



GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
February 12, 2013
7:00 p.m.

The meeting was called to order by Mayor Jerry P. Weiers and the following Councilmembers were present: Norma S. Alvarez, Samuel U. Chavira, Ian Hugh, Yvonne J. Knaack, Manuel D. Martinez and Gary D. Sherwood.

Also present were Horatio Skeete, Acting City Manager; Jamsheed Mehta, Interim Assistant City Manager; Nicholas DiPiazza, Deputy City Attorney; and Pamela Hanna, City Clerk.

Mayor Weiers called for the Pledge of Allegiance and a moment of silence was observed.

Compliance with Article VII, Section 6(c) of the Glendale Charter

A statement was filed by the City Clerk that the 7 resolutions to be considered at the meeting were available for public examination and the title posted at City Hall more than 72 hours in advance of the meeting.

Approval of the minutes of the January 15th and January 22nd, 2013 City Council Meeting

It was moved by Councilmember Sherwood, and seconded by Councilmember Martinez, to dispense with the reading of the minutes of the January 15th, 2013 Installation Ceremony and January 22nd, 2013 a Regular City Council meeting, as each member of the Council had been provided copies in advance, and approve them as written. The motion carried unanimously.

Mayor Weiers asked to hear Agenda item #11 first.

NEW BUSINESS

11. **COUNCIL SELECTION OF VICE MAYOR**
PRESENTED BY: Mayor and Council

In accordance with the Charter and pursuant to City Council Guidelines, Council will designate among its members a Vice Mayor.

The Mayor will accept a motion or motions, call for a second, and conduct a vote of the Council that shall, by virtue of assent of a majority, designate one of its members as Vice Mayor.

It was moved by Councilmember Martinez, and seconded by Councilmember Hugh, to approve Councilmember Yvonne Knaack as Vice Mayor. The motion carried unanimously.

CONSENT AGENDA

Items on the consent agenda are intended to be acted upon in one motion.

Ms. Pamela Hanna, City Clerk, read consent agenda resolution item numbers 1 through 5 by number and title.

CONSENT RESOLUTIONS

1. AMENDMENT NO. 8 TO INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF ECONOMIC SECURITY FOR COMMUNITY ACTION PROGRAM FUNDING AND OPERATIONS
PRESENTED BY: Rebecca H. Daniel, Community Action Program Administrator
RESOLUTION: 4638

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into Amendment No. 8 to the intergovernmental agreement (IGA) with the Arizona Department of Economic Security (DES) for Community Action Program (CAP) funding and operations.

RESOLUTION NO. 4638 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AMENDMENT NO. 8 TO THE INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF ECONOMIC SECURITY FOR COMMUNITY ACTION PROGRAM FUNDING.

2. MAIN EXTENSION AGREEMENT WITH VALLEY UTILITIES WATER COMPANY, INC. TO SUPPLY WATER FOR NORTHERN PARKWAY LANDSCAPING
PRESENTED BY: Cathy Colbath, Interim Executive Director, Transportation Services
RESOLUTION: 4639

Staff is requesting City Council waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into a main extension agreement with Valley Utilities Water Company, Inc. (VUWCO) to supply water for Northern Parkway landscaping. This agreement will allow for construction of a waterline extension needed to deliver irrigation water to the landscaping along Northern Parkway, between 143rd Avenue and Dysart Road.

RESOLUTION NO. 4639 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A MAIN EXTENSION AGREEMENT WITH VALLEY UTILITIES WATER COMPANY, INC. FOR THE CONSTRUCTION AND SUBSEQUENT OWNERSHIP TRANSFER OF A WATERLINE EXTENSION NEEDED TO DELIVER IRRIGATION WATER TO THE LANDSCAPING ALONG NORTHERN PARKWAY.

3. MEMORANDUM OF UNDERSTANDING WITH MARICOPA COUNTY ATTORNEY'S OFFICE FOR THE EQUITABLE SHARING OF RACKETEERING INFLUENCED CORRUPT ORGANIZATIONS ASSETS
PRESENTED BY: Debora Black, Interim Police Chief
RESOLUTION: 4640

This is a request for City Council to authorize the City Manager to enter into a Memorandum of Understanding (MOU) with the Maricopa County Attorney's Office (MCAO) for the equitable sharing of Racketeering Influenced Corrupt Organizations (RICO) assets.

Staff is requesting Council waive reading beyond the title and adopt a resolution authoring the City Manager to enter into a MOU with MCAO for the equitable sharing of RICO assets.

RESOLUTION NO. 4640 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A MEMORANDUM OF UNDERSTANDING WITH THE MARICOPA COUNTY ATTORNEY'S OFFICE CONCERNING ASSET FORFEITURE SERVICES (RICO) FOR THE GLENDALE POLICE DEPARTMENT.

4. MEMORANDUM OF UNDERSTANDING WITH MARICOPA COUNTY ADULT PROBATION DEPARTMENT FOR EXCHANGE OF PROBATION DATA AND LAW ENFORCEMENT INFORMATION
PRESENTED BY: Debora Black, Interim Police Chief
RESOLUTION: 4641

This is a request for City Council to authorize the City Manager to enter into a memorandum of understanding (MOU) with the Maricopa County Adult Probation Department (MCAPD) for exchange of probation data and law enforcement information.

Staff is requesting Council waive reading beyond the title and adopt a resolution authoring the City Manager to enter into a MOU with MCAPD for exchange of probation data and law enforcement information.

RESOLUTION NO. 4641 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE,

MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A MEMORANDUM OF UNDERSTANDING FOR DATA EXCHANGE WITH THE MARICOPA COUNTY ADULT PROBATION DEPARTMENT.

5. AMENDED AND RESTATED TRIBAL WATER RIGHTS SETTLEMENT AND LEASE AGREEMENT

PRESENTED BY: Doug Kukino, Environmental Resources Director
RESOLUTION: 4642

This is a request for Council to waive reading beyond the title and adopt a resolution approving and authorizing execution of the Amended and Restated White Mountain Apache Tribe Water Rights Quantification Agreement, dated November 1, 2012, and all exhibits to the agreement including the revised Lease Agreement for Central Arizona Project (CAP) Water. Council is also requested to authorize the City Manager to execute all required documentation on behalf of the City of Glendale in this transaction.

RESOLUTION NO. 4642 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF THE LEASE AGREEMENT FOR CENTRAL ARIZONA PROJECT WATER AMONG THE CITY OF GLENDALE, THE WHITE MOUNTAIN APACHE TRIBE AND THE UNITED STATES; AND THE AMENDED AND RESTATED WHITE MOUNTAIN APACHE TRIBE WATER RIGHTS QUANTIFICATION AGREEMENT AND ALL ASSOCIATED EXHIBITS THERETO.

It was moved by Vice Mayor Knaack and seconded by Councilmember Martinez, to approve the recommended actions on Consent Agenda Item Nos. 1 through 5, including the approval and adoption of Resolution No. 4638 New Series, Resolution No. 4639 New Series, Resolution No. 4640 New Series, Resolution No. 4641 New Series, and Resolution No. 4642 New Series. The motion carried unanimously.

BIDS AND CONTRACTS

6. AWARD OF PROPOSAL 13-07, LIBRARY BOOKS

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

This is a request for City Council to award proposal 13-07 authorizing the City Manager to enter into an agreement for Library Print Materials with Baker & Taylor, Inc. for one year, with the option to extend the agreement for an additional four, one-year increments.

Mr. Strunk said the award of this contract will ensure access to print materials to meet the needs of the community. The final cost will not exceed \$570,886. Funding is available in the book replacement book budgets for this project.

Councilmember Martinez asked if there was going to be monies available to purchase new books and how long it would be before the new books are on the shelves. Mr. Strunk said it will be about eight weeks. Councilmember Martinez said we need to let the public know about the new books. Mr. Strunk said there will be advertising about this.

Mayor Weiers asked if this was an ongoing program that would go on for the next 12 months. Mr. Strunk said yes it was and it was for books only.

It was moved by Vice Mayor Knaack, and seconded by Councilmember Martinez, to approve the Award Proposal 13-07 an agreement for Library print Materials with Baker & Taylor, Inc. The motion carried unanimously.

7. PROFESSIONAL SERVICES AGREEMENT WITH RITTOCH-POWELL & ASSOCIATES CONSULTING ENGINEERS, INC. FOR THE 2012/2013 SLURRY SEAL PROGRAM

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

This is a request for City Council to authorize the City Manager to enter into a professional services agreement with Ritoch-Powell & Associates Consulting Engineers, Inc. in an amount not to exceed \$95,698.57 for the purpose of providing engineering design services and developing project specifications and bid documents for the 2012/2013 Slurry Seal Program.

Councilmember Sherwood asked Mr. Rodzenko how the engineering design services charges of \$17,664 for a year fit into the 2 million program in the budget book.

Mr. Rodzenko said the \$95,698.57 was for the private vendor consulting design services. The \$17,664 a year was for engineering chargebacks. This is the first year that they have had to go outside for consulting services for this type of project due to recent staff cutbacks. The dollars will come out of the \$2M overall budget for maintenance funds.

It was moved by Councilmember Martinez, and seconded by Councilmember Alvarez, to approve the Professional Services Agreement with Ritoch-Powell & Associates Consulting Engineers, Inc. The motion carried unanimously.

8. MAINTENANCE AGREEMENT WITH TCS AMERICA AND IMPRESSION TECHNOLOGY INCORPORATED FOR TAX MANTRA

PRESENTED BY: Diane Goke, Chief Financial Officer

This is a request for City Council to approve maintenance support expenditures for the Tax Mantra System for one year.

Ms. Goke said the cost for one year was \$147,300.

Councilmember Martinez asked if this company has been doing the maintenance for this software and Ms. Goke said yes. She said she is satisfied with the service they are providing.

It was moved by Councilmember Sherwood, and seconded by Councilmember Chavira, to approve the maintenance support expenditures for the Tax Mantra System. The motion carried unanimously.

RESOLUTIONS

9. EMPLOYEE DEFERRED COMPENSATION CONTRACT WITH GREAT WEST RETIREMENT SERVICES
PRESENTED BY: Jim Brown, Interim Executive Director, Human Resources and Risk Management
RESOLUTION: 4643

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into a contract with Great-West Retirement Services (Great-West) for Employee Deferred Compensation Services.

Mr. Brown explained this plan is funded by employee contributions and allows them to make tax deferred contributions from their paychecks into funds set aside for retirement purposes. Great-West offered the strongest proposal, including their fund performance, recordkeeping, fees and administration costs. Mr. Brown explained the documents submitted for approval.

Councilmember Sherwood asked how long the process took. Mr. Brown said it took approximately a year to go through it with the committee.

Councilmember Alvarez asked which departments were represented by the employee committee. Mr. Brown explained it was across the organization, including union representation. He said the majority of departments were represented and he would provide that information to the council.

Vice Mayor Knaack commended the committee and said it was a good thing for the employees.

Councilmember Chavira commented that this was a benefit and tool used by employees when they retire.

RESOLUTION NO. 4643 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REPEALING RESOLUTION NO. 3527 NEW SERIES; ADOPTING AND AMENDING A RESTATED DEFERRED COMPENSATION PLAN DOCUMENT AS ADMINISTERED BY GREAT WEST LIFE & ANNUITY INSURANCE COMPANY; AUTHORIZING AND APPROVING THE DOCUMENTS NECESSARY TO IMPLEMENT THE DEFERRED COMPENSATION PLAN; AND ESTABLISHING THE DEFERRED COMPENSATION GOVERNING COMMITTEE.

It was moved by Councilmember Martinez, and seconded by Vice Mayor Knaack, to pass, adopt and approve Resolution No. 4643 New Series. The motion carried unanimously.

10. RETIREE HEALTH SAVINGS ACCOUNT CONTRACT WITH EDUCATORS BENEFIT CONSULTANTS, LLC

PRESENTED BY: Jim Brown, Interim Executive Director, Human Resources and Risk Management

RESOLUTION: 4644

Staff is requesting Council waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into a contract with Educators Benefit Consultants, LLC (EBC), a subsidiary of Great-West Retirement Services, to administer the Retiree Health Savings (RHS) accounts contract for the City of Glendale.

Mr. Brown said with the selection of Great West, the current retiree health savings provider, ICMA, will terminate their contract to provide RHS accounts with the city, effective April 1, 2013. He went over the documents necessary to implement the new retiree health savings plan with Educators Benefit Consultants, LLC.

RESOLUTION NO. 4644 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ADOPTING AN AMENDED AND RESTATED RETIREE HEALTH SAVINGS ACCOUNT (RHSA) PLAN AS ADMINISTERED BY EDUCATORS BENEFIT CONSULTANTS, LLC; AND AUTHORIZING AND APPROVING THE DOCUMENTS NECESSARY TO IMPLEMENT THE RETIREE HEALTH SAVINGS ACCOUNT PLAN.

It was moved by Councilmember Chavira, and seconded by Councilmember Hugh, to pass, adopt and approve Resolution No. 4644 New Series. The motion carried unanimously.

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

It was moved by Vice Mayor Knaack, and seconded by Councilmember Martinez, to hold a City Council Workshop at 1:30 p.m. in the City Council Chambers on Tuesday, February 19th, 2013, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. In addition a special city council workshop/retreat to be held on Thursday, February 21st, 2013 at 8:00 a.m. in room B-3 of the City Council Chambers. The motion carried unanimously.

CITIZEN COMMENTS

There were no citizen comments.

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Hugh thanked the council for taking him shopping.

Vice Mayor Knaack said she was honored being voted Vice Mayor.

Mayor Weiers expressed concern over other Councilmembers being sick and said he was glad everyone was feeling better.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:38 p.m.

Pamela Hanna
Pamela Hanna - City Clerk