



**MINUTES OF THE  
GLENDALE CITY COUNCIL MEETING  
Council Chambers  
5850 West Glendale Avenue  
March 13, 2012  
7:00 p.m.**

The meeting was called to order by Mayor Elaine M. Scruggs, with Vice Mayor Steven E. Frate and the following Councilmembers present: Norma S. Alvarez, Yvonne J. Knaack, H. Philip Lieberman and Manuel D. Martinez.

Councilmember Joyce V. Clark was absent.

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

Mayor Scruggs 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 1 resolution to be considered at the meeting was 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 FEBRUARY 28, 2012 CITY COUNCIL MEETING**

**It was moved by Martinez, and seconded by Frate, to dispense with the reading of the minutes of the February 28, 2012 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.**

**BOARDS, COMMISSIONS AND OTHER BODIES**

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

**Ad-Hoc Citizen Task Force on Water and Sewer**

Harry Bailey	Barrel	Appointment	04/01/2012	12/31/2012
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Bob Gonzalo	Barrel	Appointment	04/01/2012	12/31/2012
Glenn Russell	Barrel	Appointment	04/01/2012	12/31/2012
Burt Becker	Cactus	Appointment	04/01/2012	12/31/2012
Ricki Ray	Cactus	Appointment	04/01/2012	12/31/2012
Ronald Short	Cactus	Appointment	04/01/2012	12/31/2012
Vincent Abeyta	Cholla	Appointment	04/01/2012	12/31/2012
Mike Buettner	Cholla	Appointment	04/01/2012	12/31/2012
Allan DeFranco	Cholla	Appointment	04/01/2012	12/31/2012
Camille Donley	Cholla	Appointment	04/01/2012	12/31/2012
Jonathan Liebman	Cholla	Appointment	04/01/2012	12/31/2012
Vickie Loya	Cholla	Appointment	04/01/2012	12/31/2012
Terrence Arnold	Mayoral	Appointment	04/01/2012	12/31/2012
Kevin Frei	Mayoral	Appointment	04/01/2012	12/31/2012
Robert Petrone	Mayoral	Appointment	04/01/2012	12/31/2012
Bob Bohart	Ocotillo	Appointment	04/01/2012	12/31/2012
Barbara Garland	Ocotillo	Appointment	04/01/2012	12/31/2012
Leslie Sheeler	Ocotillo	Appointment	04/01/2012	12/31/2012
Rod Williams	Ocotillo	Appointment	04/01/2012	12/31/2012
Bud Zomok	Ocotillo	Appointment	04/01/2012	12/31/2012

The recommendation is to make appointments to the boards, commissions and other bodies and administer the Oaths of Office.

**It was moved by Martinez, and seconded by Frate, to appoint Harry Bailey, Bob Gonzalo, Glenn Russell, Burt Becker, Ricki Ray, Ronald Short, Vincent Abeyta, Mike Buettner, Allan DeFranco, Damille Donley, Jonathan Liebman, Vickie Loya, Terrence Arnold, Kevin Frei, Robert Petrone, Bob Bohart, Barbara Garland, Leslie Sheeler, Rod Williams and Bud Zomok to the Ad-Hoc Citizen Task Force on Water and Sewer, for the terms listed above. The motion carried unanimously**

Mayor Scruggs called those in attendance forward and administered the Oath of Office.

## **PROCLAMATIONS AND AWARDS**

### DISTINGUISHED BUDGET PRESENTATION AWARD

This is a request for City Council to accept the Distinguished Budget Presentation Award for the City of Glendale's fiscal year 2011-12 budget book.

The annual budget book is prepared to provide complete, readily available information for Council, citizens, media, rating agencies and other public entities. Preparation of the annual budget book reflects positively on a local government's financial management by providing complete public disclosure of the upcoming fiscal year's budget plan and prior fiscal year actuals. It provides valuable information on topics such as revenue and expenditure plans for the fiscal year's operating and capital budgets, the 10-year capital improvement plan, current and

future debt service obligations for existing operating and capital debt, and performance measures.

The Government Finance Officers Association of the United States and Canada (GFOA) issued the Distinguished Budget Presentation Award for the city's fiscal year 2011-12 budget book. This is the 24<sup>th</sup> consecutive year the city has been presented this award for its annual budget document.

This accomplishment means the city's published budget document satisfies nationally recognized guidelines for effective presentation of a city's budget. More specifically, the city's budget document meets program criteria as a policy document, operations guide, financial plan and communications device. This accomplishment also reflects the commitment of Council to meet the highest principles of governmental budgeting.

Council was presented with the Certificate of Achievement for Excellence in Financial Reporting for the FY 2009-10 Comprehensive Annual Financial Report (CAFR) at the October 11, 2011 Council meeting. That award was presented to the city for the 23<sup>rd</sup> consecutive year. The submission for the FY 2010-11 CAFR was done in December 2011 and the city will be notified of the results within the next six months.

The recommendation is to accept the Distinguished Budget Presentation Award.

Mayor Scruggs called Sherry Schurhammer, Executive Director, Financial Services, forward to present the award to City Council.

Mayor Scruggs said thank you very much Ms. Schurhammer and all of the city's staff who work in the financial services areas. The City Council is very proud to accept this; very proud to know that only a few cities have received it this many times. City Council appreciates all the work done to get the city to the point where this award is earned and deserved. Thank you very much.

## **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.**

Mr. Ed Beasley, City Manager, read agenda item numbers 1 through 4.

1. SPECIAL EVENT LIQUOR LICENSE, ST. JOSEPH ASSEMBLY #2126 KNIGHTS OF COLUMBUS

This is a request for City Council to approve a special event liquor license for St. Joseph Assembly #2126 Knights of Columbus. The event will be held at St. Helen's Catholic Church inside the Social Center located at 5510 West Cholla Street on Saturday, April 14, 2012, from 6 p.m. to 10 p.m. The purpose of this special event liquor license is for a fundraiser.

If this application is approved, the total number of days expended by this applicant will be one of the allowed 10 days per calendar year. Under the provisions of A.R.S. § 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the Council recommends approval of such license.

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

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

2. LIQUOR LICENSE NO. 5-2871, EL PARRAL

This is a request for City Council to approve a person-to-person transferable series 6 (Bar - All Liquor) license for El Parral located at 4346 West Glendale Avenue. The Arizona Department of Liquor Licenses and Control application (No. 06070255) was submitted by Janet Karina Ponce.

The location of the establishment is 4346 West Glendale Avenue in the Cactus District. The property is zoned C-3 (Heavy Commercial). The population density within a one-mile radius is 26,008. El Parral is currently operating with an interim permit, therefore, the approval of this license will not increase the number of liquor licenses in the area. The current number of liquor licenses within a one-mile radius is as listed below.

<b>Series</b>	<b>Type</b>	<b>Quantity</b>
06	Bar - All Liquor	3
07	Bar - Beer and Wine	1
09	Liquor Store - All Liquor	2
10	Liquor Store - Beer and Wine	9
12	Restaurant	3
	<b>Total</b>	<b>18</b>

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

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

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

3. LIQUOR LICENSE NO. 5-4888, PINK CABARET

This is a request for City Council to approve two liquor license applications: a person-to-person transferable series 6 (Bar – All Liquor) license and a person-to-person and location-to-location transferable series 6 (Bar – All Liquor) license for Pink Cabaret located at 6789 West Northern

Avenue. The Arizona Department of Liquor Licenses and Control applications (No. 06070612 and 06070640) were submitted by H.J. Lewkowitz.

The location of the establishment is 6789 West Northern Avenue in the Ocotillo District. The property is zoned M-2 (Heavy Industrial). The population density within a one-mile radius is 14,893. Pink Cabaret is currently operating with an interim permit, therefore, the approval will not increase the number of liquor licenses in the area. If these liquor license applications are approved, the Arizona Department of Liquor Licenses and Control would only issue one license and the other would be placed on inactive status. The current number of liquor licenses within a one-mile radius is as listed below.

<b>Series</b>	<b>Type</b>	<b>Quantity</b>
06	Bar - All Liquor	1
07	Bar - Beer and Wine	1
10	Liquor Store - Beer and Wine	3
14	Private Club	3
	<b>Total</b>	<b>8</b>

The City of Glendale Planning, Police, and Fire Departments have reviewed these applications and determined that they meet all technical requirements.

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

Based on information provided under the background, it is staff's recommendation to forward these applications to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

4. LIQUOR LICENSE NO. 5-5034, ROYAL CROWN DISTRIBUTION

This is a request for City Council to approve a new, non-transferable series 4 (Wholesaler) license for Royal Crown Distribution located at 5310 West Lamar Road. The Arizona Department of Liquor Licenses and Control application (No. 04077024) was submitted by Walter Pester.

The location of the establishment is 5310 West Lamar Road in the Ocotillo District. The property is zoned M-1 (Light Industrial). The population density within a one-mile radius is 20,812. This series 4 is a new license, therefore, the approval of this license will increase the number of liquor licenses in the area by one. The current number of liquor licenses within a one-mile radius is as listed below.

<b>Series</b>	<b>Type</b>	<b>Quantity</b>
01	In-State Producer	1
06	Bar - All Liquor	3
07	Bar - Beer and Wine	1
09	Liquor Store - All Liquor	2
10	Liquor Store - Beer and Wine	11

12	Restaurant	14
14	Private Club	2
	<b>Total</b>	<b>34</b>

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

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

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

**It was moved by Frate and seconded by Knaack, to approve the recommended actions on Consent Agenda Item Nos. 1 through 4, and to forward Special Event Liquor License Application for St. Joseph Assembly #2126, Knights of Columbus and Liquor License Application No. 5-2871 for El Parral, No. 5-4888 for Pink Cabaret and No. 5-5034 for Royal Crown Distribution to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.**

**RESOLUTIONS**

**5. INTERGOVERNMENTAL AGREEMENT WITH PEORIA FIRE DEPARTMENT**

Mark Burdick, Fire Chief, presented this item.

This is a request for City Council to adopt a resolution authorizing the City Manager to execute an intergovernmental agreement (IGA) with the City of Peoria to transfer ownership of a cargo trailer to the Peoria Fire Department as part of the West Valley Metropolitan Medical Response System (MMRS).

The City of Glendale MMRS Program originated in 2002 and is funded through the Arizona Department of Homeland Security (AZDOHS), and managed by the Federal Emergency Management Agency (FEMA). The MMRS Program is the only federal medical preparedness program that enhances a local government’s mass casualty event response, utilizing immediately available resources for the critical initial hours until federal resources can arrive.

There are only four MMRS cities in Arizona: Glendale, Mesa, Phoenix and Tucson. The MMRS program is designed to use these cities as pass-through agencies to distribute resources across the valley. The ultimate goal of the program is to share assets and resources while assisting in regional/statewide MMRS deployment for large scale incidents. In addition, the program is designed so that each MMRS city has a support city. These support cities are identified in the State of Arizona Emergency Response and Recovery Plan. Peoria is Glendale’s support city.

The Glendale Fire Department previously purchased a trailer utilizing MMRS funds. This trailer has been outfitted with MMRS equipment and supplies and is ready to be deployed. The City of

Peoria Fire Department identified the need for a similar logistical support trailer to transport statewide deployable MMRS equipment and supplies. The Glendale Fire Department purchased an additional cargo trailer with the intention of transferring this trailer to the Peoria Fire Department. These are allowable expenses under MMRS funding guidelines and the equipment was approved in the FY 2010 MMRS grant application to the AZDOHS.

On November 9, 2010, Council approved the 2010 Arizona Department of Homeland Security Grant acceptance authorizing the city to accept \$673,696 in grant funds with \$307,896 specifically for the Glendale MMRS program.

On April 9, 2002, Council approved a contract with the U.S. Department of Health and Human Services to develop a MMRS. Since 2002, the Glendale Fire Department has utilized this grant on a yearly basis.

A transportable cache of medical supplies and equipment enables fire department paramedics and emergency medical technicians to effectively mitigate large scale medical and hazardous materials emergencies anywhere in the valley. This response capability is enhanced in the West Valley by collaborating with the City of Peoria Fire Department to mobilize their MMRS resources.

There is no financial impact to Glendale for transferring ownership of this cargo trailer and the City of Peoria will maintain responsibility for the trailer and all supplies and equipment transported in the trailer. Glendale purchased the cargo trailer for \$5,582 and has submitted the proper documentation to the AZDOHS for reimbursement.

The recommendation is to waive reading beyond title and adopt a resolution authorizing the City Manager to approve an intergovernmental agreement with the City of Peoria to transfer ownership of a cargo trailer to the Peoria Fire Department as part of the West Valley Metropolitan Medical Response System.

**Resolution No. 4551 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 CITY OF PEORIA FIRE DEPARTMENT FOR EQUIPMENT FOR THE WEST VALLEY METROPOLITAN MEDICAL RESPONSE SYSTEM.**

**It was moved by Martinez, and seconded by Knaack, to pass, adopt and approve Resolution No. 4551 New Series. The motion carried unanimously.**

#### **REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION**

**It was moved by Frate, and seconded by Martinez, to hold a City Council Workshop at 8:30 a.m. in Room B-3 of the City Council Chambers on Tuesday, March 20, 2012, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried unanimously.**

## **MOTION TO EXCUSE COUNCILMEMBER CLARK**

**It was moved by Frate, and seconded by Knaack, to excuse Councilmember Clark from tonight's Council meeting. The motion carried unanimously.**

## **CITIZEN COMMENTS**

Andrew Marwick, a Phoenix resident, commented on the uncertainty of the Coyotes remaining in Glendale. He noted it was interesting to see the activity going on in the Westgate area with the new Tanger outlet coming soon. He said like most, they don't care if the Coyotes stay or leave, they are moving on with business such as others in the area. He stated that the business can do well without the Coyotes since most of the fans were from Canada and frequent businesses sparingly. However, having a casino in the area would draw people from all the surrounding areas year round, not just hockey season. He indicated that any further spending on the Coyotes would be a waste of time and money.

Ken Jones, an Ocotillo resident, stated he was here tonight to voice his concerns regarding the city's increase in water and sewer rates. He wonders if the city should refund some of the public's money since there were so many empty homes that don't require sewer or water services. He stated \$20 million was taken from the utilities reserve for the national hockey league. He believes the city should deduct \$10 from all of their future bills until every household and business was repaid for what they have been overcharged.

Sandra Burr, a Barrel resident, commented on the library issue. She thanked the Council for the time they are spending with the budget and city matters. She explained her passion for libraries and was hopeful the city does not cut library hours. She believes it would be inconceivable to do since the library was so valuable to many people. She stated that instead of cutting programs, the city could go after corporate sponsors such as Walgreens or Discount Tire and give them the naming rights for programs. She added they should also consider charging for meeting rooms and raising library fines. She provided other examples of money making ideas that could be done in the library to keep them opened.

Arthur LaRoy Thruston, a Cactus resident, commented on the bad economy around the country and everybody saying "it's the economy, stupid". However, many of the problems the city has today have been because of poor management and poor negotiation ability on part of the staff. Nevertheless, the Mayor and Council are some of his favorite people in government today. He suggested the Council look at issues in a more demanding detail regarding the city's pressing issues. He recommends staff take a fresh look at the Coyote issue and take another approach. He expressed his support of building the casino in Glendale.

## **COUNCIL COMMENTS AND SUGGESTIONS**

Councilmember Alvarez remarked on the Mayor's State of the City address this Thursday at the Civic Center. She hopes that next year, the city will consider having it in the Council Chambers so that anyone can attend the ceremony and not cost them anything. She believes the average individual should be able to attend and learn the city's process. She thanked Mr. Jones for

recommending the city enact a water and sewer commission a few years ago. She also thanked all who were participating in it.

Councilmember Lieberman remarked that Mr. Blaine Mullins, a long time resident and businessman, had passed away. He commented on Dr. Bill Frost, also a resident of Glendale, who had a massive heart attack and was not doing well. He asked for everyone to keep them both in their thoughts and prayers.

Vice Mayor Frate encouraged everyone to attend the Folk and Heritage Festival at Sahuaro Ranch Park on March 24th and 25th. He reminded everyone to watch children around water.

Councilmember Martinez thanked all who volunteered to be on the water and sewer committee. He encouraged the public to still apply since they are still looking for additional candidates.

Councilmember Knaack noted Mr. Ken Jones was not an applicant for the water and services committee. She stated that everyone needs to be part of the solution and hopes he applies. As to Councilmember Alvarez's remarks regarding the State of the City address, she explained that it was not a city sponsored event, but rather a Chamber of Commerce event. She indicated the Mayor was invited to speak and give the State of the City address. She also thanked all who volunteered to be on the water and services committee.

Mayor Scruggs said those were the same two topics she was going to talk about. She continued that Mr. Jones thought it would be great to have a citizen's task force and she said, "Mr. Jones I'll follow you up on that". She said we have about two years of emails back and forth and since then, she sent him emails and said please join her. Mayor Scruggs said he told me he is too busy trying to get a buyer for the Coyotes and doing other things like that but he is still welcome.

Mayor Scruggs said there were some people that were sworn in tonight who have voiced some equally worrisome feelings about the city of Glendale and the water and sewer. She practically had to twist one person's arm – she won't announce who it is out loud, but she assured him this was going to be a very open process, that all the information that anybody wants will be provided and Council encouraged Mr. Jones and all others to step forward.

Mayor Scruggs said she would like to address the State of the City issue. Many years ago there was a State of the City evening and she did present a State of the City address. However, there were some complaints from some Councilmembers who wanted to do their own State of the City program so then individual Councilmembers were also presenting. She noted there were seven Councilmembers presenting the State of the City and it really didn't work out at all. She said it was at the Civic Center or some other city building, she didn't even remember where it was. Mayor Scruggs said so then the Glendale Chamber of Commerce said –"you know we are not getting much attendance at our annual business meetings and this is supposed to be a big fundraiser". So they asked "Mayor Scruggs, would you come and present a speech on State of Business in the city?" She stated it's not about what is going on in neighborhoods; it's State of Business in the city. She agreed to present, their attendance doubled and since then they have asked every year, would she do this? She noted it's kind of awkward to say "State of Business in the City" so people shorten it. Mostly the Chamber shortens it to State of the City. Mayor

Scruggs said it is unlike what is done in Phoenix where the Mayor presents a State of the City address where he talks about all the departments and all the districts and all the neighborhood services, unlike what is done in the city of Tempe, the city of Scottsdale. She said in every other city the Mayor presents a State of the City address but she is focused on business in the city, it is a Chamber of Commerce event, it is their top fund raising event for the year. She believed that as long as they want to continue it, they will continue to choose the venue, continue to charge money because it is a fund raiser and if somebody here wants to do a State of the City address and the management here wants to arrange that for them, she was sure that could be done. Thank you for your attendance, the meeting is adjourned.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 7:55 p.m.

Pamela Hanna

Pamela Hanna - City Clerk