

**MINUTES OF THE REGULAR MEETING OF THE COUNCIL  
OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA,  
HELD TUESDAY, FEBRUARY 14, 2006, AT 7:00 P.M.**

The meeting was called to order by Mayor Elaine M. Scruggs, with Vice Mayor Thomas R. Eggleston and the following Councilmembers present: Joyce V. Clark, Steven E. Frate, David M. Goulet, and Manuel D. Martinez. Councilmember H. Philip Lieberman was absent.

Also present were Ed Beasley, City Manager; Pam Kavanaugh, Assistant City Manager; Craig Tindall, City Attorney; and Pamela Hanna, City Clerk.

**COMPLIANCE WITH ARTICLE VII, SECTION 6(c) OF THE GLENDALE CHARTER**

A statement was filed by the City Clerk that the five resolutions and two ordinances 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.

Mayor Scruggs welcomed Boy Scouts and Scout Masters from Troop 468, Gracen Miller, Tyler Flemming, Connor Marsh, Adam Storer, Neffy Bushman, Devero Flemming, Ken Turley, Ryan Livingstone, Marvin Miller, and Paul Simonson. She also introduced Roy Simonson and Assistant Scout Master Paul Simonson from Troop 61. She recognized government students from Ironwood High School, Jerrod Janini, Nate Childs, Connor Lee and Brooke Baker.

**APPROVAL OF THE MINUTES OF THE JANUARY 24, 2006 REGULAR COUNCIL MEETING**

**It was moved by Goulet, and seconded by Clark, to dispense with the reading of the minutes of the January 24, 2006 Regular Council meeting, as each member of the Council had been provided copies in advance, and approve them as written. The motion carried unanimously.**

**APPROVAL OF THE MINUTES OF THE JANUARY 26, 2006 SPECIAL CITY COUNCIL MEETING**

**It was moved by Goulet, and seconded by Clark, to dispense with the reading of the minutes of the January 26, 2006 Special City Council meeting, as each member of the Council had been provided copies in advance, and approve them as written. The motion carried unanimously.**

## **PROCLAMATIONS AND AWARDS**

### WHITE CANE MONTH PROCLAMATION

This is a request for the City Council to proclaim the month of February 2006 as White Cane Month. The City of Glendale is fortunate to have the Glendale Sunrise Lions Club, the Glendale Evening Lions Club and also the Bellair Lions Club provide our city with services such as assistance with food and clothing needs; collecting donations for the food bank and assisting the handicapped and elderly with shopping requests. The Glendale Sunrise Lions also raise funds to purchase eyeglasses for children throughout Glendale.

The recommendation was to present the White Cane Proclamation to Stuart Craig, President of the Sunrise Lions Club.

**Mayor Scruggs presented the White Cane Proclamation to Mr. Stuart Craig, President of the Sunrise Lions Club.**

Mr. Craig thanked the Mayor and Council for the Proclamation. He stated the goal of all three Glendale Lions Clubs is to see that no child or adult with vision or hearing problems goes without assistance. He said they need the community's help and always welcome new members.

### ARIZONA FOOTBALL LEAGUE GLENDALE BULLDOGS 2005 STATE CHAMPIONS – PROCLAMATION OF RECOGNITION

This is a request for the City Council to issue a Proclamation of Recognition to the Glendale Bulldogs, Arizona Football League 2005 State Champions for their recent victory. We are recognizing the significant accomplishments achieved by the Glendale Bulldogs and their coaches, and expressing our gratitude for the pride and recognition they have brought to themselves and the community of Glendale.

The recommendation was to present a Proclamation of Recognition to Head Coach Jim Long and the members of the Glendale Bulldogs.

**Mayor Scruggs presented a proclamation of recognition to Head Coach Jim Long and Assistant Coach Rob Cluckey.**

Mr. Long noted the AZFL has a 15 to 20 percent rate of getting kids into junior or, sometimes, a Division 1 college. He stated AZFL gives him the opportunity to continue to be part of the game he loves. He said the Glendale Bulldogs were fortunate to have so many good young men dedicated to winning the state championship. He noted the team is 4 and 0 going into the season, stating they hope to bring another state championship back at the end of the season. He said he and his team members are proud to be part of Glendale.

## SPORTS ILLUSTRATED GOOD SPORTS COMMUNITY OF THE YEAR

This is a request for the City Council to accept the *Sports Illustrated* Good Sports Community of the Year Award. This Award is presented to the city by the National Recreation and Parks Association, Dodge, and *Sports Illustrated* in recognition of Glendale as one of the eight premier Good Sports Communities in the nation.

This recognition demonstrates Glendale's strong commitment to youth development and addresses Council priorities in the areas of strengthening community relationships, creating new partnerships, and enhancing the quality of life for Glendale residents.

The Good Sports program is a new initiative to spotlight quality youth sports programs across America. Glendale Parks and Recreation Department was only one of eight communities to win this designation. The Good Sports National Award selected its award winners based on the following criteria:

- The community's ability to promote positive values such as sportsmanship and fair play;
- Proper skill development, parent involvement, and positive coaching methods; and
- Inclusiveness of play and community involvement in youth sports, such as addressing consistent policies and procedures for safety and facility management.

Sports help build strong communities and encourage life-long healthy and active lifestyles. The Glendale Youth Sports Program philosophy states, "The outcome of the child is more important than the game". The youth sports program priorities focus on the following criteria:

- Offer the opportunity for every child to play sports;
- Feel good about him or herself while playing; and
- Learn new skills that they can utilize throughout their lives, such as healthy living, teamwork, respect and confidence.

The recommendation was to accept the *Sports Illustrated* Good Sports Community Award.

Ms. Becky Benna, Director of the Glendale Parks and Recreation Department, introduced members of her staff, stating they are the ones responsible for the city receiving the award. She noted Mr. Chris Gallagher, Recreation Manager, was also selected as a Community Champion, explaining he was one of only eight in the country

selected to receive a special award for his contributions to youth sports. She went on to recognize youth in the audience, Christian and Matthew Pennita, Tyler Miller, and Eric Allen, stating they represent only a few of the young athletes who have participated and are participating in the city's sports programs. She expressed her opinion Glendale was selected as one of the eight communities to receive the award and noted because of their Youth Sports program's motto, "The outcome of the child is more important than the game." She stated she is very proud of her staff, the community and the leadership of the community who work together to provide positive activities that promote lifelong skill development, leadership opportunities, teamwork, sportsmanship and community pride.

Ms. Cathy Spangler, Director of National Partnerships for the National Recreation and Park Association, stated the issue of creating positive environments and experiences for youth to develop appropriately into well rounded adults is a public policy concern that impacts the entire community. She said non-school hours is a critical time frame for ensuring a quality youth development agenda and youth sports has long provided significant ways to engage youth to be more physically active, improve social and mental skills and learn sportsmanship that lasts a lifetime. She stated, while adults are essential to providing youth sports at the community level, all too often leadership training and parent education are not viewed as priorities.

Ms. Spangler said the National Recreation and Park Association firmly believes that as caretakers of public spaces supporting grass roots sports nationwide, local Parks and Recreation Departments are essential to implementing standards of practice, policies and guidelines to ensure every child has a positive and developmentally appropriate experience. She said Glendale assisted their organization in developing the national model for the Hearts and Parks initiative. She stated *Sports Illustrated* Good Sports Community, presented by Dodge in partnership and NRPA, was launched in late 2004. She said their challenge to Parks and Recreation Departments nationwide was to make sports more accessible to youth, more consistent across sport seasons, and more supportive of parents and adult volunteers.

Ms. Spangler reported over 1,400 communities registered to become a *Sports Illustrated* Good Sports Community and to compete for national recognition in the Sportsman of the Year issue of Sports Illustrated. She explained eight regional competitions focused on the key elements of the program and on all counts the City of Glendale Parks and Recreation Department embraced their leadership role. She stated Glendale's more than 3,000 youth who annually demonstrate how to try, learn, play and compete in youth sports demonstrated to the national panel of judges that the City of Glendale is most worthy of special recognition. Ms. Spangler presented Mayor Scruggs with the *Sports Illustrated* Good Sports Community Award.

**Mayor Scruggs accepted the *Sports Illustrated* Good Sports Community Award on behalf of the City Council.**

Mayor Scruggs thanked Ms. Spangler; stating the award is truly an honor. She thanked youth present in the audience, stating they helped the city earn the award. She also thanked Ms. Benna and her staff for their efforts to instill very important values in the city's adult and youth residents.

## **CONSENT AGENDA**

Mr. Ed Beasley, City Manager, read Agenda Item Numbers 1 through 16 and Ms. Pamela Hanna, City Clerk, read consent agenda resolutions numbers 17 through 21 by number and title.

Councilmember Clark requested that Agenda Item Numbers 3 and 17 be heard separately.

### **1. LIQUOR LICENSE NO. 3-1029 – BRAVI TUSCAN KITCHEN**

This is a request by James Nagy for the City Council to approve a new series 12 (Restaurant – all liquor) liquor license for Bravi Tuscan Kitchen, located at 5940 West Union Hills Drive #E-100.

The approval of this license will increase the total number of liquor licenses in this area by one.

The establishment is over 300 feet from any school or church. The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined that it meets all technical requirements.

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

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1029.

### **2. LIQUOR LICENSE NO. 3-1030 – NOTHING BUT NOODLES**

This is a request by Erika Eliassen for the City Council to approve a new series 12 (Restaurant – all liquor) liquor license for Nothing But Noodles, located at 8190 West Union Hills Drive #155.

The approval of this license will increase the total number of liquor licenses in this area by one.

The establishment is over 300 feet from any school or church. The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined that it meets all technical requirements.

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

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1030.

4. LIQUOR LICENSE NO. 3-1032 – QUICK STOP

This is a request by Randy Nations for the City Council to approve a new series 10 (Beer and Wine Store) liquor license for Quick Stop, located at 7938 North 59<sup>th</sup> Avenue.

The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The Planning Department, the Police Department, and the Maricopa County Health Department have reviewed the application and have determined that it meets all technical requirements.

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

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1032.

5. LIQUOR LICENSE NO. 3-1033 – DADDY'S BAR & GRILL

This is a request by Chad Kent for the City Council to approve the person transfer of a series 6 (On/Off-Sale Retail- All Liquor Bar) liquor license for Daddy's Bar & Grill, located at 8830 North 43<sup>rd</sup> Avenue.

The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined that it meets all technical requirements.

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

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1033.

6. LIQUOR LICENSE NO. 3-1034 – BARWINKLES

This is a request by Brent Milburn for the City Council to approve the person transfer of a series 6 (On/Off - Sale Retail - All Liquor Bar) liquor license for Barwinkles, located at 5930 West Greenway Road, #27.

The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined that it meets all technical requirements.

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

The recommendation was to award a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1034.

7. LIQUOR LICENSE NO. 3-1035 – CLUB COLONIAL

This is a request by Manuel Herrera-Villa for the City Council to approve the person transfer of a series 7 (On/Off-Sale Retail- Beer & Wine Bar) liquor license for Club Colonial, located at 7018 North 54<sup>th</sup> Avenue.

The approval of this license will not increase the total number of liquor licenses in this area.

The City of Glendale Planning Department, the City of Glendale Police Department, and the Maricopa County Health Department reviewed the application and determined that it meets all technical requirements.

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

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1035.

8. LIQUOR LICENSE NO. 3-1036 – GENO'S MARKET

This is a request by Eugene Sawa for the City Council to approve a new series 10 (Liquor Store-Beer and Wine) liquor license for Geno's Market, located at 15414 North 67<sup>th</sup> Avenue.

The approval of this license will not increase the total number of liquor licenses in this area.

The establishment is over 300 feet from any school or church. The Planning Department, Police Department, and the Maricopa County Health Department have reviewed the application and have determined that it meets all technical requirements.

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

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1036.

9. SPECIAL EVENT LIQUOR LICENSE FOR KNIGHTS OF COLUMBUS

This is a request by Donald Gorny for the City Council to approve a special event liquor license for the Knights of Columbus. This event is a public safety appreciation banquet, which will be held at St. Helen's Church, located at 5510 West Cholla Avenue. The event will be held on Saturday, March 18, 2006 from 6:00 to 10:00 p.m.

If this license is approved, the total days expended by this applicant will be one of the allowed ten days this year.

Under the provisions of Arizona Revised Statutes Sec. 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the City Council recommends approval of such license.

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for this special event liquor license for Knights of Columbus.

10. SPECIAL EVENT LIQUOR LICENSE FOR SAHUARO RANCH FOUNDATION

This is a request by Carole DeCosmo for the City Council to approve a special event liquor license for Sahuaro Ranch Foundation. This event is a Fine Art Auction, which will be held at the Glendale Adult Center, located at 5970 West Brown Street. The event will be held on Saturday, March 18, 2006 from 7:00 to 10:00 p.m.

If this license is approved, the total days expended by this applicant will be one of the allowed ten days this year.

Under the provisions of Arizona Revised Statutes Sec. 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the City Council recommends approval of such license.

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for this special event liquor license for Sahuaro Ranch Foundation.

11. SPECIAL EVENT LIQUOR LICENSE FOR GLENDALE ARTS COUNCIL

This is a request by Judy Atkins for the City Council to approve a special event liquor license for the Glendale Arts Council. This event is a reception for the art exhibit, which will be held at Sahuaro Ranch Park, located at 9802 North 59<sup>th</sup> Avenue. The event will be held on Friday, March 24, 2006 from 7:00 to 10:00 p.m.

If this license is approved, the total days expended by this applicant will be one of the allowed ten days this year.

Under the provisions of Arizona Revised Statutes Sec. 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the City Council recommends approval of such license.

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for this special event liquor license for Glendale Arts Council.

12. PROFESSIONAL SERVICES AGREEMENT - TRANSPORTATION MANAGEMENT PLAN

This is a request for the City Council to approve a professional services agreement with Kaku and Associates for development of transportation management plans for city mega events, including the Cardinals Stadium opening day, the Cabelas's opening, the Fiesta Bowl, and the BCS Bowl.

This project addresses the Council's goals of ensuring public safety and coordinating exceptional service delivery for residents and visitors.

In June of 2005, the City Manager's Office created a citywide mega events planning team with representatives from all departments. The Transportation Department is responsible for event traffic ingress, egress, and circulation. In September of 2005, the Transportation Department advertised a request for Statements of Qualifications (SOQ) to prepare comprehensive transportation management plans to coordinate vehicle, pedestrian, transit, and shuttle movements during mega events. Four SOQs were received. A team of five city staff representing the Transportation Department, Field Operations, and the Police Department reviewed the SOQs and conducted interviews with three of the firms. Kaku and Associates was selected as the firm best suited to meet the city's needs.

At the October 18, 2005 City Council Workshop, the Mega Events Coordinator indicated that transportation was a critical component of the city's planning efforts and that related expenses would be identified through the Fiscal Year 2006-07 budget process. At the time of that presentation, the costs for transportation planning expenses and the time frame to complete the plans had not been negotiated with the recommended consultant.

This planning effort will allow the city to proactively manage traffic associated with hosting mega events. These plans will address safety issues and assist with protecting the quality of life for surrounding neighborhoods while delivering an exceptional event experience for visitors.

While city departments, including Police and Transportation, are responsible for making the transportation plans operational, external partners including the AZSTA, Cabela's, Cardinals and Fiesta Bowl need to have input per the agreements related to their events. Coordination and discussion with the city's ad-hoc Neighborhood Event Advisory Committee, and adjacent neighborhood leaders will be integral to the success of finalizing the transportation plans prior to the events.

The Transportation Department and project team will work with the City Manager's Office, Community Partnerships, and the Marketing/Communications Department to gather input and ensure residents and visitors are aware of the transportation plans.

The fee for development of the transportation management plans is \$537,500. Funds are available in the National Events Fund. The city will enter into cost sharing agreements with external partners as soon as specific costs are determined in the planning process.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$537,500

<b><u>Account Name, Fund, Account and Line Item Number:</u></b> National Events, Account No. 03-6362-7330
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The recommendation was to approve the professional services agreement with Kaku and Associates for development of transportation management plans for city mega events in the amount not to exceed \$537,500.

13. CONTINGENCY FUND TRANSFER REQUEST FOR AUDIO/VISUAL EQUIPMENT IN COUNCIL CHAMBERS

This is a request for the City Council to approve a transfer of general fund contingency appropriation authority and funds in the amount of \$38,157 to improve sound clarity and video controls in the city Council Chambers.

Recently, staff determined that the speakers located in the ceiling above the council chamber dais were not working at the correct volume level, creating difficulty in clearly hearing presentations and comments. While repairs were completed that addressed the volume level, the sound clarity concerns still remained. Also, the personal video monitors do not provide the controls necessary to allow Council members to easily switch between different video media sources during business

meetings. This request will fund the installation of audio speakers at each seating position and controls that allow the Council to easily switch between video media sources.

Residents attend Council and other meetings held in the Council Chambers. In addition, the Cable Department estimates that Glendale Channel 11 reaches 140,000 residents, many of who watch Council sessions. The community will benefit from this request through improved sound clarity for meeting participants and the general public who view the meeting via television.

This transaction will require the transfer of appropriation authority and funds of \$38,157 from Fiscal Year 2005-06 General Fund Contingency, Account No. 01-2450-7000, to Audio/Visual Division, Account No. 01-4248-7520. This will result in a reduction of general fund contingency appropriation authority for Fiscal year 2005-06 and a reduction in the General Fund balance.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X		X	\$38,157

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

From General Fund Contingency, Account No. 01-2450-7000 to Audio/Visual Division No. 01-4248-7520

The recommendation was to authorize the transfer of \$38,157 in appropriation authority and funds from Fiscal year 2005-06 General Fund Contingency, Account No. 01-2450-7000 to Audio/Visual Division, Account No. 01-4248-7520.

**14. AUTHORIZATION TO INCREASE CONTRACT AMOUNT WITH AL-JON, INC.**

This is a request for the City Council to authorize \$40,000 of additional spending authority for Al-jon, Inc. to purchase replacement parts for two landfill compactors. The landfill is experiencing an increase in repairs and replacement parts due to the aging of these compactors. The spending limit for Al-jon replacement parts will increase from \$50,000 to \$90,000 for Fiscal Year 2005-06.

The city owns two Al-jon landfill compactors purchased in 1999 and 2000 for approximately \$500,000 each. The compactors, which are no longer covered by a repair warranty, are scheduled for replacement in Fiscal Year 2006-07 and Fiscal Year 2008-09. Al-jon is the preferred provider due to its ability to provide emergency replacement parts. The increased spending limit of \$90,000 is expected to cover the cost of the replacement parts for the remainder of this fiscal year.

Approval of this request will help assure that landfill service is provided to residents in an efficient and cost effective manner.

Funds and appropriation authority for the increase in repair part costs with Al-jon are available in landfill budget.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$40,000

**Account Name, Fund, Account and Line Item Number:**  
 Landfill Line Supplies, Account No. 55-6235-7520

The recommendation was to authorize an increase of \$40,000 to the Fiscal Year 2005-06 purchase order for Al-jon, Inc. to purchase compactor repair parts.

15. AGREEMENTS FOR NITRATE REMOVAL DEMONSTRATION SYSTEMS

This is a request for the City Council to approve two 24-month equipment lease agreements and one professional service agreement (PSA) for two nitrate removal demonstration systems. Wells 6 and 40, which are currently out of service due to high nitrate levels, will be utilized for the purpose of these demonstration systems. The data gathered from the demonstration systems will be incorporated into the design of a centralized groundwater treatment facility for the removal of nitrates.

One lease agreement is with Siemens Financial Services, Inc., for a nitrate removal demonstration system treating water from Well 40, located at the city’s Cholla Water Treatment Plant (CWTP). The PSA is with U.S. Filter/Ionpure Inc., for the installation and operation of the equipment leased from Siemens Financial Services, Inc.

The second lease agreement is with Basin Water, Inc. for a nitrate removal demonstration system for Well 6, located at 63<sup>rd</sup> Avenue and Frier Drive.

Installation of the two nitrate removal demonstration systems address the Council goals of safety, service and enhancing the quality of life for Glendale residents. Both demonstration systems will provide comparative data that will be used to improve upon future groundwater treatment processes, allowing the city’s water treatment systems to continue to meet and exceed federal, state, and local water quality regulations.

On February 17, 2005, a request for proposals was advertised for nitrate removal demonstration system equipment to treat groundwater from Well 40. Two proposals were received, one from the team of Siemens Financial and U.S. Filter/Ionpure Inc., and one from Basin Water, Inc. The project engineering design consultant, Black & Veatch, and staff from the Engineering and Utilities Departments reviewed the proposals. Siemens Financial and U.S. Filter/Ionpure Inc., and Basin Water were selected as the vendors for two separate full-scale demonstration systems.

Having two types of systems in operation at the same time gives the city and its consultant the needed data to evaluate both systems and determine which system will provide the most reliable and economical long-term treatment system. Once installed and operational, each demonstration system will treat approximately 1.7 million gallons per day of groundwater.

The 24-month lease agreements include design, fabrication, delivery, installation, start-up, and performance testing of the nitrate removal demonstration system.

On October 10, 2004, the Council approved a professional services agreement with the consulting firm of Black & Veatch to complete site selection and design of the new Zone 4 Water Treatment Plant, referred to as the Oasis Water Treatment Plant. This water treatment plant will provide an additional source of drinking water.

The demonstration systems will reduce the nitrate in the groundwater from these wells to less than ten parts per million, which complies with federal and state regulations for safe drinking water. In addition, the nitrate removal demonstration systems will be used to evaluate nitrate removal system design and operating costs prior to implementing full-scale nitrate treatment for Glendale's groundwater supply. Installing the nitrate removal system at Wells 6 and 40 will provide additional water supply to the city's distribution system.

The cost for Siemens Financial and U.S. Filter/Ionpure Inc. to design, fabricate, deliver, install, start-up and conduct performance testing of the nitrate treatment system at Well 40 will total \$728,945. This amount includes the fee for treating water by the acre-foot.

The cost for Basin Water, Inc. to design, fabricate, deliver, install, start-up and conduct performance testing of the nitrate treatment system at Well 6 will total \$405,873.

The difference in costs between the two systems is due to the Basin Water system being a proprietary system, designed for individual wellhead treatment. The US Filter system is an open design system that can be provided by more than one vendor and which more closely matches large capacity nitrate removal facility designs in use today.

Funds are available in Drinking Water Well Head Treatment, Account No. 83-9225-7810.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$ 1,134,818

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

FY 2005/06, Drinking Water Well Head Treatment, Account No. 83-9225-7810

The recommendation was to approve the nitrate removal demonstration systems equipment lease agreement with Siemens Financial Services, Inc., and the professional service agreement with U.S. Filter/Ionpure Inc. in an amount not to exceed \$728,945 and the lease agreement with Basin Water, Inc. in an amount not to exceed \$405,873.

16. APPROVAL OF THE DESIGN BUILD AGREEMENT WITH GLENDALE DESIGN-BUILD JOINT VENTURE

This action will approve and award the design-build contract for the construction of the conference center, media facility, and parking garage adjoining the John Q. Hammons hotel to be constructed west of the Glendale Arena in the Westgate City Center.

This project supports economic development opportunities and provides city facilities that will serve major national events that will occur in the area.

On July 26, 2005 the Council approved the Master Development Agreement with John Q. Hammons to develop a hotel, conference center, media facility, and parking garage in Westgate City Center. These facilities will provide an additional impetus to development of Westgate. They will also be valuable city facilities available for use during major national events, as well as support tourism and other economic activity within the city.

The hotel portion of the project will be privately financed. The conference center, media facility, and parking garage will be public assets. Construction of public facilities will be performed under the design-build process. This action will approve and award the design-build contract to the Glendale Design-Build Joint Venture, a partnership of John Q. Hammons Revocable Trust, The Killian Group, Rosenbury & Partners.

The recommendation was to approve the design-build agreement with the Glendale Design Build Joint Venture as presented to the Council in substantial final draft.

**CONSENT RESOLUTIONS**

18. ACQUISITION OF RIGHT-OF-WAY FOR INTERSECTION IMPROVEMENTS

This is a request for the City Council to authorize the purchase of right-of-way and the acceptance of a property dedication that are needed to complete Glendale Onboard (GO) intersection improvement projects at a total cost of \$76,299.

One of Council's goals is to improve and provide transportation options within the city.

Scalloped streets and intersection improvement projects have been previously identified in the GO Program. The city needs to obtain additional right-of-way in order to construct related street improvements that include right-turn lanes, bus bays and merge lanes, as well as new curbs, gutters, sidewalks, and landscaping.

Properties that are needed are one property acquisition and one property dedication as described below:

**Zeneca** - Zeneca, owner of property located near the northeast corner of 75<sup>th</sup> and Missouri Avenues, will dedicate approximately 32 square feet of property towards improvements at this intersection. The property owner is willing to grant a temporary easement to the city on the property for construction of improvements. Total closing costs are \$295.

**T & D Northern Venture** – T & D Northern Venture, owner of property located at the southwest corner of 43<sup>rd</sup> and Northern Avenues, will sell approximately 3,916 square feet of property towards improvements at this intersection. The property owner is willing to grant a temporary easement to the city on the property for construction of improvements. The property owner will be compensated a total of \$75,000 for the right-of-way. Total closing costs are \$1,004.

These projects were included in the Fiscal Year 2005-06 Capital Improvement Program budget process approved by the Council and funding is available from the half-cent transportation sales tax program.

GO Program improvements are being made to streets, transit, and pedestrian facilities. These projects will provide bus bays and improve pedestrian and traffic flow.

The GO Program provides multiple opportunities for public input. Last year, an annual report was mailed to all Glendale households, a transportation fair was held on April 17, 2005 and a community meeting for the annual report was held on April 21, 2005. Project specific public meetings will be conducted by the Engineering Department.

City of Glendale funds for right-of-way acquisition and improvements are budgeted as part of the GO Transportation Program. Closing costs for the above two properties total \$1,299.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$76,299

<p><b><u>Account Name, Fund, Account and Line Item Number:</u></b>            75<sup>th</sup>/83<sup>rd</sup> Glendale – St Im, Account No. 33-9486-8100 (\$295)            43<sup>rd</sup> Ave: Bethany Home – Peoria, Account No. 33-9490-8100 (\$76,004)</p>
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The recommendation was to waive reading beyond the title and adopt a resolution authorizing the City Manager to execute all documents necessary to purchase the right-of-way and accept a dedication of property for the Glendale Onboard (GO) Transportation Program.

Resolution No. 3924 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 ACQUISITION OF RIGHT-OF-WAY FOR INTERSECTION IMPROVEMENTS FOR THE GLENDALE ONBOARD TRANSPORTATION PROGRAM; AND DIRECTING THE EXECUTION OF ANY DOCUMENTS NECESSARY TO EFFECTUATE SAID ACQUISITIONS.**

19. INTERGOVERNMENTAL AGREEMENT: INTELLIGENT TRANSPORTATION SYSTEM EQUIPMENT ON CAMELBACK ROAD

This is a request for the City Council to approve an intergovernmental agreement (IGA) with the Maricopa County Department of Transportation (MCDOT) for AZTech Smart Corridors Phase 3, which includes construction of intelligent transportation system (ITS) equipment on Camelback Road between 91<sup>st</sup> and 99<sup>th</sup> Avenues, using federal Congestion Mitigation and Air Quality (CMAQ) funds.

This project will aid the Transportation Department in meeting the Council's strategic priority of leveraging technology for efficiency and convenience.

In December of 2004, the City of Glendale completed an Intelligent Transportation Systems Master Plan for the Westgate Area. This plan outlines communications and field equipment needs for the area between 83<sup>rd</sup> and 99<sup>th</sup> Avenues from Camelback Road to Glendale Avenue. As part of phase three, Camelback Road from 91<sup>st</sup> to 99<sup>th</sup> Avenues is scheduled to have fiber optic communications, as well as two closed circuit television (CCTV) cameras and a dynamic message sign (DMS). This project will tie into a fiber optic communications project for 91<sup>st</sup> Avenue, Bethany Home Road, and 95<sup>th</sup> Avenue that are currently under design and will begin construction in the fall of 2006.

In 1996, the Maricopa County region successfully acquired funds for a federal model deployment initiative to demonstrate effective use of ITS equipment, called AZTech Smart Corridors. As part of the AZTech program, several phases of technology deployment were identified. Construction of Phases 1 and 2, which included CCTV cameras at intersections along 59<sup>th</sup> Avenue in Glendale are complete. Camelback Road from 91<sup>st</sup> Avenue to 99<sup>th</sup> Avenue is included in Phase 3.

The Westgate and stadium area will host numerous high-profile events in the next few years. Installing intelligent transportation system technology along congested corridors, and incorporating the traffic signals into the central intelligent transportation system allows for remote connectivity. Residents and visitors will experience improved effectiveness and efficiency in the management of event traffic.

The total cost of design and construction is \$420,000. The city's share for this project is \$100,000 and is available in the Glendale Onboard (GO) Transportation Program Smart Traffic Signals account.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
		X	X		\$100,000

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

Smart Traffic Signals Account No: 33-9445-8300 (\$100,000)

The recommendation was to waive reading beyond the title and adopt a resolution authorizing the City Manager to sign any and all documentation relating to the intergovernmental agreement with MCDOT for ITS equipment on Camelback Road.

Resolution No. 3925 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 AN INTERGOVERNMENTAL AGREEMENT WITH THE MARICOPA COUNTY DEPARTMENT OF TRANSPORTATION FOR AZTech SMART CORRIDORS PHASE 3.**

20. AUTHORIZATION FOR LEASE FINANCING

This is a request for the City Council to adopt a resolution authorizing the lease financing of various sanitation equipment to include four (4) sideloader refuse trucks, two (2) rear loader refuse trucks, one (1) roll-off truck and two (2) tractor/loaders. The resolution authorizes the execution and delivery of the lease, and awards the lease to the best proposal from a reasonable bidder. The lease proceeds will fund acquisition of equipment included in the Council-adopted Capital Improvement Plan (CIP).

It is the city's practice to finance the acquisition of certain assets with the use of lease financing, to help address the council goal of financial stability. Lease financing does not impact the city's general obligation debt limits.

Lease proposals were received on February 10, 2006. Finance Department staff and the city's financial advisor, Johnson Consulting Group, evaluated and verified the bids received to assure their accuracy and benefit to the city. Council can accept the lowest, most responsive bid by adopting the lease resolution. The lease will be paid from sanitation fund revenues.

The recommendation was to waive reading beyond title and adopt a resolution authorizing the issuance of lease financing in an amount not to exceed \$1,500,000, and declaring an emergency.

Resolution No. 3926 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 PROVIDING FOR THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT IN AN AMOUNT NOT TO EXCEED \$1,500,000 FOR THE PURPOSE OF PROVIDING FUNDS TO PAY ALL OR A PORTION OF THE COSTS OF CERTAIN PROJECTS OF THE CITY AND TO PAY ALL NECESSARY LEGAL, FINANCIAL, ARCHITECTURAL, ENGINEERING AND OTHER COSTS IN CONNECTION THEREWITH; PROVIDING FOR THE AWARD OF SAID LEASE; AUTHORIZING CERTAIN OTHER DOCUMENTS AND THE TAKING OF CERTAIN OTHER ACTIONS IN CONNECTION WITH THE EXECUTION AND DELIVERY OF THE LEASE; AND DECLARING AN EMERGENCY.**

21. SETTING THE CITY COURT WARRANT FEE

This is a request for the City Council to set the amount for a warrant fee to be assessed by the City Court. The \$75 per case warrant fee will offset some of the costs incurred by the court, detention, prosecutor's office, public defenders and police, to resolve failures to appear in court.

This request addresses the Council's strategic priority of providing financial stability.

Several city departments perform significant extra efforts when defendants do not appear for their scheduled court date or fail to pay related financial penalties. Yet, with the exception of a civil default fee, there is no added penalty for such defendants charged with more serious criminal offenses. Unlike many Arizona courts, Glendale City Court does not currently impose any extra financial penalties associated with generating warrants and the subsequent necessary activities. A survey of existing Arizona courts reveals warrant fees ranging from \$45 to \$239 per case.

On January 24, 2006, the Council adopted an ordinance amending Section 13-9 allowing a warrant fee to be assessed by the City Court. The amount of the warrant fee must now be set forth by resolution.

If established, this fee would enable the city to recoup some of the warrant costs for labor extended by the court, detention, prosecutor's office, public defenders and police. The court issues approximately 600 warrants per month.

The recommendation was to waive reading beyond title and adopt a resolution setting a \$75 warrant fee per case against criminal defendants who fail to appear for their court dates.

Resolution No. 3927 New Series was read by number and title only, it being **A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, SETTING FORTH THE WARRANT FEE TO BE COLLECTED BY THE GLENDALE CITY COURT; AND ESTABLISHING AN EFFECTIVE DATE.**

It was moved by Eggleston, and seconded by Frate, to approve the recommended actions on Consent Agenda Item Nos. 1 and 2, 4 through 16, and 18 through 21, including the approval and adoption of Resolution No. 3924 New Series, Resolution No. 3925 New Series, Resolution No. 3926 New Series, and Resolution No. 3927 New Series; and to forward Liquor License Applications No. 3-1029 for Bravi Tuscan Kitchen; No. 3-1030 for Nothing But Noodles; No. 3-1032 for Quick Stop; No. 3-1033 for Daddy's Bar & Grill; No. 3-1034 for Barwinkles; No. 3-1035 for Club Colonial; and No. 3-1036 for Geno's Market; and to forward Special Event Liquor License Applications for the Knights of Columbus for a public safety appreciation banquet to be held at St. Helen's Church, located at 5510 West Cholla Avenue, on Saturday, March 18, 2006; the Sahuaro Ranch Foundation for a fine art auction to be held at the Glendale Adult Center, located at 5970 West Brown Street, on Saturday, March 18, 2006; and the Glendale Arts Council for an art exhibit to be held at Sahuaro Ranch Park, located at 9802 North 59<sup>th</sup> Avenue, on Friday, March 24, 2006, to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.

3. LIQUOR LICENSE NO. 3-1031 – CAMELBACK MARKET

Mr. Ray Shuey, Finance Director, presented this item.

This is a request by Michael Youwanes for the City Council to approve a new series 10 (Beer and Wine Store) liquor license for Camelback Market, located at 5630 West Camelback Road #101, 102.

The approval of this license will increase the total number of liquor licenses in this area by one.

The establishment is over 300 feet from any school or church. The Planning Department, the Police Department, and the Maricopa County Health Department have reviewed the application and determined that it meets all technical requirements.

One protest was received during the 20-day posting period from Maryvale Market and Deli, at 5510 West Camelback Road, Glendale, which also holds a Series 10 (Beer and Wine Store) liquor license.

The recommendation was to forward a recommendation for approval to the Arizona Department of Liquor Licenses and Control for Liquor License Number 3-1031.

Councilmember Clark stated on behalf of Councilmember Lieberman, she had requested this item be heard separately.

Councilmember Clark asked how many Series 10 licenses already exist within a one-mile radius of the subject location. Mr. Shuey said there are six Series 10 licenses. Councilmember Clark asked if it is true that other establishments with Series 10

licenses are located down the street both to the east and west of the subject property. Mr. Shuey responded yes. Councilmember Clark asked Mr. Shuey if he has spoken with the applicant about their license application. Mr. Shuey said he personally has not spoken with the applicant, but the city's Liquor License staff has. Councilmember Clark asked if the applicant was asked if he felt there was a need for another new Series 10 license in the area. Mr. Shuey said he does not know if the applicant was asked that specific question, but the applicant is aware of the protest filed by a business in the neighboring shopping center.

Mr. Michael Youwanes, Applicant, offered to answer questions.

Councilmember Clark asked Mr. Youwanes what need or convenience his application would fulfill. Mr. Youwanes said his store will have a meat market and sell groceries and the ability to sell beer and wine will provide customers with a one-stop shop. Councilmember Clark pointed out convenience stores located on either side of the applicant's store already have Series 10 licenses. She asked Mr. Youwanes why he feels he needs a Series 10 license when two others are located so close by. Mr. Youwanes reiterated their desire to offer customers a one-stop shop. He said his store will also do much better if it has a beer and wine license.

Councilmember Martinez asked Mr. Shuey if there are any criteria that limit the number of Series 10 licenses that can be located in a given area. Mr. Shuey responded no. Councilmember Martinez pointed out there is several locations in the city where more than one license exist in close proximity to each other. He stated it would be unfair for the city to limit the applicant's ability to sell beer and wine when other businesses in the area are permitted to do so.

Councilmember Goulet asked if the Liquor Board takes the proximity of other licenses into consideration when considering an application, but that the existence of other licenses in the area is not reason enough to deny an application. Mr. Shuey answered yes.

Councilmember Clark said her primary objection is based on need and convenience. She stated the city typically does not look at the distance between licenses, but Council is routinely provided a map indicating the location of licenses in a given area. She asked Mr. Shuey to comment on what the map indicates for the subject area. Mr. Shuey said the map shows a significant number of Series 6 and Series 10 liquor licenses within the one-mile area.

**It was moved by Clark to forward Liquor License Number 3-1031 for Camelback Market to the Arizona Department of Liquor Licenses and Control, with the recommendation for denial. The motion died due to lack of a second.**

It was moved by Martinez, and seconded by Goulet, to forward Liquor License Number 3-1031 for Camelback Market to the Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried, with Clark voting “nay”.

## CONSENT RESOLUTIONS

### 17. COUNCIL STRATEGIC GOALS AND KEY OBJECTIVES

Mr. Ed Beasley, City Manager, presented this item.

This is a request for the City Council to adopt its Strategic Goals and Key Objectives.

The Council develops a broad common vision for the future of Glendale and sets goals and objectives to provide staff direction and focus for the near future, and provides same to staff for implementation.

The Council attended a Council Goal Setting and Strategic Planning Retreat held on November 10, 2005, at which they conducted a broad-based and future-oriented discussion that provided the general direction and foundation for setting strategic goals and priorities. Several common themes emerged that were developed into strategic goals with key objectives to accomplish these goals.

A direct benefit of the Council's goal setting is to provide the community with clarity as to the city government's direction for the next 12 to 18 months. The six strategic goals re-emphasize the Council's long-standing commitment to provide the highest quality of services in the most fiscally prudent manner for Glendale's neighborhoods, businesses, and Luke Air Force Base.

Once the Council's Strategic Goals and Key Objectives have been adopted, the Marketing/Communications Department will inform residents and community stakeholders, as well as city employees, of these new priorities through various communications tools. These include: news releases, The Connection (monthly citizen newsletter), articles in local newspapers, the City Web Site, Glendale 11, The Relay (employee newsletter), Councilmember's District Newsletters and other city newsletters

The recommendation was to waive reading beyond the title and adopt a resolution adopting the Council Strategic Goals and Key Objectives of the Glendale City Council.

Resolution No. 3923 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 THE STRATEGIC GOALS AND KEY OBJECTIVES OF THE GLENDALE CITY COUNCIL.**

Councilmember Clark read a memo prepared by Councilmember Lieberman dated February 14, 2006 and addressed to the Mayor, Councilmembers, and City Manager. She said the memo states, "I participated in a retreat in Cave Creek where we not only discussed and voted unanimously for the goals and objectives that are contained in Item 17. I also participated in a workshop recently conducted by Dr. Carol Nalbandian, who also moderated and guided us during the November 10, 2005 strategic planning retreat at Cave Creek. I listened very closely to Dr. Nalbandian and it was my belief that she did not stress making these goals and objectives a resolution. It was also my understanding that when the City Council discussed the City of Glendale options at workshop, the strategic goals would come back to us for discussion again. At that time, I mentioned I would have to think about and consider making these strategic goals a resolution. Indeed, after much thought, it is my belief the intent of the City Council in regard to our future growth and development may change these goals. With the budget hearings forthcoming, the annexation of Loop 303, the opening of Westgate including Cabella's, the opening of the Cardinals Stadium and many other projects, we may have different goals in just the next year alone. I do not want these goals to be the sole source of dictating our budget hearings, nor do I want these goals to bind future Councils; therefore, I am suggesting this issue be tabled for future consideration as I would have to vote no tonight. Thank you for your indulgence. H. Phillip Lieberman."

**At the request of Councilmember Lieberman, Councilmember Clark moved that this item be tabled for future consideration. There was no second to the motion.**

Councilmember Goulet said if anyone were to read the six goals and objectives, they could not be under the perception that they in any way bind future elected officials. He stated the Council members worked for hours to identify the proposed goals and objectives and reached unanimous agreement that they, in fact, reflected the city's vision for the future. He said it is unfortunate that someone chooses to change his or her mind after the fact. He expressed his opinion the goals are laudable and will help the city.

Councilmember Martinez reiterated the Council spent many hours identifying the goals and strategic objectives, expressing his opinion it was time well spent. He said the goals and objectives give the city a lot of flexibility and place a lot of emphasis on the city's neighborhoods and upcoming development to the west. For the benefit of those listening, Councilmember Martinez read the six goals. He said he does not believe adopting the proposed goals and objectives will bind future Councils, pointing out the resolution can be amended in the future if necessary.

Councilmember Clark said she embraces the six goals with one caveat; the devil will be in the details. She stated it is easy to support the goals because they are all for the betterment of Glendale. She said, however, she or other Council members may have reservations as to the strategies used to implement the goals. She explained an ordinance has the force of law, while a resolution reflects the Council's position on a

particular matter. She agreed the time they spent developing the goals was time well spent.

Mayor Scruggs explained the minutes from the planning retreat in Carefree stated Dr. Nalbandian asked each member if they could support the top priorities identified. She stated the Council members indicated they could. She said the minutes also indicate Councilmember Martinez suggested they go through a similar process every year and she and Councilmember Lieberman agreed with the suggestion. She said Councilmember Lieberman appears to be under the understanding that when the issue was discussed at a recent workshop that the strategic goals would come back to Council for further discussion. She stated, in reality, the Council gave direction to bring the goals and objectives forward in the form of a resolution. She noted the Council even participated in a discussion concerning the meaning of a resolution. She emphasized the item would not have been brought before the Council in its present format if Council had not directed staff to do so. Mr. Tindall agreed the Council discussed the fact that the goals and objectives would be brought back in the form of a resolution at their previous workshop.

**It was moved by Clark, and seconded by Martinez, to pass, adopt and approve Resolution No. 3923 New Series. The motion carried unanimously.**

#### PUBLIC HEARING - ORDINANCES

#### 22. REZONING APPLICATION ZON05-21: 6015 WEST PEORIA AVENUE

Mr. Jon Froke, AICP, Planning Director, presented this item.

This is a request by Aurora Behavioral Health System for the City Council to approve rezoning of the property located at 6015 West Peoria Avenue from C-2 (General Commercial) to G-O (General Office).

The requested rezoning is consistent with the General Plan and would bring the property into conformance with the General Plan designation of Office.

The property is currently used as the Arizona Baptist Children's Center, a children's residential treatment center and school for adolescents. Aurora Behavioral Health System intends to purchase the property and develop a behavioral health hospital on this site.

Charter Medical Corporation constructed the current facilities and operated a behavioral hospital until 1999 when the hospital was closed. In 1993, the Zoning Ordinance was amended to prohibit hospitals in the C-2 district. In 2001, Arizona Baptist Children's Services received a Conditional Use Permit to operate a residential care facility for children on the property. The future owner, Aurora Behavioral Health System, wants to operate a behavioral hospital. However, Aurora must change the zoning from C-2 to G-O in order to do this.

The request is to rezone from C-2 (General Commercial) to G-O (General Office). Hospitals are currently not permitted in the C-2 district, and are permitted in the G-O (General Office) district. Overall, with the exception of permitting a hospital at this location, the requested rezoning would reduce the intensity of use for the property should redevelopment occurs in the future. The General Office district does not permit the range of general retail and commercial uses allowed in the General Commercial district.

On December 15, 2005, the Planning Commission recommended approval of the rezoning application.

The rezoning will allow the reuse of the property for a behavioral health hospital. This use will provide high quality behavioral health facilities in Glendale, and will also provide professional employment opportunities for Glendale residents. The rezoning reduces the intensity of use for the property should redevelopment occur in the future.

The applicant held a neighborhood meeting on November 14, 2005 and invited approximately 175 property owners and interested parties. Two people attended the neighborhood meeting. Issues discussed included operation of the facility, length of patient stay, differences between proposed hospital and current user, and maintenance of the grounds. Staff received three phone calls and one e-mail in opposition to the proposal from neighbors. Opposition issues were types of behavioral problems of clients, such as sexual and criminal offenders.

One neighbor noted that the original tenant, Charter Hospital, was well maintained, with not much traffic. He noted that they had one escape, and a lot of fire department calls and medical transportations. The neighbor opposed having patients who are remanded by the courts for criminal behavior admitted to the facility, and he felt the new operator could get a contract for court-mandated patents.

A second neighbor had concerns that this could become a halfway house for sexual offenders transitioning out of incarceration. He claimed that this was not a secure facility. The applicant contacted this neighbor, discussed the issues with him, and answered the neighbor's concerns. This neighbor spoke in favor of the request at the Planning Commission hearing.

A third neighbor called and followed up with an e-mail opposing the treatment of sex offenders, pedophiles, or the like treated at this facility.

The applicant has indicated that Aurora Behavioral Health System has no plans, now or in the future, to offer any organized treatment program for sexual offenders. The applicant has indicated that there are no plans, now or in the future, to offer any transitional programming for individuals returning from incarceration.

One neighbor spoke in opposition to this request at the December 15, 2005 Planning Commission hearing. She said she felt that this was not the right use for the neighborhood. Another neighbor spoke in support, after stating that the applicant had addressed their concerns.

The recommendation was to conduct a public hearing, waive reading beyond the title, and adopt the ordinance for Rezoning Application ZON05-21, subject to the stipulations as recommended by the Planning Commission.

Ms. Lindsey Shoovy, Applicant's representative, offered to answer questions.

Councilmember Goulet asked about the applicant's security plans for the facility. Gerald Green, Applicant's representative, explained the building would be secured with all exterior doors locked in both directions. He noted there was few security concerns during the time Charter occupied the building. He said the hospital is staffed 24 hours a day 365 days a year, but there are no immediate plans to add security personnel at this point. Councilmember Goulet asked how quickly staff could make the determination that a person is a danger to their self or others and should be moved to a more secure location. Mr. Green said the determination is based on a medical assessment. He explained a person that is considered to be a danger to their self or others would not be admitted to the hospital and hospital staff would immediately contact the county who would then send an assessment team. He stated the patient would then be transferred to the County Hospital. He said, as a private freestanding hospital, they are prohibited from accepting involuntary patients.

**Mayor Scruggs opened the public hearing on Agenda Item No. 22. As there were no comments, Mayor Scruggs closed the public hearing.**

Ordinance No. 2482 New Series was read by number and title only, it being **AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ZONING PROPERTY FROM C-2 (GENERAL COMMERCIAL) TO G-O (GENERAL OFFICE); AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.**

**It was moved by Martinez, and seconded by Frate, to approve Ordinance No. 2482 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Clark, Goulet, Eggleston, Martinez, Frate, and Scruggs. Members voting "nay": none.**

## **ORDINANCES**

### **23. AIRPORT TERMINAL LEASE WITH GCH SERVICES, LLC**

Mr. Jamsheed Mehta, Transportation Director, presented this item.

This is a request for the City Council to approve a lease with GCH Services, LLC for Suite 200 in the Glendale Municipal Airport terminal building.

One of the Council's strategic priorities is to promote economic development.

GCH provides a wide variety of aviation support services. They specialize in international logistical support, ranging from supplying spare parts and aircraft maintenance to providing technical expertise, staffing, management and training. GCH Services operates under a Federal Aviation Regulation Part 135 certificate that allows them to conduct helicopter charter operations. GCH has contacted the Super Bowl Committee about offering charter service during the event. They are currently going through the security background check required to offer these kinds of services. GCH Services is currently expanding the services they provide at the Glendale Airport to include aircraft maintenance and fixed wing flight training. GCH Services is currently operating at the Glendale Airport in Suites 202A, 202B and 205, totaling 833 square feet.

The annual rent for Suite 200, which is approximately 835 square feet, will be \$13,640.94 for the first year. Prior to renewal, the rent will be adjusted using either the Consumer Price Index or the market rate as established by the current airport rates and charges study for terminal lease rates, whichever is greater.

The term of the office lease will be for one year, with four one-year renewal options. The tenant must provide written notice to the airport manager ninety days prior to the expiration of current term to renew. If the Lessee fails to perform any obligations under the lease, the city may terminate the lease with a 30-day written notice

At a public meeting on May 12, 2004, the Aviation Advisory Commission reviewed and voted to support the request by GCH Services to lease office space in the airport terminal building.

The recommendation was to waive reading beyond the title and adopt an ordinance authorizing the lease of Suite 200 to GCH Services, LLC at the Glendale Municipal Airport.

Councilmember Clark asked if it is true that, while GCH Services has a training component, charter services make up the primary component of their business. Mr. Mehta responded yes, stating they have two helicopters that could, on occasion, be used for training purposes. Councilmember Clark said she is comfortable that the applicant's primary emphasis will not be on training and would expect there to be minimal citizen complaints as a result of those limited activities.

Ordinance No. 2483 New Series was read by number and title only, it being **AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE MAYOR AND/OR CITY MANAGER AND CITY CLERK TO EXECUTE AN AIRPORT TERMINAL LEASE AGREEMENT WITH GCH SERVICES, LLC FOR CERTAIN OFFICE SPACE IN THE TERMINAL BUILDING AT THE GLENDALE MUNICIPAL AIRPORT.**

It was moved by Frate, and seconded by Clark, to approve Ordinance No. 2483 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Clark, Goulet, Eggleston, Martinez, Frate, and Scruggs. Members voting "nay": none.

#### MOTION TO EXCUSE COUNCILMEMBER LIEBERMAN

It was moved by Eggleston, and seconded by Frate, to excuse Councilmember Lieberman from tonight's meeting. The motion carried unanimously.

#### REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

It was moved by Eggleston, and seconded by Frate, to hold a City Council Workshop at 1:30 p.m. in Room B-3 of the City Council Chambers on Tuesday, February 21, 2006, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried unanimously.

#### CITIZEN COMMENTS

There were no citizen comments at the meeting.

#### COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Clark said her trip to Detroit for the Super Bowl was a tremendous learning experience. She expressed her opinion Glendale is well positioned to host the 2008 Super Bowl. She stated she would host a district council meeting February 16 at Desert Mirage Elementary School, at which citizens will have the opportunity to meet the city's new Police Chief. She said they would also discuss the Northern Parkway.

Councilmember Goulet wished Arizona a happy birthday.

Vice Mayor Eggleston reported he, Mayor Scruggs and Council Members Frate and Martinez attended the dedication of a beautiful new school in his district. He complimented the Superintendent and Principal, stating it was a wonderful occasion.

Councilmember Frate said he attended a puppet show at Pioneer Elementary School, noting it was part of a grant through the City's Performing Arts program. He said he also enjoyed attend the dedication ceremony at Sunset Vista School. As always, he urged people to watch children around water.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 8:25 p.m.

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Pamela Hanna - City Clerk