



**MINUTES OF THE
GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
June 10, 2014
6:00 p.m.**

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

Also present were Brenda Fischer, City Manager; Jennifer Campbell, Assistant City Manager; Michael Bailey, City Attorney; and Pamela Hanna, City Clerk.

Mayor Weiers called for the Pledge of Allegiance.

The prayer/invocation was given by President Jeffrey Page from the Glendale North Stake of The Church of Jesus Christ of Latter-day Saints.

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

A statement was filed by the City Clerk that the 9 resolutions to be considered at the meeting were available for public examination and the title posted at City Hall more than 72 hours in advance of the meeting. One resolution was read in full at the meeting.

Approval of the minutes of the May, 27, 2014 City Council Meeting

It was moved by Councilmember Sherwood, and seconded by Councilmember Chavira, to dispense with the reading of the minutes of the May 27, 2014 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.

PROCLAMATIONS AND AWARDS

RECOGNITION OF COMMUNITY SERVICE FOR JEFF H. BLAKE

PRESENTED BY: Office of the Mayor

This is a request to present a plaque recognizing Mr. Jeff H. Blake for his four years of community service on Glendale's Board of Adjustment (BOA).

CONSENT AGENDA

Ms. Brenda Fischer, City Manager, read consent agenda item numbers 1 through 31.

1. APPROVE SPECIAL EVENT LIQUOR LICENSE, KNIGHTS OF COLUMBUS - PADRE SERRA COUNCIL 7114

PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a special event liquor license for the Knights of Columbus - Padre Serra Council 7114. The event will be held at St. Raphael Catholic Church inside Heber Hall located at 5525 West Acoma Road on Saturday, August 16, 2014, from 6 p.m. to midnight. 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.

2. APPROVE LIQUOR LICENSE NO. 5-13677, JETAWAY DAVE'S

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 Jetaway Dave's located at 9250 North 43rd Avenue, Suite 17-18. The Arizona Department of Liquor Licenses and Control application (No. 06070234) 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.

3. APPROVE LIQUOR LICENSE NO. 5-13679, JUS COUNTRY

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 Jus Country located at 4346 West Olive Avenue. The Arizona Department of Liquor Licenses and Control application (No. 06070212) was submitted by Pargat Singh Bajwa.

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

4. ADDITIONAL EXPENDITURE AUTHORIZATION FOR IBM SERVER PURCHASE FROM IBM CORPORATION

PRESENTED BY: Chuck Murphy, Executive Director, Technology and Innovation

This is a request for City Council to approve an additional expenditure of funds to include taxes for the IBM server purchase that Council approved on January 28, 2014. The previous not-to-exceed amount of \$80,387.19 did not include applicable taxes. In order to

pay the invoice from IBM Corporation, an additional expenditure authority is needed in the amount of \$6,079.39. This brings the total expenditure amount to \$86,466.58.

5. AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH GREATER PHOENIX ECONOMIC COUNCIL

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

This is a request for City Council to authorize the City Manager to enter into a professional services agreement with the Greater Phoenix Economic Council (GPEC) for FY 2014-15 in the amount of \$101,619.00, for participation in, and support of, GPEC's regional economic development program to attract quality businesses for our community.

7. RATIFICATION OF AMENDMENT NO. 4 TO THE AGREEMENT WITH EMPIRE SOUTHWEST FOR HEAVY DUTY CATERPILLAR EQUIPMENT PARTS, SERVICE AND ACCESSORIES; AND THE RATIFICATION OF EXPENDITURES

PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to ratify and authorize the City Manager to enter into Amendment No. 4 to the agreement with Empire Southwest, LLC (Empire) in an amount not exceed \$390,000 for Heavy Duty Caterpillar Equipment Parts, Service and Accessories; and to ratify the expenditure of funds with Empire in the amount of \$11,000.83 for services rendered between March 9, 2014 to June 10, 2014.

8. AUTHORIZATION FOR THE COOPERATIVE PURCHASE OF UNIFORM GARMENT RENTAL FROM UNIFIRST CORPORATION FOR PUBLIC WORKS

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 with Unifirst Corporation for uniform garment rental for the Public Works department in an amount not to exceed \$75,000 annually, effective upon signing of the agreement through October 31, 2016; and to authorize the City Manager, at her discretion, to renew the agreement for an additional two years, in one-year increments, based on satisfactory performance and the annual renewal of Proposal #2014035 by the City of Mesa, in an amount not to exceed \$300,000 over the full four-year period.

9. AUTHORIZATION FOR COOPERATIVE PURCHASE OF A CATERPILLAR MOTOR GRADER FROM EMPIRE SOUTHWEST, LLC, FOR THE LANDFILL

PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to authorize the cooperative purchase of a Caterpillar motor grader from Empire Southwest, LLC (Empire), for the Glendale Municipal Landfill (Landfill) in an amount not to exceed \$276,588.87.

10. EXPENDITURE AUTHORIZATION FOR THE SUB-REGIONAL OPERATING GROUP 99TH AVENUE SEWER CONDITION ASSESSMENT

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to authorize expenditure authority by the City Manager for Glendale's portion of the Sub-Regional Operating Group (SROG) 99th Avenue sewer condition assessment in an amount not to exceed \$212,146.96.

11. AUTHORIZATION TO ENTER INTO A CONSTRUCTION MANAGER AT RISK AGREEMENT WITH ACHEN-GARDNER CONSTRUCTION, LLC FOR DESIGN PHASE SERVICES

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to authorize the City Manager to enter into a Construction Manager at Risk (CMAR) agreement with Achen-Gardner Construction, LLC, (Achen-Gardner) in an amount not to exceed \$103,840.40 for waterline improvement design phase services.

12. AUTHORIZATION TO EXTEND AGREEMENT TERMS AND EXPENDITURE AUTHORIZATION FOR LANDSCAPE SERVICES WITH ARTISTIC LAND MANAGEMENT, INC.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to authorize the extension of the landscape services agreement with Artistic Land Management, Inc. in an amount not to exceed \$500,000 (\$125,000 annually for contract extension years 2-5), and authorize the City Manager or designee to automatically renew the agreement annually upon consent of both parties.

13. EXPENDITURE AUTHORIZATION FOR ABC MATERIAL FROM MESA MATERIALS

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for ABC Materials from Mesa Materials obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$65,000 for fiscal year (FY) 2014-15.

14. EXPENDITURE AUTHORIZATION FOR ALUMINUM SULFATE FROM CHEMTRADE CHEMICALS U.S. LLC

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for aluminum sulfate from Chemtrade Chemicals U.S. LLC obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$529,000 for fiscal year (FY) 2014-15.

15. EXPENDITURE AUTHORIZATION FOR CARBON DIOXIDE FROM RELIANT GASES LTD.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for carbon dioxide from Reliant Gases LTD., obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$210,200 for fiscal year (FY) 2014-15.

16. EXPENDITURE AUTHORIZATION FOR CAUSTIC SODA FROM BRENNTAG PACIFIC INC.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for caustic soda from Brenntag Pacific Inc. obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$520,000 for fiscal year (FY) 2014-15.

17. EXPENDITURE AUTHORIZATION FOR CAUSTIC SODA AND FLUORIDE FROM THATCHER COMPANY

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for caustic soda and fluoride from Thatcher Company obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$249,648 for fiscal year (FY) 2014-15.

18. EXPENDITURE AUTHORIZATION FOR CHLORINE FROM DPC ENTERPRISES L.P.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for chlorine from DPC Enterprises L.P. obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$125,000 for fiscal year (FY) 2014-15.

19. EXPENDITURE AUTHORIZATION FOR FERRIC CHLORIDE FROM KEMIRA WATER SOLUTIONS, INC.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for ferric chloride from Kemira Water Solutions, Inc. obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$200,000 for fiscal year (FY) 2014-15.

20. EXPENDITURE AUTHORIZATION FOR PEST CONTROL SERVICES FROM PEORIA PEST CONTROL INC.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for pest control services from Peoria Pest Control Inc. obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$75,000 for fiscal year (FY) 2014-15.

21. EXPENDITURE AUTHORIZATION FOR POLYMER FROM POLYDYNE INC.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for polymer from Polydyne Inc. obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$202,500 for fiscal year (FY) 2014-15.

22. EXPENDITURE AUTHORIZATION FOR SALT FROM SALT WORKS

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for salt from Salt Works obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$389,000 for fiscal year (FY) 2014-15.

23. EXPENDITURE AUTHORIZATION FOR UNIFORM SERVICES FROM MISSION UNIFORM SERVICE

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for uniform services from Mission Uniform Service obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$99,746 for fiscal year (FY) 2014-15.

24. EXPENDITURE AUTHORIZATION FOR VARIABLE FREQUENCY DRIVE SERVICE AND REPLACEMENT FROM KELLER ELECTRICAL INDUSTRIES, INC.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for variable frequency drive (VFD) service and replacement from Keller Electrical Industries, Inc. obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$90,000 for fiscal year (FY) 2014-15.

25. EXPENDITURE AUTHORIZATION FOR LABORATORY ANALYSIS SERVICES FROM EUROFINS EATON ANALYTICAL, INC.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for laboratory analysis services from Eurofins Eaton Analytical, Inc. (Eurofins) obtained

under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$60,000 for fiscal year (FY) 2014-15.

26. EXPENDITURE AUTHORIZATION FOR HYDRANTS AND ASSOCIATED PARTS FROM HD SUPPLY WATERWORKS LTD.

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authorization by the City Manager for hydrant and associated parts from HD Supply Waterworks Ltd. obtained under the 1999 Intergovernmental Cooperative Purchasing Group Agreement in an amount not to exceed \$300,000 for fiscal year (FY) 2014-15.

27. EXPENDITURE AUTHORIZATION FOR PURCHASE COSTS FOR RAW WATER FROM CENTRAL ARIZONA PROJECT

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authority by the City Manager for the purchase of raw water from Central Arizona Project (CAP) in an amount not to exceed \$3,534,838 for fiscal year (FY) 2014-15.

28. EXPENDITURE AUTHORIZATION FOR PURCHASE COSTS FOR RAW WATER FROM SALT RIVER PROJECT

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to approve expenditure authority by the City Manager for the purchase of raw water from Salt River Project (SRP) in an amount not to exceed \$600,000 for fiscal year (FY) 2014-15.

29. AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH DIBBLE & ASSOCIATES CONSULTING ENGINEERS, INC. FOR WASTEWATER COLLECTION SYSTEM AND MANHOLE REHABILITATION

PRESENTED BY: Craig Johnson, P.E., Executive Director, Water Services

This is a request for City Council to authorize the City Manager to enter into a professional services agreement with Dibble & Associates Consulting Engineers, Inc. (Dibble Engineering) in an amount not to exceed \$205,045 for design and construction administration services for a wastewater collection system and manhole rehabilitation project.

30. AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH DIBBLE & ASSOCIATES CONSULTING ENGINEERS, INC. FOR GENERAL ENGINEERING SERVICES FOR THE GLENDALE TRANSPORTATION PROGRAM

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

This is a request for City Council to authorize the City Manager to enter into a contract with Dibble & Associates Consulting Engineers, Inc. in an amount not to exceed \$3,000,000 over

the six-year term of the agreement for general engineering services to complete capital projects in the Glendale Onboard (GO) Transportation Program, and authorize the City Manager or designee to renew the agreement upon consent of both parties.

31. AWARD OF CONTRACT FOR SPORTS OFFICIATING SERVICES: VALLEY METRO OFFICIALS, LLC

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

This is a request for City Council to authorize the City Manager to enter into a professional services agreement with Valley Metro Officials, LLC for softball sport officiating services for an amount not to exceed \$375,000 over a five-year period (\$75,000 annually), and authorize the City Manager or designee to automatically renew the agreement annually upon consent of both parties.

Councilmember Martinez asked to hear number 6 separately.

It was moved by Vice Mayor Knaack and seconded by Councilmember Chavira, to approve the recommended actions on Consent Agenda Item Numbers 1 through 5 and 7 through 31, and to forward Special Event Liquor License Application for Knights of Columbus – Padre Serra Council 7114; Liquor License Application No. 5-13677 for Jetaway Dave’s and Liquor License Application No. 5-13679 for Jus Country to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.

6. AWARD A PROFESSIONAL SERVICES AGREEMENT WITH IMS INFRASTRUCTURE MANAGEMENT SERVICES, L.L.C. FOR A ROADWAY NETWORK STUDY AND UPDATE TO THE PAVEMENT MANAGEMENT PROGRAM

PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to authorize the City Manager to enter into a professional services agreement with IMS Infrastructure Management Services, L.L.C. (IMS) in an amount not to exceed \$401,605 to evaluate the condition of the City of Glendale roadway network and to update the city’s Pavement Management program.

Mr. Kent said this study will update the results from a prior study in 2008 and will provide information on which streets need to receive treatment and what type of treatment is needed over the next six years.

Councilmember Martinez said the reason he wanted to hear this item separately was to inform the public. He gets a lot of feedback from residents when he goes to HOA meetings or they call him. He said he knows Mr. Kent has made some presentations at times on this and there are studies that are done. He wanted to bring it to the attention of the public and asked Mr. Kent to describe the methodology and the ranking of streets and that everyone on those streets will get something done to them. He said he wanted Mr. Kent to explain this. Mr. Kent said IMS will create a pavement condition index (PCI) for every street in the

city. Arterial streets will be essentially x-rayed to know what is both on the surface and under the surface, so they will know what needs to be done to each segment of streets. He said every residential street in the city will be assessed visually. Drainage patterns and recent history will be reviewed. Additional assessments will also be done and incorporated into the PCI. Once the data is completed, they will return to Council next year to provide an update. He said there will still be streets that are not in ideal condition and it is the first step to make sure the money for this project is spent in the best possible way.

John Carter, a Yucca district resident, said he was at a previous Council meeting and went over some history of comments made by Mr. Kent. He commented on the amount of money spent and about evaluation of the streets. He said some people in the city's streets department could probably do this evaluation as they are qualified. He said this is an unnecessary expenditure.

It was moved by Vice Mayor Knaack and seconded by Councilmember Martinez, to approve the recommended action on Consent Agenda Item Number 6. The motion carried unanimously.

CONSENT RESOLUTIONS

Ms. Pamela Hanna, City Clerk, read consent agenda resolution item numbers 32 through 39 by number and title. Resolution No. 4809 was read in full by Ms. Hanna.

32. FISCAL YEAR 2014–15 COUNCIL GOAL/PRIORITY SETTING

PRESENTED BY: Brenda S. Fischer, ICMA-CM, City Manager

RESOLUTION: 4804

This is a request for City Council to waive reading beyond the title and adopt a resolution approving the Fiscal Year (FY) 2014-15 Council Key Priorities of the Glendale City Council developed as a result of direction from Council.

RESOLUTION NO. 4804 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 KEY PRIORITIES OF THE GLENDALE CITY COUNCIL FOR FISCAL YEAR 2014-2015.

33. AMENDMENT NO. 11 TO INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF ECONOMIC SECURITY FOR COMMUNITY ACTION PROGRAM FUNDING AND OPERATIONS

PRESENTED BY: Rebecca H. Daniel, Community Action Program Administrator

RESOLUTION: 4805

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into Amendment No. 11 to the intergovernmental agreement (IGA) with the Arizona Department of Economic Security (DES) for Community Action Program (CAP) funding and operations.

RESOLUTION NO. 4805 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AMENDMENT NUMBER 11 TO THE INTER-GOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF ECONOMIC SECURITY FOR COMMUNITY ACTION PROGRAM FUNDING.

34. AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY SUPERIOR COURT FOR JURY SERVICES

PRESENTED BY: Elizabeth R. Finn, Presiding Judge

RESOLUTION: 4806

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into a two-year Intergovernmental Agreement with Maricopa County Superior Court to provide the City Court with qualified jurors for jury trials. If approved, the initial term of this IGA shall be effective July 1, 2014 and shall expire June 30, 2016. The parties may renew this IGA for four additional two-year terms, to expire no later than June 30, 2024. This is also a request for City Council to authorize the City Manager to renew the IGA, at her discretion, for these four additional terms in two-year increments based on satisfactory contractor performance.

RESOLUTION NO. 4806 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 SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY FOR JURY SERVICES.

35. AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE WIDENING OF 55TH AVENUE SOUTH OF CACTUS ROAD

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

RESOLUTION: 4807

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 intergovernmental agreement (IGA) with the Arizona Department of Transportation (ADOT) for the design and construction of the widening of 55th Avenue, south of Cactus Road, for bicycle lanes and sidewalks.

RESOLUTION NO. 4807 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 ARIZONA DEPARTMENT OF TRANSPORTATION FOR WIDENING OF EXISTING ROADWAY FOR BIKE LANES AND SIDEWALK AT APPROXIMATELY 55TH AVENUE, SOUTH OF CACTUS ROAD.

36. AUTHORIZATION TO APPROVE AN AMENDMENT TO AN INTERGOVERNMENTAL AGREEMENT WITH THE REGIONAL PUBLIC TRANSPORTATION AUTHORITY FOR TRANSIT SERVICES

PRESENTED BY: Cathy Colbath, Interim Executive Director, Transportation Services
RESOLUTION: 4808

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing an amendment to an intergovernmental agreement (IGA) with the Regional Public Transportation Authority (RPTA) for the continued operation of fixed-route and express bus service in the City of Glendale, the reimbursement of transit services for Americans with Disabilities Act (ADA) eligible riders and the administrative oversight of a supplemental paratransit program.

RESOLUTION NO. 4808 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 TO THE INTERGOVERNMENTAL AGREEMENT WITH THE REGIONAL PUBLIC TRANSPORTATION AUTHORITY (RPTA) FOR THE PROVISION OF PUBLIC TRANSPORTATION SERVICES.

37. AUTHORIZATION TO ENTER INTO CHANGE ORDER NO. 8 TO AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FIXED-ROUTE BUS SERVICE

PRESENTED BY: Cathy Colbath, Interim Executive Director, Transportation Services
RESOLUTION: 4809

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into Contract Change Order Number 8 to the intergovernmental agreement (IGA) with the City of Phoenix for the continued operation of fixed-route bus service in the City of Glendale.

RESOLUTION NO. 4809 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 PHOENIX FOR THE OPERATION OF FIXED ROUTE BUS SERVICES IN THE CITY OF GLENDALE.

38. AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE THUNDERBIRD PASEO AND SKUNK CREEK MULTIUSE PATHWAYS

PRESENTED BY: Cathy Colbath, Interim Executive Director, Transportation Services
RESOLUTION: 4810

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 intergovernmental agreement (IGA) with the Arizona Department of Transportation (ADOT) for the design and construction of

improvements to the Thunderbird Paseo and Skunk Creek Multiuse Pathways in the City of Glendale.

RESOLUTION NO. 4810 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 ARIZONA DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS TO THUNDERBIRD PASEO PATHWAY.

39. AUTHORIZATION TO APPLY FOR AND ACCEPT REVENUE SHARING FUNDS FROM THE TOHONO O'ODHAM NATION

PRESENTED BY: Brent Stoddard, Intergovernmental Programs Director

RESOLUTION: 4811

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 \$765,771.67 in revenue sharing funds from the Tohono O'odham Nation.

RESOLUTION NO. 4811 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 SUBMITTAL OF SIX APPLICATIONS IN THE APPROXIMATE AMOUNT OF \$765,771.67 FOR INDIAN GAMING REVENUE SHARING GRANTS TO THE TOHONO O'ODHAM NATION; AND AUTHORIZING THE ACCEPTANCE, IF AWARDED, ON BEHALF OF THE CITY OF GLENDALE.

It was moved by Vice Mayor Knaack and seconded by Councilmember Chavira, to approve the recommended actions on Consent Agenda Item Numbers 32 through 39, including the approval and adoption of Resolution No. 4805 New Series, Resolution No. 4806 New Series, Resolution No. 4807 New Series, Resolution No. 4808 New Series, Resolution No. 4809 New Series, Resolution No. 4810 New Series, and Resolution No. 4811 New Series. The motion carried unanimously.

PUBLIC HEARING - LAND DEVELOPMENT ACTIONS

40. CONDITIONAL USE PERMIT (CUP) APPLICATION CUP13-10: USA PAWN CUP – 5847 NORTH 67TH AVENUE (PUBLIC HEARING REQUIRED)

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

This is a request that City Council conduct a Public Hearing to consider a request by Charles Huellmantel, representing USA Pawn, to grant an appeal from the decision of the Planning Commission to deny an application for a Conditional Use Permit (CUP13-10). The CUP proposes a pawn shop in the C-2 (General Commercial) zoning district. The site is located at the southeast corner of 67th Avenue and Bethany Home Road.

The City Council should determine if this request is in the best long-term interest of this neighborhood and consistent with the General Plan.

Staff finds this request appears to meet the required findings for Conditional Use Permit approval and if approved, should be subject to the following stipulations:

1. Development shall be in substantial conformance with the Building Elevations, sheet A1.0, dated February 4, 2014, site plan sheet C1.0, dated April 30, 2014, Landscape Plan, sheet L-1, dated January 9, 2014, Irrigation Plan, sheet L-2, dated January 9, 2014, and the revised narrative, date stamped May 22, 2014, subject to building permit approval by the Community and Economic Development Department.
2. The Tenant Sign shall consist of individually cut, back lit letters.

Mr. Froke provided a zoning map and aerial photograph of the area for context of the proposed property. He said the applicant is appealing the denial of the conditional use permit. He said staff finds that the request is appropriate and pawn shops are a permitted land use subject to additional review. He said if the CUP is granted, they recommend it should be subject to the stipulations listed above. He said this is an existing commercial building in a commercial complex. He said this is the first appeal of a planning commission decision relative to a conditional use permit since 2004. He said the appeal was made within the required time period. Mr. Froke provided some background information regarding the process completed by the planning commission and the speakers at the planning commission meeting. He said the motion to approve this permit was presented at the planning commission meeting, but that motion failed.

Mayor Weiers opened the public hearing on Agenda Item No. 40.

Jodi Fielder, a Phoenix resident, said she is the caregiver for her elderly parents who live near the proposed pawn shop. She said she has prepared the statistics about having pawn shops in the neighborhood and the increase in crime. She asked the Council to take this into consideration when making their decision. She said they do not need another pawn shop in that area and they need to bring the area up instead of bringing it down.

Dwight Amery, a Phoenix resident, who said he lives four blocks south of Camelback. He said when the pawn shop came into an area close by, they stopped the vandalism and other crimes that had been occurring in the area. He said the pawn shop also put in a much bigger building and added two tenants, including a greatly needed urgent care and dental clinic. He said they have improved the community and brought valuable assets to the area.

Charles Huellmantel, representing the applicant, addressed some of the points brought up by the previous speakers. He said it was good to hear from both sides of the issue. He provided a brief history of pawn shops and said this business has improved significantly since government legislation. He said pawn shop information is tracked through computer information submitted to the police department. This assists in the recovery of stolen items. He said thieves no longer try and sell stolen items to pawn stores. He said his client wants to spend money fixing the building up to improve the area with regular business

hours, good employees and a new look. He said his client specializes in musical instruments and jewelry at his pawn shops. He said competition with other pawn shops in the area will be good for business. He said his client wants to make a long term investment in the community. He said if crime was really a factor for this project, the Glendale police department would have been involved. He said pawn shops businesses are regulated much more than other businesses.

Mayor Weiers asked Mr. Huellmantel to discuss the process for bringing an item into a pawn shop. Mr. Huellmantel said the owner, Craig McCall, would be able to answer that question better than he would. Mr. McCall said any person bringing in an item is required to bring in government issued identification and are fingerprinted. He said this information and details about the items brought in are uploaded to the police department every night. He said any items stolen are identified right away. He said there are very few stolen items brought to a pawn shop anymore. He said there is also video surveillance recording and this is provided to the police department if necessary. Mayor Weiers asked the name of the reporting they do to the police department. Mr. McCall said most cities subscribed to "leads online." He said all his stores use this system any police department in the country can have access to it.

Councilmember Chavira said Mr. Amery was active in many civic projects and is responsible for increasing business standards. He spoke about his father and recent neighbors who have suffered during the economic downturn. He said pawn shops carry a stigma, but that has changed. He asked for more detail on how that corner was going to be revitalized with this new business. Mr. Huellmantel said they agreed that pornography will not be sold at this pawn shop. He also said they agreed to only take firearms in, but will only sell them to federally licensed firearms dealer and will not sell them in the pawn shop. He spoke about firearm serial numbers and how it is good to have that information in the system so they can be tracked. He said the building has outlived its life and has not been maintained. He said Mr. McCall is willing to spend about \$500,000 on this project and the building will be completely improved.

Jim Edwards, representing the Carioca Company, said he was asked to deliver a letter of opposition. He said with the other business on the corner, it will bring a perception of devaluation to the neighborhood.

Mr. Huellmantel responded by saying the pawn shop will improve the area.

Mayor Weiers said he participated in creating the rules and regulations that have to be followed by pawn shops when he was in the legislature. He said Arizona has some of the strictest laws in the country. He said a lot of the rules followed by pawn shops are also followed by scrap metal owners and it is very hard to operate a pawn shop legally. He also spoke about the negative attitude toward payday loan businesses and said pawn shops have helped fill that gap. He said there are times when people get into situations where they need money and it does serve a purpose.

Mayor Weiers closed the public hearing.

Councilmember Sherwood commented that Mr. Froke said it was the first time they have come back to a commission hearing from 2004. He said he looked at the minutes from the February workshop. Of the commission members, 4 of them voiced that they had no problems, one seemed pretty positive and one did not comment. He said on the March 6th meeting, it changed a bit. There was a full 7 members to deny, but there were not many comments. He said the only concerns listed in the final vote were too many shops, back to competition and another commission had a problem with water retention in the parking lot. Of the 6 speakers, 5 spoke and 2 of them did not live in the city. He said they heard from one speaker tonight that had parents that live in the area. He said they cannot legislate competition. And they run into this problem with convenience stores locating too close to each other. He said most business owners are not going to spend that kind of money if they don't think they can make money on the project. In an earlier case, all the commissioners said they would never go against staff recommendations and he has seen that happen twice since it was mentioned. He said in this case, it is appropriate that the Council votes for this.

Councilmember Martinez said he watched the Planning Commission on this item and he knows some of the commissioners had real concerns about this. He said he has to go with staff's recommendation and the police department. He hated to go against the Planning Commission as they do an outstanding job, but in this instance he believed he is going to support it.

Mayor Weiers said he has driven by the business several times and it didn't look like they were open, but recently it has looked like they were open. He addressed the representative from the Carioca Company and said once this business has opened and has traffic to and from the business, he said the gas station will probably do much better as well. He said it will be a benefit for the nearby businesses. He said pawn shops have improved in the recent past.

It was moved by Councilmember Sherwood, and seconded by Councilmember Chavira, to approve Conditional Use Permit (CUP) Application CUP13-10: USA Pawn CUP – 5847 N. 67th Avenue with the two stipulations, plus an additional two stipulations as follows: 3. Pornographic materials shall not be sold on site and 4. Firearms shall not be sold on site. The motion carried unanimously.

BIDS AND CONTRACTS

41. AUTHORIZATION TO PURCHASE AN E-ONE E-MAX FIRE PUMPER FROM H&E EQUIPMENT SERVICES, INC.

PRESENTED BY: Tom Duensing, Executive Director, Financial Services

This is a request for City Council to authorize the purchase of one new E-One, E-Max Fire Pumper from H&E Equipment Services, Inc. of Phoenix, Arizona in an amount not to exceed \$484,210, utilizing the Houston-Galveston Area Council cooperative agreement funded primarily through a grant provided by Salt River Pima-Maricopa Indian Community.

Mr. Duensing said a fire truck purchase was originally brought to Council in January, but the item was pulled and staff instructed to reexamine the process used for this purchase. An RFP process began and it was determined that a purchase through a cooperative agreement would be most advantageous to the city. He said the two reasons were to get the truck into service and the limited materials management staff to procure this very technical piece of equipment. He said the RFP process was discontinued and materials management took over the purchase through the cooperative agreement. He said purchases through HGAC are competitively procured and he said these must meet the city of Glendale's procurement code. He said this is a very efficient way to procure a much needed piece of equipment.

Mayor Weiers said he was the one who asked Chief Burdick to move on the fire truck and never expected this process to take as long as it did.

It was moved by Councilmember Chavira, and seconded by Councilmember Knaack, to authorize to purchase an E-One Max Fire Pumper from H&E Equipment Services, Inc. The motion carried unanimously.

PUBLIC HEARING

42. PUBLIC HEARING AND APPROVAL OF FISCAL YEAR 2014-15 PROPERTY TAX LEVY AND TRUTH IN TAXATION NOTICE (PUBLIC HEARING REQUIRED)

PRESENTED BY: Tom Duensing, Executive Director, Financial Services

This is a request for City Council to conduct a public hearing on the proposed Fiscal Year 2014-2015 (FY14-15) property tax levy and by a roll call vote, approve a motion to increase the proposed property tax levy that will be assessed by ordinance on June 24, 2014 for the proposed primary tax levy increase of 2%.

Mr. Duensing said this is a 2 percent increase in the primary property tax levy but it will actually decrease the tax rate. He said this 2 percent levy increase is due to the increasing valuation of the city's properties. He said for a home valued at \$100,000, the increase represents about 96 cents per year on a homeowner's property tax bill. He said overall at the city, this represents a \$105,000 increase in total primary property tax revenues. He said the city's portion of the individual homeowner total property taxes, primary and secondary, represents about 14 percent of the total property tax bill. He said the city of Glendale's portion is just a part of all the taxing jurisdictions tax levy on a property owner in the city.

Councilmember Sherwood commented said there is always misinformation about how the city keeps increasing various taxes. He said the city has had a history on the secondary property tax of lowering taxes when necessary and they have done that several times during the economic downturn. He said when they look at the primary and secondary tax, both of the rates dropped. He said out of the total budget, \$105,000 is what this

represents for the city. He said this is reviewed and posted every year and he said for most folks, it will be about a \$1.50 to \$2.00 increase.

Mayor Weiers opened the public hearing on Agenda Item No. 42.

Lauren Tolmachoff, a Cholla district resident, said this is a perspective issue from the taxpayer's point of view. She said Glendale has the fourth highest tax rate in Maricopa County, before the increase. She checked home sales for the previous fiscal year and said there is a 17 percent decrease in home sales in the city. She also looked at the 2012 census and said there has been a decrease in population as well in the city. She said Glendale has a reputation problem and this has cost the city public safety help for the Super Bowl. As a realtor, she has had people tell her they are not interested in buying a home in Glendale. She said people are choosing to leave the city. She said some of the expenditures approved are essential services, but some could be postponed. She said the reality is they cannot do everything right now. She said citizens are watching the money just go out and that is their perception. She said business owners also take this into consideration where they want to open a business.

Mayor Weiers closed the public hearing.

It was moved by Councilmember Martinez, and seconded by Councilmember Sherwood, to approve Public Hearing and approval of Fiscal Year 2014-15 Property Tax Levy and Truth in Taxation Notice. Motion carried with the following Councilmembers voting "aye": Chavira, Knaack, Martinez and Sherwood. Members voting "nay": Alvarez, Hugh and Weiers. The motion carried unanimously.

PUBLIC HEARING - RESOLUTIONS

**43. PUBLIC HEARING AND ADOPTION OF FISCAL YEAR 2014-15 FINAL BUDGET
ADOPTION (RESOLUTION) (PUBLIC HEARING REQUIRED)**

PRESENTED BY: Tom Duensing, Executive Director, Financial Services

RESOLUTION: 4812

SPECIAL BUDGET MEETING (TO ADOPT FISCAL YEAR 2014-15 FINAL BUDGET)

This is a request for City Council to waive reading beyond the title and review the Fiscal Year 2014-2015 (FY14-15) final budget, conduct a public hearing on the final budget, and convene a special meeting to adopt a resolution formally approving the final operating, capital, debt service, and contingency appropriation budget.

Mr. Duensing provided a quick over of the budget process. He said the tentative budget was approved by Council on May 27, 2014 and what is proposed to the Council has not changed. He said eight public meetings were held beginning in December 2013. He said the entire budget is a balanced budget. He provided a simplified budget breakdown. He said the general fund revenues and the transfers in exceed expenditures by \$2.9 million and when they apply the contingency the contingency brings down that excess to a total fund balance

reduction of \$2.1 million. He compared the city's planned amounts of spend-down from fund balances to the spend-down for other cities across the valley. He said the city's budget delivers no impact to service levels, absorbs the impacts of the city's current obligations and costs of the Super Bowl. He also said this budget includes \$5 million in contingency funding for unforeseen items. He said this was a transparent process and difficult issues were discussed. Credit rating agencies are watching this process to make sure the city can effectively deal with these budget issues. Employees are watching to ensure the city maintains the financial stability. He also said other cities are watching to make sure the city can provide the services to the community it is used to. He said the budget is a plan to set the legal appropriation for the city. Mr. Duensing said the budget supports the planned execution of the debt obligation the city has. He said this was a very difficult budget process and everyone stepped up to deliver this budget.

Councilmember Alvarez commented that Mr. Duensing said this budget was a plan. She said the plan does not include funds for the neighborhoods. She said they need to start putting money where it belongs and the taxpayers expect that. She said they are forgetting the community and hoped they would have more for them. She said she is not in agreement with this plan.

Councilmember Hugh said they talked about Camelback Ranch and asked for an update on the negotiations. Ms. Fischer said it was still in negotiations and not up for public discussion. Councilmember Hugh asked if the city's general fund balance was going to be \$17 million. Mr. Duensing said the fund balance at the end of the current fiscal year is expected to be \$17.9 million. He said they are going to do some estimates when they have a bond rating phone call with Moody's next week. He said they should be beating their revenue estimates, but not by much. He said the \$17.9 million fund balance at the end of June 2015, if the revenue projections are exact and, if they spend up to the maximum of the appropriated budget, and reduce by \$2.1 million, it will still be \$15.8 million. Councilmember Hugh asked how much of the money was unrestricted. Mr. Duensing said the entire amount was unrestricted. He said if they outperform the current year, they can come back and could commit a certain amount of fund balance for unanticipated items. He said that is the intention of staff to bring forward an option to commit funds if they outperform.

Councilmember Hugh asked if Mr. Duensing has taken care of the issue of the monies owed to the Coyotes. Mr. Duensing said the obligations for the arena and Camelback Ranch are in the budget plan and he would not condone a budget without those items. Councilmember Hugh said there were negative outlooks in one of the bond rating the reports, which included the 2017 sunset of the temporary sales tax and the financial pressure due to the hockey arena. He said if something happened and IceArizona packed up and left, what would happen to the budget. Mr. Duensing said the budget includes support of over \$8.5 million for the hockey arena. Assuming that tomorrow IceArizona was not here, it would be about \$8.5 million benefit to the general fund. Ms. Fischer said this would not include the management required to run that facility. She said there would be additional costs to the city for management, upkeep and operations for that facility, so the actual benefit to the general fund would be lower than that number.

Councilmember Martinez said Mr. Duensing has done an outstanding job of explaining the budget and what is in it. He said Mr. Duensing did this two weeks ago and they had quite a discussion on this very item. He said some of things they are hearing tonight are some of the things they discussed back then. He said they are meeting their contractual obligations. There are no additional reductions in services. He said for the first time in five years, employees are getting a raise and sales tax revenues were up about \$4.4 million this past year. He said there are some good things that are happening. He said businesses such as American Furniture Warehouse are coming into the city. He said overall, things are looking better. He said he believed things will continue to get better. He said they are required to have a balanced budget and they do have a balanced budget. He said when they first discussed this and the figure mentioned was \$17.5 million deficit, to be here tonight and vote on a balanced budget and say that employees are getting an increase and no further services are getting cut, they have come a long way.

Vice Mayor Knaack asked Mr. Duensing how long he had been with the city. Mr. Duensing said it has been approximately eight months. She said he has done an amazing job and has taken the city in financial shambles on a course for recovery. She hoped everyone took the time to look at the budget and it was a conservative and well thought out plan. She said with the work of all the staff, they have brought down the shortfall from \$17 million to about \$2 million. She said it goes to show they have reduced expenses. She said they are so lean, there is not much left to cut. She said there are contractual obligations they have no choice but to pay. She said she is proud of the budget and what staff has done for the city. She said the budget is transparent and believable. She encouraged the public to ask questions if they have any.

Councilmember Alvarez said they did not doubt what the finance director has done and is proud they have a gentleman of integrity and honesty. She said the point is they don't have the money and they are still making decisions. She suggested the Council needs to look at the budget rather more than the public. She said they are still making payments to an arena that has brought the city nothing. She said they don't have services to the taxpayers. She said she thinks the public knows what a good job Mr. Duensing has done.

Councilmember Sherwood seconded what Vice Mayor Knaack said. He said they are meeting their obligations and they can't go back in and renegotiate the contracts and they have already renegotiated the bonds. He said there is a 1.5 percent increase from this year's budget to next year's budget, but if you take the carryover capital of \$85 million out of \$144.5 million that we have in between our capital and enterprise funds and you drop that down, really the budget goes from \$557 to \$576, it is just a 3.3 percent increase. He said they are carrying over a lot of capital that they just didn't get to, like items on the Northern Parkway. He said the budget increase has not been that big and most of it was the bond obligations. He said staff has done a good job and this has made a lot of sense.

Councilmember Alvarez disagreed that they can't renegotiate the contracts. She said according to the gift clause, when they don't get a return on their investment, they can renegotiate and if they want to call the attorney general and have him provide instruction

on how to do that, maybe that is what they should do. She said they are losing money and it is not their money to lose. She said the special events that they are paying for is not giving the city a return on their investment. Councilmember Alvarez read an excerpt from a press release. She said the city is still in step 1 of providing services to residents. She said the public needs to insist that the contracts be renegotiated so residents can have their parks and services for families.

Councilmember Hugh said the city manager said they are in negotiations with Phoenix. Ms. Fischer said they are negotiating and if that is unsuccessful, they will come forward with options to Council to either pay that from the \$5 million contingency fund, to default or to go back to the negotiating table with the City of Phoenix. Councilmember Hugh said they mentioned the road the last time they talked about this and that is due at the exact same time. He said he does not want to build the road and Phoenix does not want to build the road either because it would go to Westgate. He said he knew they were negotiating that as well. Ms. Fischer said that was correct and they are negotiating the entire IGA with the city of Phoenix. Councilmember Hugh said he appreciates this and doesn't want to spend the money out there.

RESOLUTION NO. 4812 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 ESTIMATES OF THE AMOUNTS REQUIRED FOR THE PUBLIC EXPENSE FOR THE CITY OF GLENDALE FOR THE FISCAL YEAR 2014-15; ADOPTING A FINAL BUDGET; AND SETTING FORTH THE REVENUE AND THE AMOUNT TO BE RAISED BY DIRECT PROPERTY TAXATION FOR THE VARIOUS PURPOSES.

Mayor Weiers opened the public hearing on Agenda Item No. 43.

Arthur Thruston, a Cactus resident, spoke about the city taxes. He said they are going to be taxed to death before long. He also spoke about the majority of four on the council. He said this majority voted about half of the deficit for this budget. He talked about the Coyotes and said the city is under water and asked the Councilmembers to represent the citizens the way they should be represented.

Mayor Weiers closed the public hearing.

It was moved by Knaack, and seconded by Martinez, to pass, adopt and approve Resolution No. 4812 New Series. The motion carried.

Vice Mayor Knaack asked for a point of order to have a paper ballot vote. Mr. Bailey said as the chair of the meeting, the Mayor has the prerogative in how the voting will be handled and explained how that process should be handled.

Vice Mayor Knaack moved to vote by said written paper ballot.

Mr. Bailey who said there is no objection to a written paper ballot vote, however, he was of the opinion it cannot be a secret ballot. He said the Councilmembers have to put their

name on the vote and it has to be read into the record. He said that goes to part of the issue that occurred with Peoria. He said they tried to do a secret ballot. He said nothing definitive has come from the Attorney General on that, but Mr. Bailey recommended putting the Councilmember's name and the vote on a sheet of paper and the City Clerk would need to read those into the record.

Mayor Weiers said he wanted to make it clear that a roll call vote is not required; it is a voice vote now. Mayor Weiers said she is asking for a piece of paper. Mr. Bailey said that was his understanding and it is the prerogative of the Vice Mayor and if there is a second, then that goes to a vote of the Council.

Vice Mayor Knaack said she made a motion and there would need to be a second.

Councilmember Martinez seconded the motion.

Mayor Weiers said they haven't had discussion on the first motion and he said they needed to clear that up first.

Mr. Bailey said the substantive pending motion is a motion to approve the budget. As a procedural matter, a procedural motion, based upon a point of order would have a priority. He said they would need to determine the prioritized motion and that is procedurally how are you going to handle it. Mr. Bailey recommended asking for the second and if there is a second to vote on this procedurally and then move forward in the order you have in terms of the items.

Mayor Weiers said they had a second, but they haven't had the discussion on this. He said he was just trying to clear this up before they move onto what Vice Mayor Knaack was saying. Mr. Bailey said his recommendation was to address the procedural motion and then move forward with how they vote on the item.

Councilmember Hugh asked if there is discussion on this motion.

Mayor Weiers asked Vice Mayor Knaack to clarify exactly what she was looking for and the reason.

Vice Mayor Knaack said she wants, in writing on a paper ballot, the name of the Councilmember and their vote instead of doing it verbally.

Councilmember Sherwood said and then read it into the record.

Vice Mayor Knaack said and entered into the record.

Mayor Weiers said without the public knowing.

Vice Mayor Knaack said no, the City Clerk will read it after the vote is taken.

Councilmember Hugh said he just wondered why and said a voice vote he would understand.

Mayor Weiers asked what is the reason.

Vice Mayor Knaack said there will be no one voting first or last, it is just a flat vote.

Mayor Weiers said it is not a roll call and everyone says their vote at the same time.

Vice Mayor Knaack said that is what she wants.

Councilmember Alvarez said with the decision and comments in the paper with Peoria, they need to be very careful on this blank paper.

Vice Mayor Knaack said it is not a secret ballot

Councilmember Alvarez said there is no reason for them not to say, as they will know anyway.

Vice Mayor Knaack said she is requesting it.

Councilmember Alvarez said just because she requested it, it doesn't mean.

Vice Mayor Knaack said but she is.

Councilmember Alvarez said go ahead.

Vice Mayor Knaack said she did and there is a second so there needs to be a vote on the procedure.

Mayor Weiers asked who was the second.

Vice Mayor Knaack said Councilmember Martinez was the second.

Mayor Weiers said there was a motion from Vice Mayor Knaack to do a paper ballot, not to be voiced until after the vote and to be read by the City Clerk, seconded by Councilmember Martinez, is that correct. Councilmember Martinez said yes.

Mayor Weiers asked if there was discussion on the motion. He said he did not understand this; the city has been operating for 104 years and does not know if they have ever done this.

Mayor Weiers addressed Council and asked for discussion on Vice Mayor Knaack's motion.

Councilmember Hugh asked if they had ballots.

Councilmember Alvarez asked if they had ballots already.

Mayor Weiers said so there is not discussion. He addressed Vice Mayor Knaack and said but you want to hold a paper ballot on this first, or do you want to do a voice vote or roll call.

Vice Mayor Knaack said well you need a vote right now on the procedure.

Mr. Bailey said when voting on the procedure, they can do a roll call vote. Mr. Bailey said it was Mayor Weiers' prerogative unless it was appealed by two members and it was being appealed to the members of the majority, and said go ahead and do a roll call.

Mayor Weiers said everyone heard the motion and you heard the second on Vice Mayor Knaack's motion. A roll call vote was taken.

Motion carried with the following Councilmembers voting "aye": Chavira, Knaack, Martinez and Sherwood. Members voting "nay": Alvarez, Hugh and Weiers. The motion carried.

Mayor Weiers asked about the paper ballots. Mr. Bailey said when it comes time to vote, he would bring each Councilmember a piece of paper and asked each Councilmember to write their name and their vote on the paper. Mr. Bailey said he would collect the papers.

Paper was distributed to each Councilmember for the vote. Mr. Bailey delivered them to the City Clerk who read them into the record.

Ms. Hanna read the votes into the record: Councilmember Chavira, aye; Councilmember Hugh aye; Councilmember Martinez, aye; Mayor Weiers, nay; Vice Mayor Knaack, aye; Councilmember Alvarez, nay; Councilmember Sherwood, aye.

It was moved by Vice Mayor Knaack, and seconded by Councilmember Martinez, to pass, adopt and approve Resolution No. 4812 New Series. The motion carried.

ADJOURN SPECIAL BUDGET MEETING AND RECONVENE REGULAR COUNCIL MEETING

Mayor Weiers said he was taking this opportunity to explain his vote. He said he felt the budget was good, but not great. He said the city has a lot of issues, and staff has done a great job. He supports police and fire and the contracts that have been worked out, but sees other issues that could be done better. He said the \$2.1 million is not a balanced budget. He said a little hiccup could destroy the entire budget process.

44. AUTHORIZATION TO APPROVE AN AMENDMENT TO THE CITY OF GLENDALE'S 2014 PUBLIC HOUSING AGENCY PLAN (RESOLUTION) (PUBLIC HEARING REQUIRED)

PRESENTED BY: Elaine Adamczyk, Housing Services Administrator

RESOLUTION: 4813

This is a request for City Council to hold a public hearing; waive reading beyond the title and adopt a resolution approving the City of Glendale's Amended 2014 Public Housing Agency (PHA) Plan (hereafter the "Amended 2014 PHA Plan"), and authorize the submission of the Amended 2014 PHA Plan to the U.S. Department of Housing and Urban Development (HUD).

Ms. Adamczyk said HUD has notified the city of changes to the 2014 PHA Plan and this requires additional city approval. She said all changes have been reviewed by the attorney's office and the community development advisory committee has recommended holding a public hearing and to approve the amended 2014 PHA Plan. Fund money is contingent on timely submittal and approval of the amended 2014 PHA Plan.

RESOLUTION NO. 4813 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 THE CITY OF GLENDALE'S AMENDED 2014 PUBLIC HOUSING AGENCY PLAN AND AUTHORIZING THE SUBMISSION OF THE AMENDED 2014 PUBLIC HOUSING AGENCY PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT.

Mayor Weiers opened the public hearing on Agenda Item No. 44. As there were no comments, Mayor Weiers closed the public hearing.

It was moved by Hugh, and seconded by Martinez, to pass, adopt and approve Resolution No. 4813 New Series. The motion carried unanimously.

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

It was moved by Knaack, and seconded by Hugh, to hold a City Council Workshop at 1:30 p.m. in the Council Chambers, Room B-3 on Tuesday, June, 17, 2014, to be followed by an Executive Session pursuant to A.R.S. § 38-431.03. The motion carried unanimously.

CITIZEN COMMENTS

Arthur Thruston, a Cactus resident, said if he had a vote on the motion, he would have voted the same as the majority did. He said the city manager has done a fabulous job and so has Mr. Duensing. He respects each Councilmember and thanked them.

Ken Sturgis, a Yucca resident, spoke about the contingency fund and the phone call with Moody's next week. He spoke about the city's financial forecast for 2015. He also quoted from a newspaper article. He also discussed parking fees at the hockey arena and the non-hockey events booked at the arena.

William Demski, in Councilmember Sherwood's district, discussed the automatic voting system. He also said he knows about stress as he served in Vietnam.

Randy Miller, a Barrel resident, said he was proud of Vice Mayor Knaack. He also discussed his observations on some budget items. He also talked about the land for the Glendale Lake (WestGate). He spoke about the little items in the budget that can be cut.

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Sherwood clarified that he never advocated to increasing the sales tax rate from where it is at today and spoke about the issue of negotiating with the Coyotes.

Mayor Weiers said on July 4th at Westgate there will be a fireworks display. It promises to be bigger than last year. He said this year the restaurants are ready and won't run out food.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:15 p.m.

Pamela Hanna

Pamela Hanna - City Clerk