



**MINUTES OF THE
GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
March 26, 2013
7:00 p.m.**

The meeting was called to order at 7:30 p.m. by Mayor Jerry P. Weiers. Vice Mayor Yvonne J. Knaack and the following Councilmembers were present: Samuel U. Chavira, Ian Hugh, Manuel D. Martinez and Gary D. Sherwood.

Councilmember Norma S. Alvarez was absent.

Also present were Jamsheed Mehta, Interim Assistant City Manager; Nick 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 11 resolutions and 1 ordinance 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 FEBRUARY 26, 2013 SPECIAL AND REGULAR MEETINGS AND THE MARCH 5, 2013 SPECIAL MEETING

It was moved by Sherwood, and seconded by Chavira, to dispense with the reading of the minutes of the February 26, 2013 Special and Regular City Council meeting and the March 5, 2013 Special 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

BOARDS, COMMISSIONS AND OTHER BODIES

PRESENTED BY: Councilmember Manuel D. Martinez

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.

Citizens Bicycle Advisory Committee

Michael Wood – Vice Chair	Barrel	Appointment	03/26/2013	3/05/2014
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Citizens Transportation Oversight Commission

James Grose	Cholla	Appointment	03/26/2013	03/25/2015
Vincent Abeyta – Chair	Cholla	Reappointment	03/26/2013	03/25/2014

Community Development Advisory Committee

Arthur Swander Jr. - Chair	Ocotillo	Appointment	03/26/2013	04/26/2014
Cherie Hudson – Vice Chair	Yucca	Appointment	03/26/2013	04/26/2014

Historic Preservation Commission

Marlene Versluis	Barrel	Reappointment	04/13/2013	04/13/2015
Sharon Wixon	Cactus	Appointment	04/13/2013	04/13/2015
Jacoba Worsdell – Chair	Ocotillo	Reappointment	04/13/2013	04/13/2014
Nancy Lenox – Vice Chair	Barrel	Reappointment	04/13/2013	04/13/2014

Judicial Selection Advisory Board

Judge Ann Scott Timmer		Reappointment	04/23/2013	04/23/2016
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Library Advisory Board

Bernadette Bolognini	Ocotillo	Reappointment	04/13/2013	04/13/2015
Paula Wilson	Mayoral	Appointment	03/26/2013	04/13/2014

Parks & Recreation Advisory Commission

Mike Buettner – Vice Chair	Cholla	Appointment	03/26/2013	4/09/2014
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It was moved by Martinez, and seconded by Knaack, to appoint Michael Wood to the Citizen Bicycle Advisory Committee; James Grose and Vincent Abeyta to the Citizen Transportation Oversight Commission; Arthur Swander Jr and Cherie Hudson to the Community Development Advisory Committee; and Marlene Versluis, Sharon Wixon, Jacoba Worsdell and Nancy Lenox to the Historic Preservation Commission; Judge Ann Scott Timmer to the Judicial Selection Advisory Board; Bernadette Bolognini and Paula Wilson to the Library Advisory Board; and Mike Buettner to the Parks & Recreation Advisory Commission, for the terms listed above. The motion carried unanimously.

PROCLAMATIONS AND AWARDS

PLANNING COMMISSION RECOGNITION OF COUNCILMEMBER GARY D. SHERWOOD

PRESENTED BY: Office of the Mayor

ACCEPTED BY: Councilmember Gary D. Sherwood

This is a request by the Government Services Committee for City Council to recognize Councilmember Gary D. Sherwood for his service on the Planning Commission.

Mayor Weiers presented the Certificate of Recognition to Councilmember Sherwood.

DISTINGUISHED BUDGET AWARD FOR FY 2012-13 BUDGET DOCUMENT

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

ACCEPTED BY: Mayor and Council

This is a request for City Council to accept the Distinguished Budget Award for the FY 2012-13 Budget Book.

Ms. Sherry Schurhammer, Executive Director of the Financial Services Department, presented the award to Mayor Weiers, who accepted on behalf of the City Council.

Mayor Weiers asked that items 24 and 25 be heard first.

24. LICENSE AGREEMENT WITH THE NEW WESTGATE, LLC

PRESENTED BY: Brian Friedman, Executive Director, Community & Economic
Development

RESOLUTION: 4657

This is a request for City Council to approve a license agreement with The New Westgate, LLC (TNW) to allow for landscape, landscape maintenance, signage, shade sails, banners and pedestrian access improvements including sidewalks and a handicapped ramp on city-owned property at Westgate. Staff is requesting Council waive reading beyond the title and adopt a resolution authorizing the City Manager to approve a license agreement and execute the required documentation.

Mr. Andrew Marwick, a Phoenix resident, spoke in favor of the project and stated that he thought that this is a good opportunity for cross promotion. He expressed his hope that there would be more things like this in the Westgate area.

RESOLUTION NO. 4657 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, APPROVING A LICENSE AGREEMENT WITH THE NEW WESTGATE LLC FOR SIDEWALK AND LANDSCAPE IMPROVEMENTS, MONUMENT SIGNAGE IMPROVEMENTS AND LIGHT POLE BANNERS AT THE NEW WESTGATE PARCEL.

It was moved by Hugh, and seconded by Martinez, to pass, adopt and approve Resolution No. 4657 New Series. The motion carried unanimously.

25. THE NEW WESTGATE, LLC TEMPORARY PARKING AGREEMENT

PRESENTED BY: Brian Friedman, Executive Director, Community & Economic Development
RESOLUTION: 4658

This is a request for City Council to approve a license agreement with The New Westgate, LLC (TNW) to enter into a temporary parking agreement with The New Westgate, LLC (TNW) for the use of the Lot 5 of Westgate generally located south of the southwest corner of Glendale and 91st Avenues. Staff is requesting Council waive reading beyond the title and adopt a resolution authorizing the City Manager to approve a license agreement and execute the required documentation.

RESOLUTION NO. 4658 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 AGREEMENT ENTITLED, "TEMPORARY PARKING AGREEMENT" WITH THE NEW WESTGATE LLC FOR CERTAIN TEMPORARY PARKING RIGHTS AT WESTGATE.

It was moved by Chavira, and seconded by Hugh, to pass, adopt and approve Resolution No. 4658 New Series. The motion carried unanimously.

Mr. Mehta administratively withdrew agenda item number 28.

CONSENT AGENDA

Mr. Jamsheed Mehta, Interim Assistant City Manager, read agenda item numbers 1 through 7.

1. SPECIAL EVENT LIQUOR LICENSES, CHOIR BOYS SOCIAL CLUB

PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve two special event liquor licenses for the Choir Boys Social Club. The events will be held at University of Phoenix Stadium located at 1 North Cardinals Drive on April 6, 25, 26, 27 and 28, 2013. The purpose of these special event liquor licenses is for fundraising.

Staff is requesting Council to forward these applications to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

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

PRESENTED BY: Susan Matousek, Revenue Administrator

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 inside St. Helen's Social Center located at 5510 West Cholla Street on Saturday, April 20, 2013, from 6 p.m. to 11 p.m. The purpose of this special event liquor license is for a fundraiser.

Staff is requesting Council to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

3. LIQUOR LICENSE NO. 5-8405, GLEN LAKES GOLF COURSE
PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a person-to-person transferable series 7 (Bar - Beer and Wine) license for Glen Lakes Golf Course located at 5450 West Northern Avenue. The Arizona Department of Liquor Licenses and Control application (No. 07070431) was submitted by Thomas Warren Harrison, Jr.

Staff is requesting Council to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

4. LIQUOR LICENSE NO. 5-9323, SUSHI CATCHER
PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license for Sushi Catcher located at 6334 West Bell Road. The Arizona Department of Liquor Licenses and Control application (No. 12079409) was submitted by Young Ho Kim.

Staff is requesting Council to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

5. LIQUOR LICENSE NO. 5-9354, 5030 LOUNGE
PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a person-to-person transferable series 6 (Bar - All Liquor) license for 5030 Lounge located at 5030 West Peoria Avenue, Suite 101. The Arizona Department of Liquor Licenses and Control application (No. 06070022) was submitted by Theresa June Morse.

Staff is requesting Council to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

6. REQUEST TO PURCHASE REPLACEMENT POLICE PATROL MOTORCYCLES FROM COYOTE HONDA
PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to award Invitation for Bid (IFB) 13-33 and authorize the purchase of three new police patrol motorcycles from Coyote Honda in an amount not to exceed

\$72,352.

7. REQUEST TO PURCHASE REPLACEMENT POLICE PATROL VEHICLES FROM MIDWAY CHEVROLET

PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to approve the purchase of 18 police patrol vehicles for the Police Department from Midway Chevrolet in an amount not to exceed \$505,273.32.

It was moved by Martinez and seconded by Chavira, to approve the recommended actions on Consent Agenda Item Nos. 1 through 7, and to forward Special Event Liquor License Application for Choir Boys Social Club for a fundraiser to be held at 1 North Cardinals Drive on April 6, 25, 26, 27, 28, 2013; Special Event Liquor License Application for St. Joseph Assembly #2126 Knights of Columbus for a fundraiser to be held at 5510 West Cholla Street on April 30, 2013; and to forward Liquor License Application No. 5-8405 for Glen Lakes Golf Course, Liquor License Application No. 5-9323 for Sushi Catcher, Liquor License Application No. 5-9354 for 5030 Lounge to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.

CONSENT RESOLUTIONS

Ms. Pamela Hanna, City Clerk, read consent agenda resolution item numbers 8 and through 15 by number and title.

8. GILA RIVER INDIAN COMMUNITY GRANT

PRESENTED BY: Debora Black, Interim Police Chief
Stuart Kent, Executive Director, Public Works

RESOLUTION: 4648

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to apply for and accept approximately \$505,273.32 in grant funding from the Gila River Indian Community.

RESOLUTION NO. 4648 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 THE SUBMISSION OF A GRANT APPLICATION AND, IF AWARDED, AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE GILA RIVER INDIAN COMMUNITY STATE-SHARED REVENUE PROGRAM IN THE APPROXIMATE AMOUNT OF \$505,273.32 (FIVE HUNDRED FIVE THOUSAND, TWO HUNDRED SEVENTY-THREE DOLLARS AND THIRTY-TWO CENTS) FOR REIMBURSEMENT OF FUNDS FOR THE PURCHASE AND REPLACEMENT OF 18 POLICE PATROL VEHICLES.

9. AMENDMENT TO THE WASTE SUPPLY AGREEMENT WITH VIESTE FOR THE GLENDALE MUNICIPAL LANDFILL

PRESENTED BY: Stuart Kent, Executive Director, Public Works

RESOLUTION: 4649

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an amendment to the Waste Supply Agreement between the City of Glendale and Vieste SPE, LLC and Vieste Energy, LLC (Vieste).

RESOLUTION NO. 4649 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 THE CITY MANAGER TO EXECUTE THE “AMENDMENT TO WASTE SUPPLY AGREEMENT” WITH VIESTE SPE, LLC, AND VIESTE ENERGY, LLC, FOR THE OPERATION OF A MIXED WASTE PROCESSING FACILITY LOCATED AT THE GLENDALE LANDFILL, 11480 WEST GLENDALE AVENUE.

10. SECOND AMENDMENT TO LICENSE AGREEMENT FOR VERIZON WIRELESS LLC

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

RESOLUTION: 4650

This is a request for City Council to adopt a resolution authorizing the City Manager to amend a license agreement. Staff is requesting Council waive reading beyond the title and adopt a resolution authorizing to amend the license agreement between the City of Glendale and Verizon Wireless LLC (Verizon), for an expansion of facilities on a wireless communication site within Sahuaro Ranch Park located at 9802 North 59th Avenue.

RESOLUTION NO. 4650 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 THE CITY MANAGER TO EXECUTE A SECOND AMENDMENT TO LICENSE AGREEMENT FOR WIRELESS COMMUNICATIONS SITE IN SAHUARO RANCH PARK LOCATED AT 9802 NORTH 59TH AVENUE IN GLENDALE, ARIZONA WITH VERIZON WIRELESS.

11. LICENSE AGREEMENT FOR T-MOBILE WEST LLC

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

RESOLUTION: 4651

This is a request for City Council to adopt a resolution authorizing the City Manager to execute a license agreement. Staff is requesting Council waive reading beyond the title and adopt a resolution authorizing the City Manager to execute a license agreement between the City of Glendale and T-Mobile West LLC (T-Mobile).

RESOLUTION NO. 4651 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 THE CITY MANAGER TO EXECUTE A LICENSE AGREEMENT FOR T-MOBILE WEST CORPORATION IN CITY RIGHT-OF-WAY LOCATED AT 17260 NORTH 59TH AVENUE, GLENDALE, ARIZONA.

12. AMENDMENT NUMBER ONE TO AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR VIDEO EQUIPMENT REPLACEMENT

PRESENTED BY: Cathy Colbath, Interim Executive Director, Transportation Services

RESOLUTION: 4652

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an amendment to an intergovernmental agreement (IGA) with the Arizona Department of Transportation (ADOT) for the purchase and installation of replacement video equipment at the city's Traffic Management Center (TMC).

RESOLUTION NO. 4652 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 AMENDMENT NO. ONE TO INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION (IGA/JPA 09-208I) FOR THE REPLACEMENT VIDEO EQUIPMENT PROJECT IN THE CITY OF GLENDALE.

13. INTERNET CRIMES AGAINST CHILDREN SUB-GRANT ACCEPTANCE

PRESENTED BY: Debora Black, Interim Police Chief

RESOLUTION: 4653

This is a request for City Council to authorize the City Manager to accept the Internet Crimes Against Children (ICAC) sub-grant in the amount of \$5,000 for training on forensic tools.

Staff is requesting Council waive reading beyond the title and adopt a resolution authorizing the City Manager to accept the ICAC sub-grant in the amount of \$5,000.

RESOLUTION NO. 4653 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ACCEPTING THE FY2012-13 INTERNET CRIMES AGAINST CHILDREN SUB-GRANT FUNDED BY THE U.S. DEPARTMENT OF JUSTICE ON BEHALF OF THE GLENDALE POLICE DEPARTMENT.

14. PROPOSED 2013 AGENCY PLAN FOR CITY OF GLENDALE COMMUNITY HOUSING DIVISION

PRESENTED BY: Elaine Adamczyk, Housing Services Administrator

RESOLUTION: 4654

This is a request for City Council to waive reading beyond the title and adopt a resolution approving the City of Glendale's 2013 Agency Plan administered by the city's Community Housing Division, and authorize the submission of the Agency Plan to the U.S. Department of Housing and Urban Development (HUD) no later than April 17, 2013.

RESOLUTION NO. 4654 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, APROVING THE EXECUTION AND SUBMISSION OF THE 2013 AGENCY PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

15. PURCHASE AND SALES AGREEMENT WITH GLENDALE ELEMENTARY SCHOOL DISTRICT FOR A MULTI-USE PATHWAY EASEMENT AT DISCOVERY PARK

PRESENTED BY: Cathy Colbath, Interim Executive Director, Transportation Services

RESOLUTION: 4655

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to execute a purchase and sales agreement to acquire an easement from Glendale Elementary School District for a multi-use pathway connecting Discovery Avenue to existing pathways in Discovery Park.

RESOLUTION NO. 4655 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 MULTI-USE PATHWAY EASEMENT AGREEMENT WITH THE GLENDALE ELEMENTARY SCHOOL DISTRICT NO. 40 FOR THE PURCHASE OF AN EASEMENT LOCATED WITHIN THAT CERTAIN REAL PROPERTY AT 79TH AVENUE AND DISCOVERY DRIVE IN GLENDALE, ARIZONA, FOR THE PURPOSE OF A MULTI-USE PATHWAY.

It was moved by Knaack and seconded by Martinez, to approve the recommended actions on Consent Agenda Item Nos. 8 through 15, including the approval and adoption of Resolution No. 4648 New Series, Resolution No. 4649 New Series, Resolution No. 4650 New Series, Resolution No. 4651 New Series, Resolution No. 4652 New Series, Resolution No. 4653 New Series, Resolution No. 4654 New Series, Resolution No. 4655 New Series. The motion carried unanimously.

PUBLIC HEARING - LAND DEVELOPMENT ACTIONS

16. ANNEXATION APPLICATION AN-189: LITCHFIELD ROAD AND BETHANY HOME ROAD (PUBLIC HEARING REQUIRED)

PRESENTED BY: Jon M. Froke, AICP, Planning Director

This is a request for City Council to conduct a public hearing on the blank annexation petition for Annexation Area No. 189 (AN-189) as required by state statute. The annexation is

approximately 167 acres in size located at the northwest and southwest corners of Litchfield Road and Bethany Home Road.

Mayor Weiers opened the public hearing on Agenda Item No. 16.

As there were no comments, Mayor Weiers closed the public hearing.

It was moved by Martinez, and seconded by Chavira, to adopt and approve Annexation Application AN-189: Litchfield Road and Bethany Home Road. The motion carried unanimously.

BIDS AND CONTRACTS

17. AGREEMENT OF RETENTION WITH HARALSON, MILLER, PITT, FELDMAN & MCANALLY, P.L.C.

PRESENTED BY: Brent Stoddard, Intergovernmental Programs Director

This is a request for City Council to authorize the Intergovernmental Programs Director, Brent Stoddard, to enter into a retention agreement on behalf of the city with the law firm of Haralson, Miller, Pitt, Feldman & McAnally, P.L.C. (HMPM) to conduct the Council's special audit project.

It was moved by Knaack, and seconded by Chavira, to authorize the Intergovernmental Programs Director, Brent Stoddard, to enter into a retention agreement on behalf of the city with the law firm of Haralson, Miller, Pitt, Feldman & McAnally, P.L.C. (HMPM) to conduct the Council's special audit project. The motion carried unanimously.

18. AWARD OF BID TO SOUTHWEST SLURRY SEAL, INC. FOR CONSTRUCTION OF 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 construction agreement with Southwest Slurry Seal, Inc. in an amount not to exceed \$1,160,775.96 for construction of the 2012/2013 Slurry Seal Program.

Councilmember Sherwood asked how many bids were received and what was the range.

Mr. Rodzenko replied six bids were received between \$1,160,000 and \$1,600,000.

Councilmember Martinez asked how roads will be chosen for the program.

Mr. Rodzenko explained the process.

It was moved by Martinez, and seconded by Sherwood, to authorize the City Manager to enter into a construction agreement with Southwest Slurry Seal, Inc. in an amount not to

exceed \$1,160,775.96 for construction of the 2012/2013 Slurry Seal Program.. The motion carried unanimously.

19. CONTRACT WITH JAMES, COOKE & HOBSON INC. FOR PURCHASE OF REPAIRS AND MAINTENANCE AT WATER SERVICES SITES

PRESENTED BY: Michael Weber, P.E., Deputy Director, Water Services

This is a request for City Council to award the contract and authorize the City Manager to enter into an agreement with James, Cooke & Hobson Inc. (JCH) in an amount not to exceed \$150,000 annually for repairs and maintenance of Flygt pump and mixer equipment located at various water and wastewater treatment facilities throughout the city; and to further authorize the City Manager to extend the agreement, at his discretion, in accordance with the original terms of the agreement.

It was moved by Chavira, and seconded by Hugh, to award the contract and authorize the City Manager to enter into an agreement with James, Cooke & Hobson Inc. (JCH) in an amount not to exceed \$150,000 annually for repairs and maintenance of Flygt pump and mixer equipment located at various water and wastewater treatment facilities throughout the city; and to further authorize the City Manager to extend the agreement, at his discretion, in accordance with the original terms of the agreement. The motion carried unanimously.

20. AGREEMENT WITH ARIZONA REFUSE SALES, LLC FOR CERTIFIED REBUILD OF SIDELOAD TRUCKS FOR RESIDENTIAL SANITATION COLLECTION

PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to authorize the City Manager to enter into an agreement for certified rebuilds of two sideload trucks for Residential Sanitation from Arizona Refuse Sales, LLC. Staff recommends approval of the agreement in an amount not to exceed \$261,525.86.

It was moved by Martinez, and seconded by Knaack, to authorize the City Manager to enter into an agreement for certified rebuilds of two sideload trucks for Residential Sanitation from Arizona Refuse Sales, LLC, in an amount not to exceed \$261,525.86. The motion carried unanimously.

21. REPRESENTATION AGREEMENT WITH BEACON SPORTS CAPITAL PARTNERS, LLC

PRESENTED BY: Jamsheed Mehta, Interim Assistant City Manager

This is a request for City Council to ratify the entering into of an agreement with Beacon Sports Capital Partners, LLC to provide representation for Glendale, assist the city in soliciting and reviewing offers, and negotiate a new arena management agreement for the future lease and management of the city-owned Jobing.com Arena.

Councilmember Sherwood asked if the RFP would be out on the streets next week.

Mr. Mehta said that the RFP would hit the streets as soon as possible. He continued that the language would be brought to Council at an Executive Session for review prior to it going public.

It was moved by Martinez, and seconded by Sherwood, to ratify the entering into of an agreement with Beacon Sports Capital Partners, LLC. The motion carried unanimously.

ORDINANCES

22. DEEDS AND EASEMENTS ORDINANCE
PRESENTED BY: Pamela Hanna, City Clerk
ORDINANCE: 2840

This is a request for City Council to adopt an ordinance to formally accept real estate properties on behalf of the City of Glendale. Staff is requesting Council waive reading beyond the title and adopt the ordinance.

ORDINANCE NO. 2840 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA ACCEPTING DEEDS AND EASEMENTS FOR PROPERTY CONVEYED TO THE CITY OF GLENDALE.

It was moved by Sherwood, and seconded by Martinez, to approve Ordinance No. 2840 New Series. Motion carried on a roll call vote, with the following Councilmembers voting “aye”: Chavira, Hugh, Knaack, Martinez, Sherwood, and Weiers. Members voting “nay”: none.

PUBLIC HEARING - RESOLUTIONS

23. THE SECOND SUBSTANTIAL AMENDMENT TO FY 2010-11 ANNUAL ACTION PLAN TO THE NEIGHBORHOOD STABILIZATION PROGRAM 3 (RESOLUTION)(PUBLIC HEARING REQUIRED)
PRESENTED BY: Gilbert Lopez, Revitalization Administrator
RESOLUTION: 4656

This is a request for City Council to conduct a public hearing, waive reading beyond the title, and adopt a resolution approving a second substantial amendment to the City of Glendale’s Fiscal Year (FY) 2010-11 Community Development Block Grant Annual Action Plan, Neighborhood Stabilization Program 3 (NSP 3). This amendment will allow for the expansion of the area in which foreclosed homes can be acquired for rehabilitation and resale. The NSP 3 formula grant allocated \$3,718,377 in funding to Glendale, to continue to address the impact of foreclosures in select neighborhoods. This amendment will allow the NSP 3 program to expand into the existing NSP target areas of 85301, 85302, and 85303 zip codes.

RESOLUTION NO. 4656 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE,

MARICOPA COUNTY, ARIZONA, APPROVING AND AUTHORIZING THE SUBMISSION OF THE SECOND SUBSTANTIAL AMENDMENT TO THE FISCAL YEAR 2010-11 ANNUAL ACTION PLAN TO THE NEIGHBORHOOD STABILIZATION PROGRAM 3 (NSP 3) TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT EXPANDING THE EXISTING TARGET AREAS TO INCLUDE ELIGIBLE RESIDENTIAL PROPERTIES WITHIN THE 85301, 85302, AND 85303 POSTAL ZIP CODES, ALLOWING FOR THE ACQUISITION, REHABILITATION AND RESALE OF FORECLOSED PROPERTIES.

Mayor Weiers opened the public hearing on Agenda Item No. 23.

As there were no comments, Mayor Weiers closed the public hearing.

It was moved by Martinez, and seconded by Chavira, to pass, adopt and approve Resolution No. 4656 New Series. The motion carried unanimously.

RESOLUTIONS

24. LICENSE AGREEMENT WITH THE NEW WESTGATE, LLC
PRESENTED BY: Brian Friedman, Executive Director, Community & Economic Development
RESOLUTION: 4657

Mayor Weiers requested this item be heard at the beginning of the meeting.

25. THE NEW WESTGATE, LLC TEMPORARY PARKING AGREEMENT
PRESENTED BY: Brian Friedman, Executive Director, Community & Economic Development
RESOLUTION: 4658

Mayor Weiers requested this item be heard at the beginning of the meeting.

NEW BUSINESS

26. DISCUSS AND TAKE ACTION WITH RESPECT TO THE ASSIGNMENT OF THE CURRENT ACTING CITY MANAGER
PRESENTED BY: Mayor and Council

This is a request for the City Council to discuss and take action regarding the appointment of the current acting city manager. 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, terminate the current acting city manager assignment.

It was moved by Knaack, and seconded by Hugh, to terminate the assignment of the current Acting City Manager effective March 26, 2013 and direct Human Resource

Director to complete the personnel actions necessary to return him to the Assistant City Manager position. The motion carried with Councilmember Sherwood abstaining.

27. COUNCIL APPOINTMENT OF ACTING CITY MANAGER
PRESENTED BY: Mayor and Council

This is a request for the City Council to appoint an acting city manager. 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, appoint an acting city manager.

It was moved by Knaack, and seconded by Martinez, to appoint Richard A. Bowers as the Acting City Manager effective March 27, 2013, and for Human Resources to enter into an employment contract with Mr. Bowers. The motion carried unanimously.

28. DISCUSS AND TAKE POSSIBLE ACTION WITH RESPECT TO THE APPOINTMENT AND EMPLOYMENT OF THE CURRENT CITY ATTORNEY
PRESENTED BY: Mayor and Council

This item was administratively pulled.

29. COUNCIL APPOINTMENT OF ACTING CITY ATTORNEY
PRESENTED BY: Mayor and Council

This is a request for the City Council to appoint an acting city attorney. 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, appoint an acting city attorney. The appointed person will continue in that assignment at the pleasure of the City Council. At the conclusion of that assignment, the person serving as acting city attorney will resume his former position with the City of Glendale.

It was moved by Knaack, and seconded by Chavira, to appoint Nicholas C. DiPiazza, Sr. as the Acting City Attorney effective March 26, 2013 and direct Human Resources to complete the necessary personnel actions required. It was further moved that at the end of the temporary assignment Mr. DiPiazza would return to his position as Chief Deputy City Attorney. The motion carried with Councilmember Sherwood abstaining.

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

It was moved by Knaack, and seconded by Martinez, to hold a Budget Workshop on Wednesday, March 27 and Thursday, March 28, 2013, from 9:00 a.m. to 5:00 p.m. in the City Council Chambers to be followed by an Executive Session pursuant to A.R.S. 38-431.03. It was further moved that a Special City Council meeting be held on Wednesday, March 27, 2013 at 4:15 p.m. in Council Chambers and Room B-3, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. It was also moved to hold a City Council Workshop at 1:30 p.m. in the City Council Chambers on Tuesday, April 2, 2013, 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.

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Sherwood encouraged people to apply for Boards and Commissions for the City of Glendale and to get involved. The groups do a lot of work that have a big impact on the City. He continued that the Civic Pride Ambassadors were started by Mayor Scruggs in 1993 and are very active in the City and in their history have donated \$272,000 to charitable causes. He directed people to view the Civic Pride Ambassadors website. He asked people to consider joining the Civic Pride Ambassadors and noted it isn't very time consuming. He concluded with a Happy Birthday to his wife.

Mayor Weiers read an announcement for Councilmember Alvarez who was not able to stay for this meeting. He stated that Glendale Union High School District has been named the National Advancement Placement District of the Year for expanding AP opportunities and improving AP performance. He congratulated them on this accomplishment.

Councilmember Chavira commented on the award for Glendale Union High School District noting that students from this district had worked on his campaign. He said at least six of those students have placed well and are getting scholarships.

Vice Mayor Knaack said the Relay for Life benefit for the American Cancer Society will be held at Ironwood High School on Saturday, April 6. She stated there are teams on the track all night long since cancer never sleeps. She asked everyone to come and support the teams. She commented that her daughter is the Entertainment Chair and has raised the most money on her team.

Mayor Weiers commented about entering the budget process and how it would be a very painful process. He asked the citizens to be patient with the Council as they make their way through this process and commented how difficult the job was during this time.

ADJOURNMENT

The meeting was adjourned 8:40 p.m.

Pamela Hanna

Pamela Hanna - City Clerk