

City of Glendale Council Workshop & Executive Session Agenda

April 3, 2012 – 1:30 p.m.

Workshop meetings are telecast live at 1:30 p.m. on the first and third Tuesday of the month. Repeat broadcasts are telecast the first and third week of the month – Wednesday at 3:00 p.m., Thursday at 1:00 p.m., Friday at 8:30 a.m., Saturday at 2:00 p.m., Sunday at 9:00 a.m. and Monday at 2:00 p.m. on Glendale Channel 11.

Welcome!

We are glad you have chosen to attend this City Council workshop. We hope you enjoy listening to this informative discussion. At these “study” sessions, the Council has the opportunity to review and discuss important issues, staff projects and future Council meeting agenda items. Staff is present to answer Council questions. Members of the audience may also be asked by the Council to provide input.

Form of Government

Glendale follows a Council-Manager form of government. Legislative policy is set by the elected City Council and administered by the Council-appointed City Manager.

The City Council consists of a Mayor and six Councilmembers. The Mayor is elected every four years by voters city-wide. Councilmembers hold four-year terms with three seats decided every two years. Each of the six Councilmembers represent one of the six electoral districts and are elected by the voters of their respective districts (see map on back).

Workshop Schedule

Council workshops are held on the first and third Tuesday of each month at 1:30 p.m. in the Council Chambers of the Glendale Municipal Office Complex, 5850 W. Glendale Avenue, Room B-3, lower level. The exact dates of workshops are scheduled by the City Council at formal Council meetings. The workshop agenda is posted at least 24 hours in advance.

Agendas may be obtained after 4:00 p.m. on the Friday before a Council meeting, at the City Clerk's Office in the Municipal Complex. The agenda and supporting documents are posted to the city's Internet web site, www.glendaleaz.com.

Executive Session Schedule

Council may convene in “Executive Session” to receive legal advice and discuss land acquisitions, personnel issues, and appointments to boards and commissions. As provided by state statute, this session is closed to the public.

Questions or Comments

If you have any questions or comments about workshop agenda items or your city government, please call the City Manager's Office at (623) 930-2870.

If you have a concern you would like to discuss with your District Councilmember, please call (623) 930-2249, Monday - Friday, 8:00 a.m. – 5:00 p.m.

Public Rules of Conduct

The presiding officer shall keep control of the meeting and require the speakers and audience to refrain from abusive or profane remarks, disruptive outbursts, applause, protests, or other conduct which disrupts or interferes with the orderly conduct of the business of the meeting. Personal attacks on Councilmembers, city staff, or members of the public are not allowed. Engaging in such conduct, and failing to cease such conduct upon request of the presiding officer will be grounds for removal of any disruptive person from the meeting room, at the direction of the presiding officer.

Citizen Participation

The City Council does not take official action during workshop sessions; therefore, audience comments on agenda items are made only at the request of the presiding officer.



**** For special accommodations or interpreter assistance, please contact the City Manager's Office at (623) 930-2870 at least one business day prior to this meeting. TDD (623) 930-2197.**

**** Para acomodacion especial o traductor de español, por favor llame a la oficina del administrador del ayuntamiento de Glendale, al (623) 930-2870 un día hábil antes de la fecha de la junta.**

Councilmembers

Norma S. Alvarez - Ocotillo District
H. Philip Lieberman - Cactus District
Manuel D. Martinez - Cholla District
Joyce V. Clark - Yucca District
Yvonne J. Knaack – Barrel District



MAYOR ELAINE M. SCRUGGS

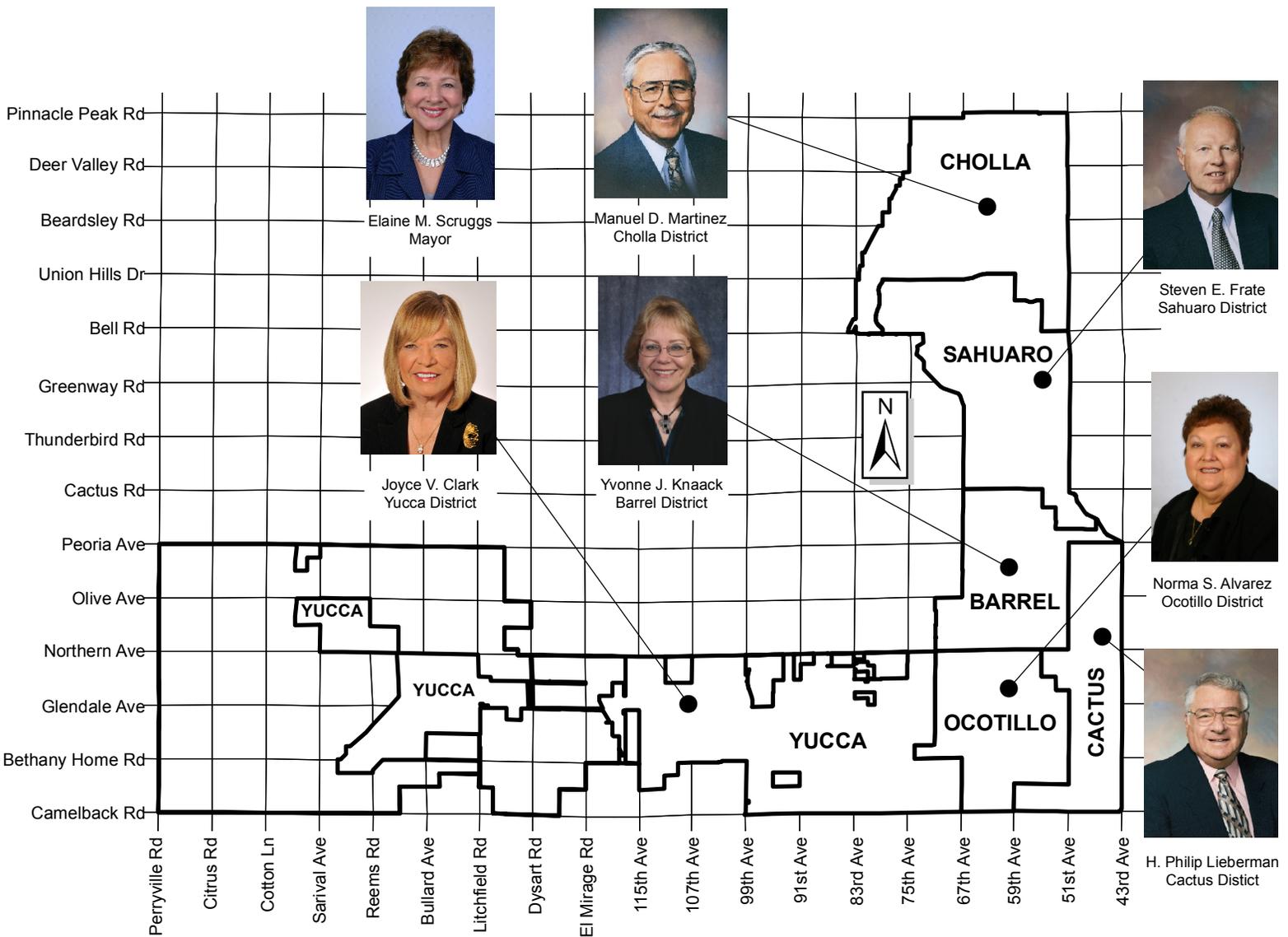
Vice Mayor Steven E. Frate - Sahuaro District

Appointed City Staff

Ed Beasley – City Manager
Craig Tindall – City Attorney
Pamela Hanna – City Clerk
Elizabeth Finn – City Judge



Council District Boundaries





GLENDALE CITY COUNCIL BUDGET WORKSHOP SESSION
Council Chambers
5850 West Glendale Avenue
April 03, 2012
1:30 p.m.

WORKSHOP SESSION

1. [FIREWORKS ORDINANCE](#)

PRESENTED BY: Mark Burdick, Fire Chief

2. [6TH BUDGET WORKSHOP](#)

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

CITY MANAGER'S REPORT

This report allows the City Manager to update the City Council about issues raised by the public during Business from the Floor at previous Council meetings or to provide Council with a response to inquiries raised at previous meetings by Council members. The City Council may only acknowledge the contents to this report and is prohibited by state law from discussing or acting on any of the items presented by the City Manager since they are not itemized on the Council Workshop Agenda.

EXECUTIVE SESSION

1. LEGAL MATTERS

A. The City Council will meet with the City Attorney for legal advice, discussion and consultation regarding the city's position in pending and contemplated litigation, including settlement discussions conducted in order to avoid or resolve litigation. (A.R.S. § 38-431.03(A)(3)(4))

2. LEGAL MATTERS – PROPERTY & CONTRACTS

- A. Discussion and consultation with the City Attorney and City Manager to receive an update, consider its position and provide instruction and direction to the City Attorney and City Manager regarding Glendale's position in connection with agreements associated with the Arena and the Hockey Team, which are the subject of negotiations. (A.R.S. § 38-431.03(A)(3)(4)(7))

Upon a public majority vote of a quorum of the City Council, the Council may hold an executive session, which will not be open to the public, regarding any item listed on the agenda but only for the following purposes:

- (i) discussion or consideration of personnel matters (A.R.S. §38-431.03 (A)(1));
- (ii) discussion or consideration of records exempt by law from public inspection (A.R.S. §38-431.03 (A)(2));
- (iii) discussion or consultation for legal advice with the city's attorneys (A.R.S. §38-431.03 (A)(3));
- (iv) discussion or consultation with the city's attorneys regarding the city's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation, or in settlement discussions conducted in order to avoid or resolve litigation (A.R.S. §38-431.03 (A)(4));
- (v) discussion or consultation with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations with employee organizations (A.R.S. §38-431.03 (A)(5)); or
- (vi) discussing or consulting with designated representatives of the city in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property (A.R.S. §38-431.03 (A)(7)).

Confidentiality Requirements Pursuant to A.R.S. §38-431.03 (C)(D): Any person receiving executive session information pursuant to A.R.S. §38-431.02 shall not disclose that information except to the Attorney General or County Attorney by agreement of the City Council, or as otherwise ordered by a court of competent jurisdiction.



CITY OF GLENDALE

Council Communication

Workshop Agenda

04/03/2012

TO: Honorable Mayor and City Council

FROM: Ed Beasley, City Manager

PRESENTED BY: Mark Burdick, Fire Chief

SUBJECT: **FIREWORKS ORDINANCE**

Purpose



This is a request to provide an update to the City Council on the research conducted related to a potential fireworks ordinance. This is also a request for City Council to provide guidance on the proposed ordinance.

Background



Staff has developed two draft consumer fireworks ordinances for review:

- Fireworks Ordinance Option A (partial ban) provides a restriction on the use of consumer fireworks to private property and limits the use to specific dates. In the proposed restriction ordinance, property owners may use permissible consumer fireworks on their property from June 28th through July 4th and December 30th through January 1st. Outside of these dates, the use of consumer fireworks within the City of Glendale is strictly prohibited.
- Fireworks Ordinance Option B (total ban) prohibits the use of consumer fireworks within the city limits with no exceptions.

Both options would still prohibit the use of consumer fireworks on public-owned property. The state legislature is currently proposing House Bill 2361 which would clarify the language and stipulate that local cities and towns may regulate both the sale and use of permissible consumer fireworks.

Proposed Reporting of Illegal Fireworks Use and Public Safety Announcements:

Once a partial or total ban is selected, the following will be published: Illegal fireworks use may be reported to the Police Department's non-emergency number 623-930-3000. If the use of consumer fireworks results in an emergency such as a fire or injury, callers are instructed to hang

up and dial 9-1-1. Public Service Announcements (PSAs) are being developed through a cooperative process between the fireworks industry and city staff. Once the PSAs are completed, they will be posted on the city's website. The information will include topics such as: a description of permissible consumer fireworks, firework safety, a link to the city fireworks ordinance, contact numbers to report illegal use, and a fireworks FAQ section. This information will be updated seasonally and may include additional and relevant holiday safety messages.

The city may adopt an ordinance to ban the use of consumer fireworks (Fireworks Ordinance Option B - total ban); however, staff recommends the adoption of an ordinance that will limit firework use (Fireworks Ordinance Option A - partial ban) and thereby providing a means of control and enforcement.

If the city adopts a total ban, it may confuse residents as to whether or not they are permitted to use consumer fireworks since the sale of fireworks is present on most corners during peak seasons. Approved legislature states that Glendale cannot restrict the sale of the fireworks, therefore confusing the residents as to why they can buy them and not use them. The complete ban also puts an undue, unenforceable burden on public safety officials.

With a partial ban, the city would be able to provide Glendale residents with a clear understanding of when consumer fireworks are permissible. By adopting a partial ban and limiting the times permissible firework use is allowed, public safety officials would be in a better position to enforce the ban. Consumer fireworks do not include anything designed or intended to rise into the air, explode, or fly above the ground. Even with a partial ban, prohibited items will still include: bottle rockets, sky rockets, helicopters, torpedoes, roman candles, and jumping jacks. Since the inception of the fireworks legislation, Glendale has had no reported injuries relating to fireworks and only one reported bedroom fire.

Policy Guidance

Staff is seeking guidance from Council on whether they would like a total ban on fireworks or would prefer a partial ban on fireworks within the City of Glendale.



CITY OF GLENDALE

Council Communication

Workshop Agenda

04/03/2012

TO: Honorable Mayor and City Council

FROM: Ed Beasley, City Manager

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

SUBJECT: **6th BUDGET WORKSHOP**

Purpose

This is a request for City Council to review the material presented in the budget workbook. Today's workshop will cover the following:

- Water Services (Environmental Resources, Utilities), pages 104 – 125;
- Mayor and City Council, pages 126 – 128; and
- Human Resources and Compensation, pages 255 – 263.

Background

In response to Council's request for more time to review the city's budget, six budget workshops have been scheduled in February, March and April 2012. Additional workshops will be scheduled if needed.

The material to be reviewed at the budget workshops is contained in the budget workbook that was posted with today's meeting agenda.

The City Council budget workbook was prepared to facilitate Council's review of the operating budgets for city departments. A detailed explanation of the budget workbook that is labeled "Budget Workbook Material – Explanation" is included in the workbook.

Please note that the budget workbook materials include a draft FY 2013 budget for each department. Any revisions to departmental operating budgets agreed upon by Council during its review will be incorporated. After that review is completed, we will return with a revised FY 2013 budget and a proposed balancing plan for the GF.

Previous Council/Staff Actions

The 5th budget workshop occurred on March 20, 2012.

The 4th budget workshop occurred on March 6, 2012.

The 3rd budget workshop occurred on February 28, 2012.

The 2nd budget workshop occurred on February 21, 2012.

The 1st budget workshop occurred on February 14, 2012.

At the January 10, 2012 Council meeting, an ordinance was adopted authorizing the refunding/restructuring of outstanding water/sewer revenue obligations and Municipal Property Corporation (MPC) excise tax revenue bonds and authorizing the issuance of these bonds in an amount not to exceed \$99 million and \$70 million respectively.

At the January 3, 2012 Council workshop, staff presented the debt management plan and options related to refinancing outstanding MPC debt and refunding outstanding water/sewer debt.

Community Benefit

Glendale's budget is an important financial, planning and public communication tool. It gives residents and businesses a clear and concise view of the city's direction for public services, operations and capital facilities and equipment. It also provides the community with a better understanding of the city's ongoing needs for stable revenue sources to fund public services, ongoing operations and capital facilities and equipment.

The budget provides Council, residents and businesses with a means to evaluate the city's financial stability.

Public Input

The material to be reviewed at the budget workshops is contained in the budget workbook that was posted with today's meeting agenda.

Policy Guidance

Today's workshop is for information only. Decisions on the FY 2012-13 budget will not be requested until a later date.