



GLENDAL CITY COUNCIL WORKSHOP SESSION
Council Chambers
5850 West Glendale Avenue
October 2, 2012
1:30 p.m.

One or more members of the City Council may be unable to attend the Workshop or Executive Session Meeting in person and may participate telephonically, pursuant to A.R.S. § 38-431(4).

WORKSHOP SESSION

1. **VIESTE ENERGY PROJECT UPDATE**

PRESENTED BY: Stuart Kent, Executive Director, Public Works

2. **LOOP 303 CORRIDOR**

PRESENTED BY: Jon M. Froke, AICP, Planning Director
Craig Johnson, P.E. Executive Director, Water Services
Dave McAlindin, Assistant Director Economic Development

3. **ARENA MANAGEMENT AGREEMENT MODIFICATION PROPOSAL**

PRESENTED BY: Horatio Skeete, Acting City Manager

4. **BUDGET PRESENTATION**

PRESENTED BY: Horatio Skeete, Acting City Manager

CITY MANAGER'S REPORT

This report allows the City Manager to update the City Council. 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 or 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))
- B. Discussion and consultation with the City Attorney and City Manager to consider its position and provide instruction and direction to the City Attorney and City Manager regarding Glendale’s position in connection with possible terms of a contractual agreement relating to a renewable energy project with Vieste at the Glendale Landfill located at 11480 West Glendale Avenue, which is the subject of negotiations. (A.R.S. § 38-431.03(A)(3)(4)(7))

3. PERSONNEL MATTERS

- A. The Chair of the Judicial Selection Advisory Board will be present to discuss the reappointment of Glendale City Court Judge John Burkholder. (A.R.S. § 38-431.03(A)(1))
- B. Various terms have expired on boards, commissions and other bodies. The City Council will be discussing appointments involving the following boards, commissions and other bodies. (A.R.S. § 38-431.03(A)(1))
 - 1. Arts Commission
 - 2. Aviation Advisory Commission
 - 3. Board of Adjustment
 - 4. Citizens Bicycle Advisory Committee
 - 5. Citizen Task Force on Water and Sewer
 - 6. Citizens Transportation Oversight Commission
 - 7. Commission on Neighborhoods
 - 8. Commission on Persons with Disabilities
 - 9. Community Development Advisory Committee
 - 10. Glendale Municipal Property Corporation
 - 11. Historic Preservation Commission
 - 12. Industrial Development Authority
 - 13. Judicial Selection Advisory Board
 - 14. Library Advisory Board
 - 15. Parks and Recreation Advisory Commission
 - 16. Personnel Board
 - 17. Planning Commission
 - 18. Public Safety Personnel Retirement Board/Fire

19. Public Safety Personnel Retirement Board/Police
20. Risk Management/Workers Compensation Trust Fund Board
21. Western Loop101 Public Facilities Corporation

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

Arizona statute precludes any person receiving executive session information from disclosing that information except as allowed by law. A.R.S. § 38-431.03(F). Each violation of this statute is subject to a civil penalty not to exceed \$500, plus court costs and attorneys' fees. This penalty is assessed against the person who violates this statute or who knowingly aids, agrees to aid or attempts to aid another person in violating this article. The city is precluded from expending any public monies to employ or retain legal counsel to provide legal services or representation to the public body or any of its officers in any legal action commenced for violation of the statute unless the City Council takes a legal action at a properly noticed open meeting to approve of such expenditure prior to incurring any such obligation or indebtedness. A.R.S. § 38-431.07(A)(B).

Items Respectfully Submitted,

Horatio Skeete
Acting City Manager