Infrastructure, Account No. 2100-84407-550800, \$9,045

Recommendation: Waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement with the Arizona Department of Transportation for the lease of 9.84 acres of property at the southeast corner of Glendale Avenue and Loop 101.

BIDS AND CONTRACTS

10. [THE NEW WESTGATE, LLC TEMPORARY PARKING AGREEMENT](#)

Purpose: This is a request for City Council to authorize the City Manager to enter into a temporary parking agreement with The New Westgate, LLC (TNW) for the use of Lot 5 of Westgate generally located south of the southwest corner of Glendale and 91st Avenues.

Background: The city is required to provide parking spaces at Westgate City Center through its agreements with the Arizona Sports and Tourism Authority (AZSTA), the Arizona Cardinals, Coyote Center Development, LLC and Arena Development, LLC. Until full build out of this Planned Area Development (PAD), it has always been the understanding of the parties involved that this parking will be relocated as necessary to accommodate construction while maintaining the minimum number of spaces required. With the construction of the Tanger Factory Outlet Center, alternative parking spaces have been identified to meet the city’s obligation for adequate parking for major events in the Sports and Entertainment District.

One of the three parcels identified for this purpose is Lot 5 of Westgate owned by TNW. Lot 5 is generally located south of the southwest corner of Glendale and 91st Avenues. This parcel will provide an estimated 1,648 parking spaces. The initial use of this lot is for one year with this temporary parking agreement expiring on June 30, 2013.

The city agrees to reimburse TNW for the 1,648 temporary spaces in an amount equal to 50% of the construction and paving costs. The city will also reimburse TNW for 50% of the costs of maintaining the 1,648 temporary spaces. The city will pay 50% of the costs of the portable

temporary lighting fixtures used to light the 1,648 temporary spaces, including maintenance costs of such lighting equipment and provision of fuel. The city will also reimburse TNW for the full cost real estate taxes on the property for tax year 2012.

Previous Council/Staff Actions: On September 28, 2004, Council adopted a resolution authorizing the entering into of a Memorandum of Agreement with the Arizona Cardinals and the AZSTA for a multiuse stadium and related improvements.

On May 27, 2003, Council authorized the approval of the Parking License and Agreement with Covenants, Conditions and Restrictions with the AZSTA and the Arizona Cardinals. That agreement was amended on August 15, 2005.

Budget Impacts & Costs: Funds are available in the FY 2011-12 capital improvement plan. The associated lease cost of \$106,000 is an estimate subject to change as it is based on the rate equal to the full cost real estate taxes on the property for tax year 2012. The city estimates \$250,000 will cover the city’s obligated reimbursements to TNW per the agreement.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$356,000

Account Name, Fund, Account and Line Item Number:
 New Development Infrastructure, Account No. 2100-84407-550800, \$356,000

Recommendation: Authorize the City Manager to enter into a temporary parking lease agreement with The New Westgate, LLC for the use of Lot 5 of Westgate generally located south of the southwest corner of Glendale and 91st Avenues.

11. [AWARD OF BID FOR ARROWHEAD RANCH WATER RECLAMATION FACILITY ULTRAVIOLET UPGRADE AND WELL 43 MODIFICATION](#)

Purpose: This is a request for City Council to award a bid and authorize the City Manager to enter into a construction agreement with MGC Contractors, Inc. in an amount not to exceed \$2,721,871 for the construction of an upgraded ultraviolet disinfection system at the Arrowhead Ranch Water Reclamation Facility (ARWRF) and for equipment and installation of a variable frequency drive at Well 43.

Background: In November 2009, the City of Glendale received federal stimulus funding through the Energy Efficiency and Conservation Block Grant (EECBG) program, managed by the United States Department of Energy, for several energy related projects throughout the city.

Two of the projects submitted by the Water Services Department included the design and procurement of an energy efficient ultraviolet (UV) system upgrade at the ARWRF, and energy efficient equipment at Well 43.

Total equipment and initial system testing, design costs, and construction for the two projects are anticipated to be \$5,130,132. The table below shows detail of the funding sources.

Activity Description	EECBG Funding	Water Services Capital Improvement Project Funding	Total
UV Equipment and Initial Systems Testing for ARWRF-Trojan Technologies	\$806,000	\$325,357	\$1,131,357
Design and Construction Administration for ARWRF and Well 43-Black and Veatch Corp	\$202,500	\$1,074,404	\$1,276,904
Equipment and Installation for Well 43 and Installation of UV equipment for ARWRF-MCG Contractors, Inc. Construction	\$75,000	\$2,646,871	\$2,721,871
Total Grant and CIP Funding	\$1,083,500	\$4,046,632	\$5,130,132

The UV system project will replace the existing system with energy efficient low pressure UV lamps. The UV equipment purchases and professional services for design have been completed. Remaining is the construction and initial system testing of the two projects.

These improvements will reduce electrical and maintenance costs, enhance disinfection system reliability, and ensure continued regulatory compliance. The upgraded UV system is estimated to save \$200,000 annually in operating costs. In addition, the Well 43 equipment will increase efficiency, and will save an estimated \$20,000 annually in operating costs.

An Invitation for Bid was issued, and four bids were received. MGC Contractors, Inc. submitted the lowest responsive and qualified bid.

Previous Council/Staff Actions: On June 14, 2011, a construction agreement with Trojan Technologies for furnishing ultraviolet equipment and initial system testing was approved by Council.

On August 31, 2010, Council authorized the City Manager to enter into a professional services agreement with Black & Veatch Corporation to provide design and construction administration services for ultraviolet disinfection system upgrades at the ARWRF and the Well 43 variable frequency drive addition.

On March 23, 2010, Council adopted a resolution authorizing the City Manager to accept the EECBG funding in the amount of \$2,324,000.

Community Benefit: The ultraviolet disinfection system upgrade will benefit the community by continuing to provide energy efficient high-quality effluent water to customers in the area.

Budget Impacts & Costs: Funding is available through the EECBG program and the Water Services Department FY 2011-12 capital improvement plan. Well 43 grant funding is available in the amount of \$75,000 with the remaining project funds of \$2,646,871 being paid by the Water Services Department. Operating costs, once installations are completed, will be reduced with anticipated cost savings of \$220,000 annually.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
X	X		X		\$2,721,871

Account Name, Fund, Account and Line Item Number:

Well 43 Variable Frequency Drive Retrofit, Account No. 1842-37061-518200, \$75,000
 Arrwhd Wtr Reclam Fac Imps, Account No. 2360-60007-550800, \$2,646,871

Recommendation: Award the bid and authorize the City Manager to enter into a construction agreement with MGC Contractors, Inc. in an amount not to exceed \$2,721,871 for construction of an upgraded ultraviolet disinfection system at the Arrowhead Ranch Water Reclamation Facility and for equipment and installation of a variable frequency drive at Well 43.

12. AWARD OF PROPOSAL FOR AMERICANS WITH DISABILITIES ACCESS AUDIT OF PARKS AND RECREATION FACILITIES

Purpose: This is a request for City Council to award the proposal and authorize the City Manager to enter into a professional services agreement with Recreation Accessibility Consultants, LLC for an Americans with Disabilities Act (ADA) access audit of parks and recreation facilities in order to meet Title II of the 2010 Design Standards issued by the Department of Justice (DOJ).

Background: In September 2010, the DOJ published new, national, ADA design standards that require all jurisdictions with parks and recreation facilities to comply. The regulations call for enforceable accessibility standards known as the “2010 ADA Standards for Accessible Design.” By issuing this ruling, the DOJ requires each jurisdiction with parks and recreation facilities to conduct an audit and develop an action plan for compliance with the new rule, which took effect on March 15, 2012. The ruling affects more than 80,000 departments of state and local government and their respective parks and recreation facilities.

The request for proposal 12-23 was developed and advertised to solicit interested businesses to conduct a comprehensive accessibility audit of 91 parks and city facilities. Five firms from across the country responded. The firm of Recreation Accessibility Consultants, LLC was selected as the most responsive offer. Recreation Accessibility Consultants, LLC is nationally

recognized for their work with public and private agencies regarding compliance with the ADA access and inclusion mandates.

This ADA access audit of parks and other facilities will provide a complete inventory, an agency-wide summary report, and a prioritized transition plan in order to meet Title II regulations of the ADA. The scope of the audit will include playgrounds, sports fields, tennis courts, swimming pools, golf courses and other recreation facilities.

Community Benefit: The audit will assist the city to develop a long-term plan of action with regard to the new ADA design requirements. This will ensure compliance with the new regulations and a Glendale parks and recreation system that strives to be open and accessible to all Glendale residents and visitors.

Public Input: Interested persons, including individuals with disabilities or organizations representing individuals with disabilities, will have an opportunity to participate in the self-evaluation process by submitting comments. This project will also be reviewed and discussed with the Parks and Recreation Advisory Commission.

Budget Impacts & Costs: There is sufficient fund balance in the Parks and Recreation Self Sustaining budget to pay the \$98,646 required for the audit. Appropriation will be transferred from Parks and Recreation grant appropriation 1840-35004-510200.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
				X	\$98,646

Account Name, Fund, Account and Line Item Number:
 Parks & Recreation Self Sustaining, Account No. 1880-14820-518200, \$98,646

Recommendation: Award the proposal and authorize the City Manager to enter into a professional services agreement with Recreation Accessibility Consultants, LLC for an Americans with Disabilities Act access audit of parks and recreation facilities in order to meet Title II of the 2010 Design Standards issued by the Department of Justice.

13. [PURCHASE OF NEW RADIO FREQUENCY IDENTIFICATION SYSTEM FOR GLENDALE PUBLIC LIBRARY](#)

Purpose: This is a request for City Council to authorize the City Manager to enter into a sole source purchase agreement with 3M in an amount not to exceed \$318,972.66 for the purchase of a Radio Frequency Identification System (RFID) and operating accessories for the Glendale Public Library.

Background: The City of Glendale library system currently utilizes a barcode and “tattle-tape” system in the circulation of its library materials. This system is no longer efficient as every item has to be physically handled to be circulated (there were approximately 2,134,361 items circulated by the Library system in 2011). In keeping with industry best practices and to ensure

excellent customer service to the city's library patrons, a more efficient, less labor intensive, circulation technology is needed.

RFID is a technology that remotely stores and retrieves data using devices called RFID tags that can easily be incorporated into library materials such as books, DVD's and CD's. The tag is a programmable micro-chip and antenna. RFID allows the use of a single label for both circulation and security. When newly acquired media are entered into the collection, only one tag needs to be attached. Staff productivity would improve as entire bins of books could be checked-in by a large RFID reader or via a hand-held portable scanner. RFID is basically a technology that reduces the frequency in which materials must be handled to one time, resulting in better customer service and enhanced staff productivity.

The advantages of an RFID system are:

- **Enhanced Customer Service** – Library patrons will be able to check-out multiple items at the same time by moving them across a checkout pad without opening or handling the materials. Under the current system, barcode reading requires the patron to align the barcode with the infrared beam on every item as one barcode can only be read at a time.
- **Misplaced Items** - This capability is seen as increasing service to patrons who place “holds” on items by making it easier for staff to find the requested items. It has the potential to reduce the staff time spent searching for items that are listed as inventory, but cannot immediately be located.
- **System Mobility** - RFID offers the ability to perform inventories using hand-held scanners. This allows a library to do an inventory without having to remove items from the shelves as is necessary when doing an inventory on bar-coded items which involves lists being corrected manually and then transferred to the database by hand. Inventory, tracking of lost items, shelf reading and all work associated with checking the shelves become much easier using the portable readers.

This technology has been used to enhance library services throughout the nation and is currently used at other library systems in the Valley (Chandler, Maricopa County Library District, Mesa, Peoria, Phoenix, and Scottsdale).

The Library currently owns 3M Self-Check machines that are RFID ready. Given its compatibility with existing equipment, the uniqueness of the item, proprietary specifications, unique service, and cost savings to the city, the rest of the RFID equipment will be purchased from 3M as a sole source purchase.

The library has submitted all necessary documentation to request sole source procurement, and after careful review, the Materials Manager concurs that a sole source procurement is appropriate under City Code.

Previous Council/Staff Actions: As RFID technology has been acquired and implemented nationally and locally, it has been presented to the Library Advisory Board on numerous

occasions. The Board has been supportive of its acquisition and implementation for the Glendale Library System. The acquisition of this new technology was also discussed as a part of the recent city budget review process and the savings in staff time have been factored into the Library’s FY13 operating budget.

Community Benefit: Utilizing RFID will promote department efficiency and better meet customer service needs of patrons and staff. It will result in more staff time available to provide direct assistance to library patrons, and enable staff to work more efficiently.

Budget Impacts & Costs: Funding is available in the FY 2011-12 Library Book Fund budget for the purchase of the RFID system. No additional money from the General Fund will be needed for annual operating and maintenance costs as it will be covered in the existing Library Book Fund budget.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$318,972.66

<u>Account Name, Fund, Account and Line Item Number:</u> Library Book Fund, Account No. 1260-15410-551400, \$318,972.66

Recommendation: Authorize the City Manager to enter into a sole source purchase agreement with 3M in an amount not to exceed \$318,972.66 for the purchase of a Radio Frequency Identification System and operating accessories for the Glendale Public Library.

ORDINANCES

14. [PUBLIC NUISANCES ORDINANCE](#)

Purpose: This is a request for City Council to adopt an ordinance amending Glendale City Code Chapter 25 relating to animal noise, odor or excessive noise.

Background: A review of current City Code provisions related to dog barking, odor, and excessive noise were found to need further clarification by the City Court, City Prosecutor’s Office, and Code Compliance Department. This matter was discussed at City Council workshops on October 4, 2011 and May 1, 2012. Council provided input to expand ordinance provisions associated with dog barking to address noises made by all animals, and specified that two or more independent witnesses who are not related must be negatively impacted by animal noise, odor or excessive noise to support public nuisance violations. Based upon the input provided by Council, staff recommends amending Glendale City Code Chapter 25 to clarify the respective provisions.

Previous Council/Staff Actions: On May 1, 2012 and October 4, 2011, during regular workshop sessions, Council provided input regarding proposed amendments of Glendale City Code Chapter 25 relating to public nuisances.

On February 27, 2001, Council adopted Ordinance No. 2186, New Series, addressing dog barking noises, odors and excessive noises.

Community Benefit: Amending City Code Chapter 25 enhances the city's ability to take enforcement action, if voluntary compliance is not obtained, related to animal noise, odor and excessive noise violations that are negatively impacting Glendale residents.

Recommendation: Waive reading beyond the title and adopt an ordinance amending Glendale City Code Chapter 25 relating to animal noise, odor or excessive noise.

15. [FISCAL YEAR 2011-12 BUDGET AMENDMENTS](#)

Purpose: This is a request for City Council to adopt an ordinance approving the Fiscal Year (FY) 2011-12 budget amendments.

Background: A budget amendment is a transfer of appropriation authority and most amendments are done to reconcile the prior fiscal year's actual savings with requested carryover. Overall, the City of Glendale's total FY 2011-12 budget appropriation across all funds is unchanged.

Most of the budget amendments are associated with capital projects. During the course of FY 2010-11, capital project carryover was reconciled to actual savings from the prior fiscal year. When departments prepared their FY 2010-11 capital project budgets, they estimated their amount of carryover savings. The Financial Services Department subsequently reconciled each department's actual savings from the prior fiscal year with their estimated carryover budget for FY 2010-11 and then increased or decreased their budgets accordingly.

Other budget amendments are associated with appropriation changes between departments to accommodate actual spending activity. The budget represents a plan for spending and is established several months before the current FY commenced. As actual spending activity occurs, transfers of appropriation authority within and between departments is required to reflect changes to the initial spending plan. The causes of changes to the initial spending plan can be summarized as follows: unexpected expenses arise due to unforeseen circumstances and planned spending does not occur as work plans are modified to address changing circumstances.

Previous Council/Staff Actions: Council approved a similar ordinance for FY 2010-11 on January 24, 2012.

Budget Impacts & Costs: Overall, the City of Glendale's total FY 2011-12 budget appropriation across all funds remain unchanged.

Recommendation: Waive reading beyond the title and adopt an ordinance approving the FY 2011-12 budget amendments.

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))**