



**MINUTES OF THE  
GLENDALE CITY COUNCIL MEETING  
Council Chambers  
5850 West Glendale Avenue  
September 24, 2013  
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, Ian Hugh, Manuel D. Martinez and Gary D. Sherwood.

Also present were Brenda Fischer, City Manager; Julie Frisoni, Interim Assistant City Manager; Michael Bailey, City Attorney; and Pamela Hanna, City Clerk.

Mayor Weiers called for the Pledge of Allegiance.

Prayer/Invocation was given by Rabbi Sholom Lew of the Chabad of the Northwest Valley.

**CITIZEN COMMENTS**

Bill Demski, a Sahuaro district resident, quoted a newspaper article about people living in poverty in Arizona and the high salaries of Glendale employees. He spoke about retirements and pensions of former employees. He discussed the audit and its findings. He went over statements made by Councilmember Sherwood about the audit and said it was wrong that no one was going to be held accountable. He said they should be prosecuted. He also discussed Ed Beasley's retirement benefits and the salary increases that department heads received.

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

A statement was filed by the City Clerk that the 4 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 September, 3, 2013 City Council Meeting**

It was moved by Councilmember Martinez, and seconded by Councilmember Sherwood, to dispense with the reading of the minutes of the September 3, 2013 Regular City Council

meeting, as each member of the Council had been provided copies in advance, and approve them as written. The motion carried unanimously.

## **BOARDS, COMMISSIONS AND OTHER BODIES**

### **BOARDS, COMMISSIONS AND OTHER BODIES**

PRESENTED BY: Councilmember Manuel 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.

#### **Arts Commission**

Elizabeth Medina	Barrel	Reappointment	09/27/2013	09/27/2015
Jessica Koory – Vice Chair	Ocotillo	Appointment	09/24/2013	08/23/2014

#### **Citizens Bicycle Advisory Committee**

James Grose	Cholla	Appointment	09/24/2013	03/25/2015
Scott Donald	Cholla	Appointment	09/24/2013	07/18/2015

#### **Commission on Persons with Disabilities**

Kelly Ausbun	Ocotillo	Appointment	09/24/2013	04/26/2014
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#### **Parks & Recreation Advisory Commission**

Barbara Cole	Mayoral	Appointment	09/24/2013	04/09/2014
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#### **Public Safety Personnel Retirement System Fire & Police Board**

Brenda Fischer	City Manager	Appointment	09/24/2013	07/01/2016
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**It was moved by Councilmember Martinez, and seconded by Vice Mayor Knaack, to appoint Elizabeth Medina and Jessica Koory to the Arts Commission; James Grose and Scott Donald to the Citizens Bicycle Advisory Committee; Kelly Ausbun to the Commission on Persons with Disabilities; Barbara Cole to the Parks & Recreation Advisory Commission; and Brenda Fischer to the Public Safety Personnel Retirement System Fire & Police Board, for the terms listed above. The motion carried unanimously.**

## **PROCLAMATIONS AND AWARDS**

PROCLAIM SEPTEMBER 22 – 28, 2013 AS NATIONAL EMPLOYER SUPPORT OF THE GUARD AND RESERVE WEEK

PRESENTED BY: Office of the Mayor

ACCEPTED BY: Scott Essex, Employer Support of the Guard and Reserve

This is a request for City Council to proclaim September 22 – 28, 2013 as National Employer Support of the Guard and Reserve week in the City of Glendale.

Mayor Weiers asked anyone present who had served in the National Guard to stand up and be recognized for their service. Mr. Scott Essex of the Employer Support of the Guard and Reserve accepted the proclamation.

**PROCLAIM OCTOBER 2013 AS FIRE PREVENTION MONTH**

PRESENTED BY: Office of the Mayor

ACCEPTED BY: Terry Jeffries, Assistant Manager, Grand Missouri Mobile Home Park

This is a request for City Council to proclaim October 2013 as Fire Prevention Month in Glendale. Mr. Jeffries was chosen to be this year's proclamation recipient because Grand Missouri Mobile Home Park was selected as the destination mobile home park for this year's smoke alarm walk sponsored by the Glendale Fire Department, Arizona Burn Foundation, and the Valley of the Sun United Way.

The proclamation was accepted by Chuck Jenkins on behalf of Mr. Jeffries.

**CONSENT AGENDA**

**Ms. Brenda Fischer, City Manager, read agenda item numbers 1 through 15.**

**1. SPECIAL EVENT LIQUOR LICENSE, ACTIVE 20/30 CLUB OF GLENDALE #131**

PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a special event liquor license for the Active 20/30 Club of Glendale #131. The event will be held at Arizona Automotive Institute campus parking lot located at 6829 North 46<sup>th</sup> Avenue on Saturday, October 12, 2013, from 11 a.m. to 7 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.

**2. SPECIAL EVENT LIQUOR LICENSE, ST. HELEN PARISH**

PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a special event liquor license for St. Helen Parish. The event will be held at St. Helen's Social Center located at 5510 West Cholla Street on Sunday, October 20, 2013, from 1:30 p.m. to 4:30 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. AUTHORIZATION FOR COOPERATIVE PURCHASE OF VEHICLES

PRESENTED BY: Debora Black, Police Chief

This is a request for City Council to authorize the cooperative purchase of nine vehicles from State of Arizona cooperative purchasing agreements with four different vendors, Chapman Ford, LLC, Larry H. Miller Dodge Avondale, Larry Miller Toyota, and Midway Chevrolet in an amount not to exceed \$241,833.04. The nine vehicles will be used for the Special Investigations Unit (SIU) detectives.

4. AUTHORIZATION TO PURCHASE AMMUNITION FROM THE SAN DIEGO POLICE EQUIPMENT COMPANY, INCORPORATED

PRESENTED BY: Debora Black, Police Chief

This is a request for City Council to approve an ammunition purchase from the San Diego Police Equipment Company, Incorporated in an amount not to exceed \$200,000. The purchase will cover all of the practice and qualification ammunition needed for each police officer for Fiscal Year (FY) 2013-14.

5. AUTHORIZATION TO ENTER INTO A CONSTRUCTION AGREEMENT WITH MCKENNA CONTRACTING, LLC

PRESENTED BY: Debora Black, Police Chief

This is a request for City Council to authorize the City Manager to enter into a construction agreement with McKenna Contracting, LLC in an amount not to exceed \$66,205 for the construction of a walk-in freezer and refrigerator to store evidence for biological crimes.

6. AGREEMENT FOR FUTURE WASTEWATER AND RECYCLED WATER SERVICES IN THE LOOP 303 CORRIDOR AREA

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

This is a request for Council to approve an assignment of rights, title and interest for future wastewater and recycled water services within the Loop 303 Corridor development area between Global Water Resources, Inc. and Global Water – 303 Utilities Company, Inc. (Global) to EPCOR Water Arizona, Inc. (EWAZ).

7. AGREEMENT WITH CALGON CARBON CORPORATION TO PURCHASE GRANULAR ACTIVATED CARBON

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 purchase agreement with Calgon Carbon Corporation to purchase granular activated carbon for the city's water treatment plants. The proposed amount will not exceed \$1,480,000 annually.

8. EXPENDITURE AUTHORIZATION FOR PURCHASE COSTS FOR RAW WATER FROM SALT RIVER PROJECT AND CENTRAL ARIZONA PROJECT

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 the purchase costs for raw water from the Salt River Project (SRP) and Central Arizona Project (CAP) in an amount not to exceed \$3,570,000 for fiscal year (FY) 2013-14.

9. EXPENDITURE AUTHORIZATION FOR ARIZONA MUNICIPAL WATER USERS ASSOCIATION FOR ORGANIZATIONAL MEMBERSHIP

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 to Arizona Municipal Water Users Association (AMWUA) in an amount not to exceed \$100,000 for fiscal year (FY) 2013-14 organizational membership.

10. EXPENDITURE AUTHORIZATION FOR COSTS ASSOCIATED WITH PARTIAL OWNERSHIP IN THE SUB-REGIONAL WASTEWATER TREATMENT PLANT

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

This is a request for City Council to approve expenditure authorization for the City Manager for costs associated with partial ownership in the sub-regional wastewater treatment plant (SROG) in an amount not to exceed \$3,700,000 for fiscal year (FY) 2013-14.

11. EXPENDITURE AUTHORIZATION FOR LEAGUE OF ARIZONA CITIES AND TOWNS 2013-14 MEMBERSHIP DUES

PRESENTED BY: Brent Stoddard, Intergovernmental Programs Director

This is a request for City Council to approve expenditure authorization by the City Manager to the Arizona League of Cities and Towns (LACT) for the Fiscal Year (FY) 2013-14 membership dues and assessments for the City of Glendale in an amount not to exceed \$88,250.

12. EXPENDITURE AUTHORIZATION FOR PAYMENT TO HARALSON, MILLER, PITT, FELDMAN & MCANALLY, P.L.C. FOR EXTERNAL AUDIT SERVICES

PRESENTED BY: Brent Stoddard, Intergovernmental Programs Director

This is a request for City Council to approve expenditure authorization by the City Manager to the firm of Haralson, Miller, Pitt, Feldman & McAnally, P.L.C. (HMPFM) for services rendered on the Council's special external audit project in the amount of \$75,884.89.

13. EXPENDITURE AUTHORIZATION FOR PAYMENT TO DICKINSON WRIGHT MARISCAL WEEKS FOR PROFESSIONAL SERVICES

PRESENTED BY: Michael D. Bailey, City Attorney

This is a request for City Council to approve expenditure authorization by the City Manager to the firm of Haralson, Miller, Pitt, Feldman & McAnally, P.L.C. (HMPFM) for services rendered on the Council's special external audit project in the amount of \$75,884.89.

14. EXPENDITURE AUTHORIZATION FOR ELECTRICITY AND NATURAL GAS UTILITY PAYMENTS

PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to approve expenditure authorization by the City Manager for electricity and natural gas payments over \$50,000 to various utility companies in fiscal year 2013-14.

15. CONTRACT AMOUNT INCREASE FOR SECURITY AND FIRE ALARM SERVICE WITH ACCESS SECURITY SYSTEMS INTERNATIONAL OF ARIZONA

PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to increase the contract amount for Security and Fire Alarm Service with Access Security Systems International, Inc. (ASSI) in an amount not to exceed \$125,000 annually to provide security and fire alarm monitoring, testing, maintenance, repair and installation of new systems at various city facilities.

It was moved by Vice Mayor Knaack and seconded by Councilmember Martinez, to approve the recommended actions on Consent Agenda Item Nos. 1 through 15, and to forward the Special Event Liquor License for the Active 20/30 Club of Glendale #131 and a Special Event Liquor License for St. Helen Parish 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 16 through 18 by number and title.**

16. ACCEPTANCE OF GRANTS FROM THE STATE OF ARIZONA OFFICE OF THE ATTORNEY GENERAL FOR THE VICTIM'S RIGHTS PROGRAM

PRESENTED BY: Debora Black, Police Chief

RESOLUTION: 4724

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to accept two grants from the State of Arizona Office of the Attorney General for the Victim's Rights Program in the approximate amount of \$94,100.

**RESOLUTION NO. 4724 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 TWO GRANT OFFERS TOTALING APPROXIMATELY \$94,100 FROM THE STATE OF ARIZONA, OFFICE OF THE ATTORNEY GENERAL, FOR THE VICTIM'S RIGHTS PROGRAM.**

**17. LICENSE AGREEMENT RENEWAL FOR NEW CINGULAR WIRELESS PCS, LLC**

**PRESENTED BY: Gregory Rodzenko, P.E., City Engineer**  
**RESOLUTION: 4725**

This is a request for the City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to execute a license agreement between the City of Glendale and New Cingular Wireless PCS, LLC (New Cingular) for a wireless communication site within public right-of-way.

**RESOLUTION NO. 4725 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 NEW LICENSE AGREEMENT WITH NEW CINGULAR WIRELESS PCS, LLC FOR THE WIRELESS COMMUNICATIONS SITE LOCATED AT 56<sup>TH</sup> AVENUE SOUTH OF GREENBRIAR DRIVE IN GLENDALE, ARIZONA.**

**18. LICENSE AGREEMENTS FOR NEW CINGULAR WIRELESS PCS, LLC**

**PRESENTED BY: Gregory Rodzenko, P.E., City Engineer**  
**RESOLUTION: 4726**

This is a request for the City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to execute three license agreements between the City of Glendale and New Cingular Wireless PCS, LLC (New Cingular) for the installation of new wireless communication sites within public right-of-way.

**RESOLUTION NO. 4726 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 THREE SEPARATE LICENSE AGREEMENTS FOR WIRELESS COMMUNICATIONS SITES WITH NEW CINGULAR WIRELESS PCS, LLC FOR THE FOLLOWING RIGHTS-OF-WAY: 55<sup>TH</sup> AVENUE SOUTH OF GREENWAY ROAD; UNION HILLS DRIVE EAST OF 54<sup>TH</sup> AVENUE; AND GLENDALE AVENUE EAST OF 81<sup>ST</sup> AVENUE.**

**It was moved by Councilmember Hugh and seconded by Councilmember Martinez, to approve the recommended actions on Consent Agenda Item Nos. 16 through 18, including the approval and adoption of Resolution No. 4724 New Series, Resolution No. 4725 New Series and Resolution No. 4726 New Series; The motion carried unanimously.**

**LAND DEVELOPMENT ACTIONS**

19. FINAL PLAT APPLICATION FP13-01: RE-PLAT OF COPPER COVE PHASE 1 – 9251 WEST MISSOURI AVENUE

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

This is a request by Bowman Consulting Group, representing Klondike Land Portfolio LLC, for City Council to approve the final plat of Copper Cove Phase 1, a Planned Residential Development, located approximately 240 feet west of the southwest corner of 93<sup>rd</sup> and Missouri avenues.

Staff recommends approval of Final Plat Application FP13-01.

Jon M. Froke, AICP, Planning Director, said this item is to consider a slight adjustment to Copper Cove Phase I. He said the original final plan approved in 2008 was for a gated community, but the subdivision was never built. He said D.R. Horton Homes wants to create an open subdivision plat and dedicate all the public rights-of-way and streets to the city. He said nothing else changes. He said the vehicular access point on Missouri Avenue near 91<sup>st</sup> Avenue does not change and there is no street connection between Phase II and Phase I as requested by the neighborhood located nearby north of Missouri Avenue. He said these are minor administrative changes and staff recommends approval.

**It was moved by Councilmember Sherwood, and seconded by Vice Mayor Knaack, to approve Final Plat Application FP13-01: Re-Plat of Copper Cove Phase 1 – 9251 West Missouri Avenue. The motion carried unanimously.**

**ORDINANCES**

20. AMENDMENT TO GLENDALE CITY CODE CHAPTER 18 - GARBAGE AND TRASH (CONTAINERS AND PRECOLLECTION PRACTICES)

PRESENTED BY: Stuart Kent, Executive Director, Public Works

ORDINANCE: 2861

This is a request for City Council to waive reading beyond title and adopt an ordinance modifying Chapter 18, Article II, Division 2, and Section 18-53 of the Glendale City Code relating to container service location. Specifically, the modification directs the placement of residential refuse and recycling containers to be placed in the street against the curb and not on the sidewalk. The ordinance has an effective date of January 1, 2014.

Mr. Kent spoke about the history of this item regarding placement of refuse containers.

Councilmember Martinez said he did not receive any calls or emails from anyone in the Cholla district regarding this issue. He asked if Mr. Kent or his staff received any feedback. Mr. Kent said he had not received any calls one way or the other about this issue. Mr. Kent said at the meeting for the Commission on Persons with Disabilities, they did have several residents who gave positive comments and feedback on what was proposed. He said he had not heard anything about this issue since then.

John Bolton, a Barrel resident, thanked the council for bringing this issue forward. He spoke about his guide dog and how the dog helped him navigate the streets of Glendale. He said he retired from the Glendale Library after working there for 20 years. He described his disability. He said when he was able to see, he never thought about trash can placement. He said after he began using a guide dog, the cans became barriers and he had to walk into the street to go around them. He said to go anywhere; he and his guide dog had to navigate around 30 to 40 trash cans just to get out of his neighborhood. He said people in wheelchairs had it much worse than he did, as they had to go completely into the street to get around the refuse cans. He called Vice Mayor Knaack' office and she and her staff actually heard him and understood what his problem was. He thanked Vice Mayor Knaack for all her efforts in getting this issue heard and resolved. He also thanked Mr. Kent and his staff and the Chairman of the Commission on Persons with Disabilities for working on this issue as well. Lastly, he thanked Lori Bye of Parks and Recreation for her assistance and patience working with him.

Ricki Ray, a Cactus resident, said she has dedicated her career to working with people with disabilities and has served on the Commission on Persons with Disabilities for many years. She thanked the council for bringing this issue forward. She said this change affects not only persons with disabilities, but children, moms and many others. She said this is a huge quality of life issue for many citizens in Glendale.

**ORDINANCE NO. 2861 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING GLENDALE CITY CODE, CHAPTER 18, ARTICLE II, DIVISION 2, SECTION 18-53 RELATING TO CONTAINER SERVICE LOCATION AND SETTING FORTH AN EFFECTIVE DATE.**

**It was moved by Vice Mayor Knaack, and seconded by Councilmember Hugh, to approve Ordinance No. 2861 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Alvarez, Hugh, Knaack, Martinez, Sherwood, and Weiers. Members voting "nay": none.**

## **RESOLUTIONS**

### **21. INDUSTRIAL DEVELOPMENT AUTHORITY REVENUE BONDS FOR MIDWESTERN UNIVERSITY**

**PRESENTED BY:** Jessi Pederson, Economic Development Specialist

**RESOLUTION:** 4727

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the issuance of Industrial Development Authority (IDA) revenue bonds for Midwestern University in an amount not to exceed \$120,000,000.

Ms. Pederson said no city money is expended in this bond issuance. She said this action does not affect the city's position or bond rating status. She said the action is procedural and is required by law. The bonds requested will be used to assist the university with its

veterinary clinic and new classrooms and laboratories at the Glendale campus. She spoke about Midwestern University and its partnership with the city. Staff recommends adoption of a resolution authorizing issuance of the bonds.

**RESOLUTION NO. 4727 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 ISSUANCE BY THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF GLENDALE, ARIZONA OF ITS REVENUE BONDS, MIDWESTERN UNIVERSITY, IN ONE OR MORE SERIES AND IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$120,000,000.**

**It was moved by Councilmember Martinez, and seconded by Councilmember Hugh, to pass, adopt and approve Resolution No. 4727 New Series. The motion carried unanimously.**

Councilmember Martinez said in 1996 when he took his oath of office, he was invited to attend the dedication of the first building at Midwestern University. He said it was quite an experience and there were only about 16 staff members. He said there were only 100 students that first year. For this year, he said enrollment is expected to be 2,920. He said the campus now occupies 150 acres and offers 15 degree programs. He said the university employs over 600 faculty and staff, which results in a direct impact of over \$300,000,000 in the valley. He said some of the staff members of Midwestern University, including Dr. Gepinger, Midwestern University CEO and President have been very active in the city.

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

It was moved by Vice Mayor Knaack, and seconded by Councilmember Martinez, to hold a City Council Workshop at 1:30 p.m. in the Council Chambers on Tuesday, October, 1, 2013, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried unanimously.

#### **MOTION TO EXCUSE**

It was moved by Vice Mayor Knaack, and seconded by Councilmember Sherwood, to excuse Councilmember Chavira from tonight's Council meeting. The motion carried unanimously.

#### **COUNCIL COMMENTS AND SUGGESTIONS**

Councilmember Hugh said there would be an open house in the Cactus District on October 23, 2013 from 6 p.m. to 8 p.m. at Manistee Ranch, 51<sup>st</sup> Avenue and Northern.

Vice Mayor Knaack thanked Mr. Bolton for his kind words and the fact that he appreciates the staff at the city. She said she was happy the city was able to assist him.

Mayor Weiers said Saturday, September 28, 2013 from 8 a.m. to 4 p.m., there is an event called Stand Up for Veterans, which will be hosted by Glendale Community College. Many

services will be available to assist veterans. He also said there has been criticism recently about the city's lack of participation with the 2015 Super Bowl Committee. He said the city wants to participate with the Super Bowl Host Committee and will fulfill all their responsibilities. He said the city will be fully prepared for this event. He said the city is ready to meet and mend fences with the NFL to make this event successful.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 7:01 p.m.

Pamela Hanna  
Pamela Hanna - City Clerk