



**GLENDALE CITY COUNCIL MEETING  
Council Chambers  
5850 West Glendale Avenue  
June 12, 2007  
7:00 p.m.**

**CALL TO ORDER – PLEDGE OF ALLEGIANCE**

**APPROVAL OF THE [MINUTES OF MAY 22, 2007](#)**

**PROCLAMATIONS AND AWARDS**

[RECOGNITION OF COMMUNITY SERVICE FOR PLANNING COMMISSIONERS  
RICHARD SCHWARTZ AND DANIEL DREW](#)

[CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING](#)

**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 stated your name, address and item you wish to discuss.**

1. [LIQUOR LICENSE NO. 3-1119 TANDOORI TIMES 2 INDIAN BISTRO](#)
2. [LIQUOR LICENSE NO. 3-1122 LUNA PIZZA](#)
3. [AWARD OF CONSTRUCTION CONTRACT FOR DOWNTOWN PARKING  
STRUCTURE – PHASE II](#)
4. [AWARD OF PROPOSAL 07-06, BUS STOP POWER WASHING](#)
5. [AWARD OF BID 07-05, STREETLIGHT AND AREA LIGHTING MAINTENANCE](#)
6. [AWARD OF PROPOSAL 07-07, DIGITAL ARCHIVE WRITER](#)
7. [AWARD OF CONTRACTS FOR UTILITY CUTS AND CONCRETE WORK](#)

8. [AWARD OF PARK CONSTRUCTION CONTRACT: 63<sup>RD</sup> AVENUE AND BUTLER DRIVE](#)

### **CONSENT RESOLUTIONS**

9. [NOTICE OF SPECIAL ELECTION SEPTEMBER 11, 2007](#)
10. [INDUSTRIAL COMMISSION OF ARIZONA WORKERS' COMPENSATION EXEMPTION](#)
11. [ROADWAY AND UTILITY EASEMENT AGREEMENT WITH THE BUREAU OF RECLAMATION](#)
12. [ARIZONA ATTORNEY GENERAL'S OFFICE VICTIM'S RIGHTS PROGRAM GRANT](#)
13. [RESOLUTION PROMULGATING THE REVISED EMERGENCY OPERATIONS PLAN](#)
14. [INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FOR THE CDBG SPECIAL TRANSPORTATION SERVICES PROGRAM](#)
15. [INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY TO PROVIDE SPECIAL TRANSPORTATION SERVICES-GO! TRANSPORTATION PROGRAM](#)
16. [INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FEDERAL TRANSIT ADMINISTRATION GRANT FUNDS](#)
17. [MARICOPA ASSOCIATION OF GOVERNMENTS' 2007 AIR QUALITY PLAN FOR PARTICULATE MATTER: GLENDALE COMMITMENTS](#)
18. [ACQUISITION OF RIGHT-OF-WAY FOR THE GLENDALE ONBOARD TRANSPORTATION PROGRAM](#)
19. [AUTHORIZATION TO SELL GENERAL OBLIGATION BONDS](#)

### **ORDINANCES**

20. [WATER AND SEWER REVENUE OBLIGATIONS](#)
21. [DEDICATION OF RIGHT-OF-WAY: ESCUDA ROAD EAST OF 53rd AVENUE](#)
22. [SALT RIVER PROJECT EASEMENT](#)

### **PUBLIC HEARING RESOLUTIONS**

23. [FISCAL YEAR 2007-08 PRELIMINARY BUDGET](#)

## 24. PROPOSED INCREASE IN WATER AND SEWER RATES

### 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 22, 2007](#)

## PROCLAMATIONS AND AWARDS

### [RECOGNITION OF COMMUNITY SERVICE FOR PLANNING COMMISSIONERS RICHARD SCHWARTZ AND DANIEL DREW](#)

**Purpose:** This is a request for City Council to recognize Mr. Richard Schwartz and Mr. Daniel Drew for their dedicated service to the Glendale Planning Commission.

**Background:** The Glendale Planning Commission analyzes, reviews, and makes recommendations to the City Council regarding land use and development issues. Planning Commission members serve the public interest by representing the community as a whole. Planning Commissioners have the unique opportunity to shape the present and future quality of Glendale by making decisions and recommendations that can have long-term impacts on the community.

Mr. Schwartz served on the Planning Commission from 2003 to 2007. He served one year as Chair of the Commission. Mr. Drew served on the Planning Commission from 2003 to 2007.

**Recommendation:** Present plaques to Mr. Richard Schwartz and Mr. Daniel Drew for outstanding contributions and dedication to serving the citizens of Glendale.

### [CERTIFICATE OF ACHIEVEMENT FOR EXCELLENCE IN FINANCIAL REPORTING](#)

**Purpose:** This is a request for City Council to accept the Certificate of Achievement for Excellence in Financial Reporting award for the city's Comprehensive Annual Financial Report (CAFR) for FY 2005-06.

**Background:** The Government Finance Officers Association of the United States and Canada (GFOA) recently issued the plaque awarding a Certificate of Achievement for Excellence in Financial Reporting for the city's Comprehensive Annual Financial Report for the FY ending June 30, 2006.

**Previous Council/Staff Actions:** This award is presented to the city for the nineteenth consecutive time.

**Community Benefit:** Each year a CAFR is prepared to provide complete, readily available information to the City Council, citizens, the media, other public agencies and New York based bond-rating agencies. Preparation of a CAFR reflects positively on local government's financial management, as it relates to providing complete public disclosure of its financial condition. It provides valuable information on topics as diverse as employee pension plan performance, debt management, and ten-year trends in general government revenues and expenditures.

**Recommendation:** Accept the Certificate of Achievement for Excellence in Financial Reporting.

## 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 stated your name, address and item you wish to discuss.**

### 1. [LIQUOR LICENSE NO. 3-1119 TANDOORI TIMES 2 INDIAN BISTRO](#)

**Purpose:** This is a request for City Council to approve a new Series 12 (Restaurant – All Liquor) license for Tandoori Times 2 Indian Bistro, located at 5626 West Bell Road, Suite #103. The Arizona State application (number 12077071) was submitted by Sanjeev Chopra.

**Background:** The 60-day deadline for processing this application is May 28, 2007. The location of the establishment is 5626 West Bell Road, Suite #103 and is within the Sahuaro District, zoned C- 2 (general commercial). The business operated as Kokopelli Sonoran Grill at this location from March 2005 to present. This is a new license application by Sanjeev Chopra 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
	<b>Total</b>	<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.

### 2. [LIQUOR LICENSE NO. 3-1122 LUNA PIZZA](#)

**Purpose:** This is a request for City Council to approve a new Series 12 (Restaurant – All Liquor) license for Luna Pizza, located at 7800 North 55<sup>th</sup> Avenue, Suite #108. The Arizona State application (number 12077031) was submitted by Halil Lala.

**Background:** The 60-day deadline for processing this application is June 16, 2007. The location of the establishment is 7800 North 55<sup>th</sup> Avenue, Suite #108 and is within the Ocotillo District, zoned C-2 (general commercial). This is a new license at a new location. The population density is 4,359 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 31 as listed below:

<b>Series</b>	<b>Type</b>	<b>Quantity</b>
6	Bar – All Liquor	4
7	Bar – Beer & Wine	5
9	Liquor Store – All Liquor	3
10	Liquor Store – Beer & Wine	6
12	Restaurant – All Liquor	9
14	Private Club	4
	<b>Total</b>	<hr/> 31

**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. [AWARD OF CONSTRUCTION CONTRACT FOR DOWNTOWN PARKING STRUCTURE – PHASE II](#)

**Purpose:** This is a request for City Council approval of a Construction Manager at Risk (CMAR) contract with McCarthy Company for the second of two phases of construction of the downtown parking structure at 5835 West Palmaire. The first construction phase included site grading, relocation of existing utilities, excavation of the basement and construction of the basement walls and foundations. The second phase covers the balance of the work, including the parking garage structure, landscaping and shell retail space.

**Council Strategic Goals or Key Objectives Addressed:** Council has a strategic goal of “One Community with a Vibrant City Center” which specifies that a new parking structure should be constructed in the downtown area.

**Background:** In October 2006, Dick and Fritsche Design Group (DFDG) completed a parking garage feasibility study which evaluated several sites for location of a downtown parking structure. They recommended the parking lot located at 5835 West Palmaire, north of the Bank of America building, as the best site for a 600-space mixed-use parking garage.

Construction of the first phase work started in early March 2007 and the garage is expected to be available for use by the end of this calendar year.

**Previous Council/Staff Actions:** On February 27, 2007, the council approved a \$3,964,682 GPM with McCarthy for Phase 1 construction services.

On December 12, 2006, Council approved a contract with DFDG for architectural services on the parking structure and a CMAR Agreement with McCarthy Company to provide design support services.

Council provided guidance at the September 5, 2006 workshop to continue with planning for a downtown parking garage.

On June 27, 2006, Council approved the FY 2006-07 Capital Improvement Projects Budget which includes funding for a downtown parking structure.

On May 9, 2006, Council approved the selection of DFDG to complete a feasibility study for a downtown parking structure.

**Community Benefit:** A parking structure in the downtown will provide safe, accessible parking in order to encourage citizens and visitors to frequent the shops, restaurants and events held within the downtown area.

Additional structured parking provides more efficient land utilization and will be designed to allow ground floor retail. A multi-use parking structure will benefit the Glendale community and visitors who come to the downtown for shopping, city services and special events.

Pedestrian level retail will further enliven the streets around the garage and offer business opportunities that support Glendale's Dining District and downtown events.

In particular, Glendale Avenue businesses, Catlin Court shops, and the visitors to Civic Center and City Hall will enjoy the convenient, close parking that is currently in short supply.

**Public Input:** DFDG and McCarthy Company held a public meeting on March 5, 2007 at the Civic Center Annex to discuss the design of the parking structure, construction timeline, interim parking arrangements and utility relocation impacts. There were 20 attendees.

DFDG and McCarthy Company held a public meeting on December 20, 2006 at the Civic Center to discuss the construction schedule and receive citizen input on the design of the structure. There were 24 attendees.

Ongoing communication is being achieved through a monthly newsletter, the city's website, a 24-hour hotline, and periodic contractor updates. This plan is similar to the one used during the Grand Avenue construction and currently used for the Downtown Pedestrian Enhancement project.

**Budget Impacts & Costs:** Engineering Department staff negotiated a fee to cover the second phase cost in the amount of \$13,077,390. The first GMP equaled \$3,964,682, thus the total GMP for the construction of the parking garage will be \$17,042,072. Funding is available in FY 2007-

08 of the FY 2008-17 preliminary capital improvement plan that council reviewed in the March and April 2007 budget workshops.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$13,077,390

**Account Name, Fund, Account and Line Item Number:**

FY 2007-08 Downtown Parking Structure, Account No. 1980-68113-550800

**Recommendation:** Authorize the City Manager to award the construction contract for the second phase of the downtown parking structure to McCarthy Company in the amount of \$13,077,390.

4. [AWARD OF PROPOSAL 07-06, BUS STOP POWER WASHING](#)

**Purpose:** This is a request for City Council to approve an award for power washing services for the City's bus stop shelters and bus stop shelter furniture with Shelter Clean in an amount not to exceed \$60,000 annually.

**Council Strategic Goals or Key Objectives Addressed:** One of the council goals is to provide high quality services to the citizens of Glendale. The award of this contract will present clean transit facilities for citizen and visitor use.

**Background:** Nine proposals were received for the provision of bus stop power washing services. An evaluation panel consisting of staff from the Transportation Department reviewed the proposals. Specific evaluation factors included capabilities of firm and staff, cost and references. Shelter Clean submitted the proposal that scored highest and was selected for recommendation by the evaluation committee. The terms of the agreement will be for two years with four, one-year renewal options.

**Community Benefit:** Currently the city has 177 bus stops with transit furniture improvements such as shelters or benches. This agreement will provide monthly power washing of all bus shelters and bus stop furniture. Furthermore, this contract allows for the additional cleanings as requested. Award of this contract will ensure a clean transit environment to encourage transit usage and present maintained transit facilities.

**Budget Impacts & Costs:** Funds are available in the proposed FY 2007-08 GO! Transportation operating budget that Council reviewed in the March and April budget workshops.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$60,000

**Account Name, Fund, Account and Line Item Number:**

Fixed Route, Account No. 1660-16540-518200

**Recommendation:** Award the agreement to Shelter Clean for the provision of bus stop power washing services in the amount not to exceed \$60,000 annually.

5. [AWARD OF BID 07-05, STREETLIGHT AND AREA LIGHTING MAINTENANCE](#)

**Purpose:** This is a request for City Council to approve the award of a streetlight and area maintenance lighting agreement with Fluoresco Lighting Sign Maintenance Corporation in an amount not to exceed \$296,510 annually.

**Council Strategic Goals or Key Objectives Addressed:** One of Council's goals is to provide high quality services to citizens. Maintaining the city streetlighting system will promote nighttime safety for the traveling public.

**Background:** Three bids were received to provide streetlight and area lighting maintenance. This includes the replacement of lamps and the repair and replacement of streetlight poles, along with new light pole installations in city neighborhoods. The lowest responsive bid was submitted by Fluoresco Lighting Sign Maintenance Corporation in the amount of \$296,510. The bid by Fluoresco is significantly lower than the next lowest bid of \$464,855.

The maintenance of the street and area lighting systems will be provided on an "as needed" basis by issuing work orders for each request. The agreement shall begin July 1, 2007 and continue for one year with four, one-year renewal options.

**Previous Council/Staff Actions:** City Council approved Invitation for Bid 01-54 for streetlight and area lighting maintenance on March 26, 2002.

**Community Benefit:** Having properly maintained streetlights ensures a safe street system for both motorists and pedestrians. Street lighting is vital for traffic safety on city roadways, in intersections, neighborhood crime prevention, bicycle and pedestrian safety after daylight hours.

**Budget Impacts & Costs:** Funds for streetlight and area maintenance are available in the proposed FY 2007-08 Transportation operating budget that council reviewed in the March and April 2007 budget workshops.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$296,510

**Account Name, Fund, Account and Line Item Number:**  
Street Light Management, Account No. 1340-16920-518200

**Recommendation:** Award the agreement for streetlight and area lighting maintenance to Fluoresco Lighting Sign Maintenance Corporation in the amount not to exceed \$296,510 annually.

6. [AWARD OF PROPOSAL 07-07, DIGITAL ARCHIVE WRITER](#)

**Purpose:** This is a request for City Council to approve the purchase of a digital archive writer for the City Clerk’s Department.

**Council Strategic Goals or Key Objectives Addressed:** This purchase meets the City Council Goal of “A City with High Quality Services for Citizens.” The digital archive writer will reduce microfilming time; the saved staff time can be spent on providing increased citizen services.

**Background:** A digital archive writer is used for transferring scanned images to microfilm. The State of Arizona requires certain permanent vital records to be on microfilm. A request for proposal was issued with specific evaluation factors including: compliance with specifications, ability to provide training and support, overall cost, and ability to comply with a requested delivery schedule. One bid was received from Wave Imaging Corporation. An evaluation committee consisting of staff from the City Clerk’s Department and the Informational Technology Department reviewed the offer. It was determined that the offer met all of the necessary requirements and is within budget.

**Community Benefit:** A digital archive writer will allow the City Clerk’s Department to microfilm more documents and provide a higher quality of the microfilmed image. This is especially important to the community as it protects documents that are vital to the public and the operation of the City.

**Budget Impacts & Costs:** Funding for the purchase of the archive writer is available in the FY 2006-07 capital improvement program.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$53,295.46

**Account Name, Fund, Account and Line Item Number:**

Archive Writer, Account No. 1000-81032-551400

**Recommendation:** Award the purchase of a digital archive writer to Wave Imaging Corporation in the amount of \$53,295.46, taxes included.

7. [AWARD OF CONTRACTS FOR UTILITY CUTS AND CONCRETE WORK](#)

**Purpose:** This is a request for City Council to award the contract for utility cuts to Specialized Surfacing in the amount of \$315,000, and the contract for concrete work to C.T. Price in the amount of \$89,000 for one year with an option for four one-year extensions each for a total amount not to exceed \$404,000 annually. This work will take place throughout the city as necessary.

**Council Strategic Goals or Key Objectives Addressed:** Completing the pavement and concrete restorations will foster a smooth and reliable surface for motorists and pedestrians. This project

addresses the Council goal of providing high quality service for Glendale residents and will help foster a positive image to the public.

**Background:** The Water Distribution Division performs approximately 900 excavations a year for routine and emergency water service repairs throughout the city. The award of this contract will allow the city to hire the necessary expertise to complete pavement and concrete restorations in a timely manner. The proposal is broken into two groups in order to allow multiple contractors to bid on one and/or both groups.

Group One work consists of the removal of any sub-grade material and/or temporary asphalt material and the placement of a permanent asphalt patch on utility cuts generated by the city at various locations throughout the city.

Group Two work consists of minor concrete work to include the removal, replacement and construction of concrete sidewalks, curbs, gutters, and valve and manhole adjustments associated with repairs on the water distribution and/or sewer system throughout the city.

All impacted residents, apartment managers, and businesses will be notified of any work in progress by handbill 48 hours in advance of any street restriction that will affect access to their property or place of business and any removal of landscape or irrigation system. The handbill will include the month and date(s) expected for the restrictions, and the project inspector's office phone number.

Five bids were received and Specialized Surfacing was the lowest responsive, responsible bidder for the utility cut repairs and C. T. Price was the lowest responsive, responsible bidder for the concrete work.

The contracts will begin upon approval by Council and continue for one year. Bid specifications contain an option clause that will permit the city, at the discretion of the City Manager, to extend these contracts for four (4) additional years in one (1) year increments.

**Previous Council/Staff Actions:** On May 14, 2002, Council approved a contract with Specialized Surfacing Utility Paving and Construction, LLC for utility cut repairs.

**Community Benefit:** These bid awards will enable the Utilities Department to continue to provide reliable and adequate water service and fire protection to Glendale residents and businesses. In addition, this will allow the city to maintain a positive public image by completing pavement and concrete restorations in a timely manner while providing a smooth and reliable surface for motorists and pedestrians.

**Budget Impacts & Costs:** Funding is available in the proposed FY 2007-08 Utilities Department's operating budget that council reviewed in the March and April 2007 budget workshops.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$404,000

**Account Name, Fund, Account and Line Item Number:**

Water Distribution, Account No. 2400-17290-518200	\$369,000
Wastewater Collection, Account No. 2420-17630-518200	\$ 35,000

**Recommendation:** Approve the contract for utility cuts to Specialized Surfacing in the amount of \$315,000, and the contract for concrete work to C.T. Price in the amount of \$89,000 for one year with an option for four one-year extensions each for a total amount not to exceed \$404,000 annually, taxes included.

8. [AWARD OF PARK CONSTRUCTION CONTRACT: 63<sup>RD</sup> AVENUE AND BUTLER DRIVE](#)

**Purpose:** This is a request for City Council to approve a contract with Tri-Com Corporation for the construction of the neighborhood park located on the northwest corner of 63<sup>rd</sup> Avenue and Butler Drive.

**Council Strategic Goals or Key Objectives Addressed:** The construction of the neighborhood park is consistent with the Council approved Parks and Recreation Master Plan and the City Council Strategic Goal of providing one community with strong neighborhoods, and a city with high quality services for citizens.

**Background:** In November 2004, the City entered into a sales and development agreement with KB Home to purchase a five-acre neighborhood park site and develop off-site improvements. Off-site improvements included KB Home completing the half street, sidewalks, curbs, and gutters around the future park site.

The City engaged RBF Consulting to conduct two public meetings and develop a master plan for the neighborhood park based on the input from these neighborhood meetings. Input was gathered and developed into a park master plan that was presented at a second public meeting. Minor changes were made to the park master plan to represent additional public input.

**Previous Council/Staff Actions:** In November 2004, the City Council approved a sales and development agreement with KB Home to purchase a five-acre neighborhood park site and develop off-site improvements. Off-site improvements included KB Home completing the half street, sidewalks, curbs, and gutters around the future park site.

In April 2005, Council approved the professional services agreement with RBF Consulting to conduct public meetings and develop a master plan for the neighborhood park based on the input from the public meetings.

**Community Benefit:** Once the park is developed, it will meet the service needs for this area prescribed by the 2002 Parks and Recreation Master Plan. The park will provide neighborhood recreation amenities currently not available in this service area.

**Public Input:** Public input gathered for the 2002 Parks and Recreation Master Plan identified accessible neighborhood parks as a top priority. This input was generated through public meetings and a citywide survey.

RBF Consulting conducted two public meetings and developed a master plan for the neighborhood park based on the input from the public meetings. Public input represented in the master plan and included in the construction scope items consist of open turf area, age appropriate playgrounds, picnic areas with natural shade (trees and shrubs), basketball court, and a looped pathway system. Other features incorporated in the master plan include the main entrance into a plaza area, access to the park from 63<sup>rd</sup> Avenue and Butler Drive, and landscape along residential area.

**Budget Impacts & Costs:** Funding for this project is included in the FY 2006-2007 Capital Improvement Plan.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$787,512.29

**Account Name, Fund, Account and Line Item Number:**

63rd - Butler Park Development (Z2), Account No. 1560-73401-550800

**Recommendation:** Award a construction contract to Tri-Com Corporation for the construction of the neighborhood park at 63<sup>rd</sup> Avenue and Butler Drive in the amount not to exceed \$787,512.29.

**CONSENT RESOLUTIONS**

9. [NOTICE OF SPECIAL ELECTION SEPTEMBER 11, 2007](#)

**Purpose:** This is a request for City Council to adopt a resolution to inform voters about important information regarding the Special Election to be held September 11, 2007, as well as establishing polling place hours and locations pursuant to A.R.S. Sec. 16-228.

**Council Strategic Goals or Key Objectives Addressed:** Municipal elections promote increased citizen involvement in all aspects of municipal government.

**Previous Council/Staff Actions:** On May 8, 2007, Council passed Resolution 4053, New Series, calling a Special Election for Tuesday, September 11, 2007.

**Recommendation:** Waive reading beyond the title and adopt a resolution providing notice of the Special Election for September 11, 2007.

## 10. INDUSTRIAL COMMISSION OF ARIZONA WORKERS' COMPENSATION EXEMPTION

**Purpose:** This is a request for City Council to adopt a resolution stating that the city provides sufficient funding to cover liabilities for workers' compensation claims. Adopting a resolution in lieu of posting security will reduce workers' compensation trust fund expenses.

**Council Strategic Goals Or Key Objectives Addressed:** Maintaining sufficient funding to cover actuarial liabilities provides financial stability to meet current and future workers' compensation claim obligations.

**Background:** The Industrial Commission of Arizona requires self-insured employers to annually post financial security for claim liabilities. The Industrial Commission revised rules in March 2005 to exempt public entities from posting financial security, provided a certified statement signed by the governing body is provided annually to the Industrial Commission prior to July 1<sup>st</sup> each year. The certified statement must state funds are sufficient to pay liabilities for workers' compensation claims.

**Previous Council/Staff Actions:** The City Council adopted a similar resolution in June 2006.

**Budget Impacts & Costs:** By adopting the resolution the city avoids providing a letter of credit to the Industrial Commission. The annual cost for a letter of credit would exceed \$15,000.

**Recommendation:** Waive reading beyond the title and adopt a resolution stating that the city provides sufficient funding to cover liabilities for workers' compensation claims, and should funding become insufficient, the city will notify the Industrial Commission of Arizona and provide proof of appropriate security.

## 11. ROADWAY AND UTILITY EASEMENT AGREEMENT WITH THE BUREAU OF RECLAMATION

**Purpose:** This is a request for City Council to approve a Contract and Grant of Roadway and Utility Easement with the Bureau of Reclamation (BOR) for a portion of the north side of Thunderbird Road, west of Thunderbird Paseo Park, adjacent to their office located at 6150 West Thunderbird Road.

**Background:** On December 30, 2004 the Bureau of Reclamation acquired a small parcel of land from the city for ingress/egress to its adjacent property where they were going to construct a new office facility. The parcel continues to be used for roadway right-of-way and utility with the larger parcel. The Bureau of Reclamation acknowledges the city's public use of the property by its Contract and Grant of Roadway and Utility Easement.

**Recommendation:** Waive reading beyond the title and adopt a resolution authorizing the City Manager to execute a Contract and Grant of Roadway and Utility Easement with the U. S. Bureau of Reclamation for a portion of the north side of Thunderbird Road, west of Thunderbird Paseo Park.

12. [ARIZONA ATTORNEY GENERAL’S OFFICE VICTIM’S RIGHTS PROGRAM GRANT](#)

**Purpose:** This is a request for City Council to accept a grant offer in the amount of \$75,900 from the State of Arizona Office of the Attorney General to continue victim’s rights programs.

**Background:** This grant will provide funds to the Police Department to continue victim’s rights support. This is the fourteenth consecutive year of this program.

**Community Benefit:** Funding from this grant will be used to offset costs associated with the performance of duties that are mandated under victims’ rights laws. Services provided through this grant will include direct victims’ assistance by caseworkers working in cooperation with the Glendale City Court and the Prosecutor’s Office, and the publication and distribution of victims’ rights brochures, informational materials, and the maintenance of technology necessary for the timely notification of victims regarding the status of their cases and the status of arrested suspects moving through the city’s criminal justice system.

**Budget Impacts & Costs:** There is no financial match required for this funding. This is one-time funding by the State of Arizona Office of the Attorney General. A specific account will be established in Fund 1840, the city’s grant fund, once the grant agreement is formally executed. The funds provide the salary and benefits for a current full-time employee, Victim Information Notification Everyday (VINE) program and operating expenses.

<b>Grants</b>	<b>Capital Expense</b>	<b>One-Time Cost</b>	<b>Budgeted</b>	<b>Unbudgeted</b>	<b>Total</b>
X		X			\$75,900

**Recommendation:** Waive reading beyond the title and adopt a resolution authorizing the City Manager to accept the grant funds in the amount of \$75,900 from the State of Arizona Office of the Attorney General.

13. [RESOLUTION PROMULGATING THE REVISED EMERGENCY OPERATIONS PLAN](#)

**Purpose:** This is a request for City Council to adopt a resolution promulgating the 2007 revision of the Emergency Operations Plan (EOP).

**Council Strategic Goals or Key Objectives Addressed:** Adoption of the City of Glendale Emergency Operations Plan addresses the Council Strategic Goal of “One Community Focused on Public Safety for Citizens and Visitors.” This is achieved by providing direction to city departments and volunteer agencies in responding to emergencies or disasters and delineation of emergency response procedures, responsibilities, and lines of authority.

**Background:** Arizona Revised Statute Title 26, Chapter 2, Paragraph 26-308 and Glendale Municipal Code Chapter 14, Section 14-5 authorize the development of an Emergency Operations Plan. The city’s EOP corresponds with the Emergency Support Functions in the National Response Plan, State of Arizona Emergency Operations Plan, and the Maricopa County Emergency Operations Plan. The city’s EOP is also in accordance with the City of Glendale Resolution No. 3878, which adopted the National Incident Management System as the city’s

approach to incident management. The City of Glendale EOP establishes a framework through which the city intends to prepare, respond, and recover from emergencies or local emergencies that affect the health, safety, and welfare of its citizens.

**Previous Council/Staff Actions:** In January 2007, Mayor and Council were provided copies of the Final Draft Emergency Operations Plan for review and comment.

In November 2006, an overview of the Final Draft Emergency Operations Plan was presented to the City Leadership Team for review and comment.

In July 2006, State and County Stakeholder Agencies, and the City Attorney's Office were provided copies of the Revised Initial Draft Emergency Operations Plan for review and comment.

In January 20, 2006, City Departments were provided copies of the Initial Draft Emergency Operations Plan for review and comment.

On July 26, 2005, Council adopted a resolution supporting the National Incident Management System (NIMS) as the standard for the incident (emergency) management structure within the city.

On November 9, 1999, Council approved a resolution adopting a revised Emergency Operations Plan.

On October 11, 1988, Council adopted, through resolution, an Emergency Response Plan.

**Community Benefit:** This plan provides guidance to city departments and supporting agencies. It directs city departments to prepare for and execute assigned emergency tasks included in the plan to reduce the impact on the population, minimize property damage, as well as recover and reconstitute the city and its communities in the event of an emergency or disaster. It is applicable to all elements of the city government and the private sector engaged in, or acting in support of emergency operations.

**Recommendation:** Waive reading beyond the title and adopt a resolution promulgating the 2007 revision of the Emergency Operations Plan (EOP).

14. [INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FOR THE CDBG SPECIAL TRANSPORTATION SERVICES PROGRAM](#)

**Purpose:** This is a request for City Council authorization to enter into an Intergovernmental Agreement (IGA) with Maricopa County Human Services Department for FY 2007-08, to provide elderly and disabled Glendale citizens with transportation services for medical and social service appointments outside the city limits of Glendale. Community Development Block Grant (CDBG) funds will be utilized for this activity.

**Council Strategic Goals or Key Objectives Addressed:** Council identified programs that benefit Glendale seniors and youth as one priority to be addressed through CDBG funding. This program will help elderly and disabled Glendale residents by providing transportation outside Glendale city limits to get to needed medical care or attend social service activities. This agreement will provide 1,905 one-way trips.

**Background:** Since 1997, Glendale has partnered with the Maricopa County Human Services Department for the Special Transportation Services (STS) Program to provide trips to eligible Glendale low-income elderly and disabled for appointments outside Glendale city limits. The program is used for medical and dialysis appointments, adult day care, social services, and other related services. Door-to-door service will be provided and all qualified Glendale residents are eligible for this service. The STS Program will continue to work closely with Glendale Dial-a-Ride in providing the most efficient transportation service for Glendale residents.

**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 regular meeting.

**Community Benefit:** This service has provided transportation to Glendale citizens since 1997. This program addresses transportation barriers for seniors, disabled, and economically disadvantaged individuals.

**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 for the operational costs of the program, including fuel and vehicle maintenance.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
X			X		\$30,978

**Account Name, Fund, Account and Line Item Number:**

Maricopa County STS Program, Account No. 1320-31036-518200

**Recommendation:** Waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an Intergovernmental Agreement with the Maricopa County Human Services Department for the Special Transportation Services Program.

**15. INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY TO PROVIDE SPECIAL TRANSPORTATION SERVICES-GO! TRANSPORTATION PROGRAM**

**Purpose:** This is a request for City Council to approve an Intergovernmental Agreement with Maricopa County Special Transportation Services (STS) to provide transit services to the citizens of Glendale.

**Council Strategic Goals or Key Objectives Addressed:** One of Council’s goals is to provide high quality services for citizens. Improving and providing transportation options within the city will assist in achieving this goal.

**Background:** This agreement with Maricopa County will provide up to 2,152 trips for special transportation services to Glendale residents traveling outside of city limits. This agreement will supplement the Intergovernmental Agreement between Maricopa County and the city of Glendale Community Partnerships Department by adding more trips for a highly utilized service. Without this agreement the STS transit services provided by Community Partnerships will not be enough to fund the entire fiscal year.

**Community Benefit:** Maricopa County STS provides an affordable transit option to elderly, low-income and disabled citizens in Glendale needing transportation to destinations outside the city for social, medical or employment purposes. The service reduces the need for passengers to transfer from one city service to another at city boundaries.

**Budget Impacts & Costs:** Funds are available in the proposed FY 2007-08 GO! Transportation program’s operating budget that council reviewed in the March and April 2007 budget workshops.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$34,992

<b><u>Account Name, Fund, Account and Line Item Number:</u></b> Fixed Route, Account No. 1660-16540-518200
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**Recommendation:** Waive reading beyond the title and adopt a resolution authorizing the City Manager to sign any and all documentation entering into an intergovernmental agreement with Maricopa County Special Transportation Services for the provision of transit services in an amount not to exceed \$34,992.

16. [INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FEDERAL TRANSIT ADMINISTRATION GRANT FUNDS](#)

**Purpose:** This is a request for City Council to authorize the City Manager to enter into an Intergovernmental Agreement (IGA) with the City of Phoenix for acceptance of Federal Transportation Authority (FTA) funds for transit purposes in the amount of \$594,160. Regional share matching funds total \$96,000, and the city’s required match contribution is \$52,540. The IGA will allow Phoenix to reimburse the City of Glendale for transit vehicle maintenance expenses; purchase of replacement vehicles, and a computer upgrade for the dispatch system. The purchases will be made under the Federal Transit Administration (FTA) Grant AZ-90-X080.

**Council Strategic Goals or Key Objectives Addressed:** One of Council’s goals is to provide high quality services for citizens. Improving and providing transportation options within the city will assist in achieving this goal.

**Background:** Phoenix has been designated as the regional recipient of FTA grants, and distributes the funds to cities in the metropolitan area. Past FTA grants have provided funds for Transit improvements including buses and shelters. In addition, this is the first year regional funds from Proposition 400 are available to be used as match funds for revenue vehicle purchases (i.e., buses).

**Community Benefit:** This grant will provide replacement buses for aging Dial-A-Ride and GUS vehicles, and upgrades to the transit dispatch system, which will continue service reliability and quality.

**Budget Impacts & Costs:** Expenditures for replacement buses, computer dispatch upgrades, and vehicle maintenance total \$742,700. Federal funds will reimburse the city for \$594,160. The required local match comes from two sources: Proposition 400 contributions cover \$96,000, and the city’s matching contribution is \$52,540.

Funding for the city’s required match contribution of \$52,540 is available in the FY 2006-07 GO! transportation program’s operating and capital budgets.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$52,540

<b><u>Account Name, Fund, Account and Line Item Number:</u></b> Dial-A-Ride, Account No. 1660-16530-532400 (\$27,740) Transit Support Capital, Account No. 2210-65014-551400 (\$24,800)
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**Recommendation:** Waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an Intergovernmental Agreement with the City of Phoenix for Federal Transit Administration Grant Funds under the FTA Grant AZ-90-X080.

17. [MARICOPA ASSOCIATION OF GOVERNMENTS’ 2007 AIR QUALITY PLAN FOR PARTICULATE MATTER: GLENDALE COMMITMENTS](#)

**Purpose:** This is a request for City Council to adopt a resolution that contains Glendale’s commitment to implement air quality control measures for particulate matter (PM-10). The resolution will be included in the regional Maricopa Association of Governments’ (MAG) 2007 Five Percent Plan for airborne dust, soot, and other particulate matter. The regional air quality plan will be submitted to the U.S. Environmental Protection Agency.

**Council Strategic Goals or Key Objectives Addressed:** The development and implementation of an air quality plan addresses Council’s goal of having a city with high quality services for citizens. The development and implementation of a new air quality plan will help to make the air cleaner for all people in our community.

**Background:** The Phoenix metropolitan area continues to violate the federal PM-10 standard. PM-10 includes dust, soot, and other particulate matter, 10 microns in diameter or less. The U.S.

Environmental Protection Agency (EPA) requires that the Phoenix area prepare and submit a new air quality plan by December 31, 2007.

The Phoenix area must reduce PM-10 emission by 5 percent a year until we can meet the standard. Failure to submit an acceptable plan or failure to meet the air quality standard could result in federal sanctions. These sanctions include the withholding of over a billion dollars in federal highway funds and the imposition of a federal air quality plan prepared by the EPA.

MAG is responsible for the coordination and development of the regional air quality plan. The MAG cities and towns, Maricopa County and the state of Arizona are responsible for implementing the commitments in the plan. MAG has recommended that the Phoenix area adopt over 50 measures. The MAG measures were selected after considering cost, effectiveness, and feasibility.

Nine of the measures suggested by MAG require city commitments to implement. Once the city commits to implement a measure, it must continue to implement the measure even after the region is in compliance with the air quality standard.

If the city decides not to implement a measure it needs to justify why the measure is not feasible. The justifications may be subject to a legal challenge. The city's commitments must be adopted through a Council resolution. MAG has requested that the resolutions committing to adopt and implement PM-10 control measures be submitted by June 15, 2007.

The state legislature is also in the process of enacting state laws requiring Maricopa County and the cities to implement specific ordinances for measures that may or may not have been recommended by MAG. Since the city is required to adopt and submit its resolution prior to the finalization of the measures by MAG and the Legislature, the city's resolution may not contain all the measures the city will be implementing.

**Previous Council/Staff Actions:** Over the years, Glendale, in coordination with MAG has prepared and submitted several air quality plans to the EPA.

**Community Benefit:** Air quality is a public health concern for all communities. The people most affected by air quality conditions are children, the elderly, and those with respiratory and cardiovascular conditions. The public expects to breathe clean air.

**Public Input:** MAG utilized its Air Quality Technical Committee to develop the suggested list of PM-10 control measures. Glendale's representative on the Committee was Doug Kukino, Environmental Resources Director. The Committee meetings were open to the public. In addition, MAG is required to hold a public review and hearing on the regional plan. The public hearing is scheduled for October 2007.

**Budget Impacts & Costs:** The adoption and implementation of certain particulate emission control measures may require additional on-going resources that are currently unbudgeted. Staff currently anticipates the need for additional resources to enforce stricter dust control on unpaved

parking lots, off-road vehicle use, and vehicles on vacant land. The city will also incur additional cost to more aggressively deal with unpaved shoulders.

The amount and timing on the need for the resources will depend on the specific provisions and implementation timeframes set forth in state law, which have not yet been adopted. Under the current draft state air quality bill, the city would begin the implementation of the current unbudgeted particulate control measures in FY 2008-09. More information on costs will be presented to Council when the state air quality legislation is adopted and the amended City ordinances are brought forward for adoption.

**Recommendation:** Waive reading beyond title and adopt a resolution containing Glendale's commitment to implement air quality control measures for particulate matter.

#### 18. 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 near 43<sup>rd</sup> and Northern avenues to complete intersection improvements at a cost of \$21,774.

**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:** Intersection improvement projects have been previously identified in the GO Program as approved by voters in 2001. The city needs to acquire the following property to complete improvements at the intersection of 43<sup>rd</sup> and Northern avenues. This property is needed for a utility easement. Improvements at this intersection include right-turn lanes, raised median, and a bus pullout.

Southeast corner of Northern Avenue and 44<sup>th</sup> Drive

T & D Northern Venture, L.L.C, owners of property located at the southeast corner of Northern Avenue and 44<sup>th</sup> Drive, will sell approximately 7,258 square feet of property for \$21,774.

**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 November 14, 2006, Council approved the construction contract with Achen-Gardner Engineering, L.L.C. for Phase II street and intersection improvements on 43<sup>rd</sup> and 51<sup>st</sup> avenues.

**Community Benefit:** Intersection improvements along 43<sup>rd</sup> Avenue will improve public safety and traffic flow.

**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.

Intersection projects along 43<sup>rd</sup> Avenue were presented for citizen review at a public meeting held on February 15, 2007.

**Budget Impacts & Costs:** Funds for right-of-way acquisition and improvements are available in the FY 2006-07 GO! transportation program’s capital budget.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$21,774

<b><u>Account Name, Fund, Account and Line Item Number:</u></b> 43 <sup>rd</sup> Ave Bethany Home to Peoria, Account No. 2210-65050-550400
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**Recommendation:** Waive reading beyond the title and adopt a resolution authorizing the city manager to execute all documents necessary to purchase the property for the Glendale Onboard Transportation Program in an amount not to exceed \$21,774.

19. [AUTHORIZATION TO SELL GENERAL OBLIGATION BONDS](#)

**Purpose:** This is a request for City Council to adopt a resolution ordering the sale by competitive bid of general obligation bonds in an amount not to exceed \$61 million. The bond proceeds will fund various projects included in the city’s Capital Improvement Plan (CIP).

**Background:** Voters of Glendale previously authorized the issuance of bonds for various capital improvements in the city including public safety, flood control projects, street improvements, and government facilities.

The bonds will be secured by the City of Glendale and are payable from property taxes levied on all taxable property within the city.

Contingent upon Council’s approval, staff will proceed with the publication of the resolution authorizing the sale of the bonds. Staff will also prepare and publish an “Official Statement” for the bonds. The statement will be sent out to potential underwriting firms who are interested in buying the city’s bonds. In addition, staff will present the rating agencies with information about the financial strengths of the city and staff will work in conjunction with the city’s financial advisor and bond counsel to monitor the changes in the marketplace and legal disclosure issues that may arise.

It is currently anticipated that underwriting bids will be received on June 26, 2007. Once the proposals are received from the underwriting firms, staff and the city’s financial advisor will evaluate and verify the bids received to assure their accuracy and benefit to the city. These bids will then be brought to the Council for review. The Council can accept the lowest, most responsive bid by adopting the bond ordinance, which is currently scheduled for consideration at the June 26, 2007 meeting.

**Community Benefit:** Budgeted CIP projects that will be funded by this transaction include the multi-use training facility for fire and police personnel, relocation of Fire Station 151, the storm

drain from 67<sup>th</sup> and Peoria Avenues to the Arizona Canal Diversion Channel, the storm drain on Northern Avenue from 45<sup>th</sup> to 63<sup>rd</sup> Avenues, street beautification, and citywide roofing upgrade of city-owned facilities.

**Budget Impacts & Costs:** The bonds will be paid from the city's secondary property tax rate. There will be no increase in the city's total property tax rate as a result of the issuance of the proposed general obligation bonds.

**Recommendation:** Waive reading beyond title and adopt a resolution ordering the sale by competitive bids of not to exceed \$61,000,000 of general obligation bonds.

## ORDINANCES

### 20. [WATER AND SEWER REVENUE OBLIGATIONS](#)

**Purpose:** This is a request for City Council to approve an ordinance authorizing the sale of up to \$44,500,000 of water and sewer revenue obligations. An emergency clause is needed so that the ordinance will become effective immediately to address interest rate fluctuations in financial markets. The proposed June 14, 2007 sale funds projects approved in the fiscal year (FY) 2006-07 capital improvement plan (CIP). Financing proceeds will fund a variety of approved water and sewer projects, including various improvements and extensions of the system which are contained in the City's water and sewer Capital Improvement Plan.

**Council Strategic Goals or Key Objectives Addressed:** Proceeds will fund budgeted FY 2006-07 CIP projects that meet goals of providing financial stability, managing growth, preserving neighborhoods, and enhancing the quality of life for residents.

**Background:** A team from the Budget, Finance and Utilities departments met to review available funds for projects in FY 2006-07. They consulted with the city's bond counsel, Greenberg Traurig, LLP and financial advisor, Johnson Consulting Group, LLC along with rate study advisor, Red Oak Consulting. The team determined that sale of water and sewer obligations is prudent based on market conditions and projected cash flow. The city would receive funds from the sale around June 27, 2007.

**Previous Council/Staff Actions:** Council adopted the FY 2006-07 budget including water and sewer CIP projects in June 2006. The adopted budget anticipated financing of projects. The proposed sale of the 2006 obligations is consistent with the previous Council actions

In January 2006, Council adopted Ordinance No. 2481, which authorized issuance of revenue obligations.

In October 2003, Council adopted Ordinance No. 2530, which authorized issuance of revenue obligations.

In September 1993, Council adopted Ordinance No. 1784, which amended the city's master water and sewer ordinance with respect to rate covenants applicable to the sale of additional bonds and covenants applicable to operation of the systems.

In December 1984, Council adopted water and sewer master Ordinance No. 1323.

**Community Benefit:** Financing proceeds will fund a variety of approved water and sewer projects, including various improvements and extensions of the system which are contained in the City's water and sewer Capital Improvement Plan. Examples include (a) payments for the City's share of upgrades to and expansion of the 91<sup>st</sup> Avenue Regional Wastewater Treatment Plant, (b) replacement and rehabilitation of water and sewer lines throughout the system, (c) a water resource master plan and water treatment plant design, (d) design and construction of upgrades at the Cholla Water Treatment Plant to meet federal regulations, (e) construction of water treatment plants and associated transmission lines, and (f) design and construction of upgrades at the wastewater treatment plants to meet federal regulations.

**Budget Impacts & Costs:** The obligations will be paid from water and sewer fund pledged revenues. Estimated revenues from customers in the current and future fiscal years are anticipated to adequately fund repayment of the outstanding and proposed obligations. The city continues to covenant to maintain water and sewer rates, fees and charges at a level sufficient to pay the existing and proposed water and sewer system obligations.

**Recommendation:** Waive reading beyond the title and adopt an ordinance approving the issuance and sale of water and sewer revenue obligations.

## 21. [DEDICATION OF RIGHT-OF-WAY: ESCUDA ROAD EAST OF 53<sup>RD</sup> AVENUE](#)

**Purpose:** This is a request for City Council to adopt an ordinance to dedicate city-owned property as public right-of-way for the north half of Escuda Road, approximately 301 feet east of 53<sup>rd</sup> Avenue.

**Background:** The City acquired a remnant parcel from the Arizona Department of Transportation (ADOT) on February 23, 2000, by a Special Warranty Deed. A portion of that parcel is Escuda Road, which is an existing residential roadway that was never formally dedicated as public right-of-way. Council action is required to formally dedicate this portion of Escuda Road as public right-of-way

**Recommendation:** Waive reading beyond the title and adopt an ordinance authorizing the City Manager to sign all documents necessary for the dedication of city-owned real property to the public for roadway purposes.

## 22. [SALT RIVER PROJECT EASEMENT](#)

**Purpose:** This is a request for the City Council to adopt an ordinance granting an underground power distribution easement in favor of Salt River Project (SRP), on the south side of Northern Avenue just west of 43<sup>rd</sup> Avenue.

**Background:** Glendale Onboard (GO) Program had begun GO-6 intersection improvements along 43<sup>rd</sup> Avenue from Bethany Home Road to Peoria Avenue. The city requested SRP to underground electrical service at these intersections. 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.

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

## **PUBLIC HEARING RESOLUTIONS**

### **23. FISCAL YEAR 2007-08 PRELIMINARY BUDGET**

**Purpose:** This is a request for City Council to review the FY2007-08 preliminary budget, conduct a public hearing, and adopt a resolution formally approving the preliminary operating, capital, debt service, and contingency appropriation budget and giving notice of the date for setting the property tax levy. Council approval of the preliminary budget will set the maximum level of expenditures for FY2007-08. Adjustments and reallocation of appropriation authority can be made after adoption of the preliminary budget, but the total amount of appropriation cannot be increased.

Once Council approves the preliminary budget, a public notice will be published in a newspaper of general circulation for two weeks, with the adoption of the final budget and the required public hearing scheduled for June 26, 2006. The property tax levy adoption and public hearing also are scheduled for June 26, 2006.

**Council Strategic Goals or Key Objectives Addressed:** The budget incorporates the Council's strategic goals and key objectives while ensuring the city's financial stability by presenting realistic analyses about the provision of city services and future revenue expectations.

**Background:** A series of Council budget workshops were conducted in March and April 2007 to review the proposed FY2007-08 budget, as well as the General Fund (GF) revenue projection for FY2007-08.

Similar to past fiscal years, the City of Glendale enters FY 2008 in a strong financial position. The city's budget for the coming fiscal year provides the means to maintain essential city services that support a high quality of life for the entire Glendale community and enhance public safety services, council's highest priority, while moving forward with strategies that ensure a positive, sustainable future by building upon the city's strong financial position.

The FY2007-08 budget, as reflected in the FY2007-08 preliminary budget book, is balanced. The foundation is Council's vision of 'one community' and the supporting strategic goals and key objectives, which are identified below. The recommended budget integrates these guiding principles for FY 2007-08 with public safety as the highest priority.

1. One community with strong neighborhoods,
2. One community focused on public safety for citizens and visitors,
3. One community with quality economic development,
4. One community with a vibrant city center,
5. One community with an active partnership with Luke Air Force Base,
6. A city with high quality services for citizens, and
7. A city that is fiscally sound.

While public safety has been a high priority for Council for several years, staffing and equipment assessments presented by the police and fire chiefs in January 2007 demonstrated a critical need for more resources. Therefore, during the FY 2008 budget development process, Council decided to refer to voters a proposed increase to the sales tax dedicated for public safety. The election will be in September 2007.

In the meantime, the FY 2008 budget that Council adopts will be based on budget scenario 1, as presented during the spring 2007 budget workshops. If voters approve the proposed adjustment to the public safety sales tax in the September election, City Council will convene another workshop session in the fall of 2007 to review the supplemental requests presented under budget scenario 2 during the spring 2007 budget workshops.

**Previous Council/Staff Actions:** The fourth budget workshop occurred on April 17, 2007. These budget discussions included total compensation and departmental base budgets, as well City Council's final decisions regarding the FY 2008 operating and capital budgets.

The third budget workshop occurred on April 10, 2007. These budget discussions included follow up to the questions from the April 3, 2007, budget workshop related to the proposed adjustment to the existing public safety sales tax and the proposed 10-year capital improvement plan and property tax rate adjustment.

The second budget workshop occurred on April 3, 2007. These budget discussions included follow up to questions from the March 27, 2007, budget workshop, the 10-year capital improvement program, and supplemental requests related to stadium activities.

The first budget workshop occurred on March 27, 2007. These budget discussions included the two budget scenarios for the General Fund (GF), the GF supplemental requests that could be funded under the two scenarios, and the supplemental requests for the Police and Fire Departments.

The Budget Workbook containing the city manager's recommended budget for FY 2007-08 was posted on the city's webpage for citizens to view beginning Friday, March 23, 2007.

The FY 2007-08 GF revenue projection was presented at the March 20, 2007, workshop along with the FY 2006-07 second quarter report on GF revenues and expenditures.

**Community Benefit:** Glendale's budget is an important financial, planning and public communication tool. It gives residents and businesses a clear and concrete 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.

**Public Input:** All budget workshops were open to the public and posted publicly per state requirements. In addition, the Budget Workbook containing the city manager's recommended budget for FY 2007-08 was posted on the city's webpage for citizens to view beginning Friday, March 23, 2007, prior to the start of the budget workshops.

**Budget Impacts & Costs:** The annual budget (all funds) for the City of Glendale is divided into four major components, which include all appropriations for the city. The total budget, including all four components, is \$942.0 million for FY 2008. The four components and their respective total amounts for FY 2007-08 are as follows:

- The *operating budget* finances the day-to-day provision of city services and totals \$363.2 million.
- The *capital improvement budget* funds the construction of city facilities, such as police/fire stations and libraries, in addition to the construction of roads, public amenities and other infrastructure throughout the city. This year the capital improvement budget totals \$418.8 million.
- The *debt service budget* is used to repay money borrowed by the city, primarily for capital improvements, and amounts to \$74.4 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 \$85.6 million.

This represents an increase of only 3.2% from the FY 2007 total budget of \$913.0 million.

**Recommendation:** Conduct a public hearing, waive reading beyond the title, and adopt a resolution approving the FY 2007-08 preliminary budget and give notice of the date for a public hearing on setting the property tax levy.

#### 24. [PROPOSED INCREASE IN WATER AND SEWER RATES](#)

**Purpose:** This is a request for City Council to hold a public hearing and adopt a resolution implementing a water and sewer rate adjustment effective with the October 2007 utility billing.

**Council Strategic Goals or Key Objectives Addressed:** Consistent with the Council goal of providing high quality services for citizens, Glendale's Utilities number one priority is to provide safe drinking water and sewer services 24 hours a day, seven days a week to all of its customers. Factors in the proposed rate increase include the expansion, replacement and rehabilitation of the

utilities infrastructure, construction of a new water treatment plant, security enhancements and continuing to meet federal and state regulations.

**Background:** One of Glendale's top priorities is to provide safe drinking water 24 hours a day, seven days a week to its utilities customers. In order to provide quality water and sewer services, and remain in compliance with Federal and State regulatory requirements, there are a series of improvements that need to be completed. These include: construction of the Oasis Water campus, renovation of water and wastewater treatment plants, rehabilitation of the water distribution and sewer collection systems and security enhancements to critical facilities. The recommended rate adjustments are necessary to provide the financial resources to complete required system improvements, operate and maintain the system to remain in compliance with Federal regulations, and ensure that the Water and Sewer Enterprise Funds maintain adequate operational cash reserves.

In 2006, the Utilities Department contracted with Red Oak Consulting to update the water and sewer rate report. This update addresses the financial requirements of the Utilities Enterprise Fund. As part of this evaluation, Red Oak Consulting reviewed and evaluated revenues and revenue requirements of the department.

**Previous Council/Staff Actions:** The results of this updated analysis were presented at the April 3, 2007 Council Workshop. Council directed staff to begin the process to raise water and sewer rates as presented, effective with the October 2007 billing.

On November 14, 2006, Council authorized Red Oak Consulting to conduct an independent assessment of the existing rates, fees, revenue generation and full cost recovery for Fiscal Year 2006-07 and provide recommendations to Council to ensure the Utilities Department continues to remain fiscally sound into the future.

On April 24, 2007, Council adopted a notice of intention to increase water and sewer rates and set the public hearing for June 12, 2007.

**Community Benefit:** The proposed water and sewer rate adjustments will help to ensure that the city has the financial resources to continue to provide the highest quality water and sewer services to Glendale citizens and remain in compliance with federal and state regulations.

**Recommendation:** Conduct a public hearing, waive reading beyond the title and adopt a resolution implementing water rate and sewer rate adjustments effective with the October 2007 utility billing.

## **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)).**