

Glendale City Council Workshop & Executive Session Agenda

November 6, 2007 – 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., and Sunday at 9:00 a.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. Citizens may also be asked by the Council to provide input.

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 Mayor.

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 Ave., 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 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 generally 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

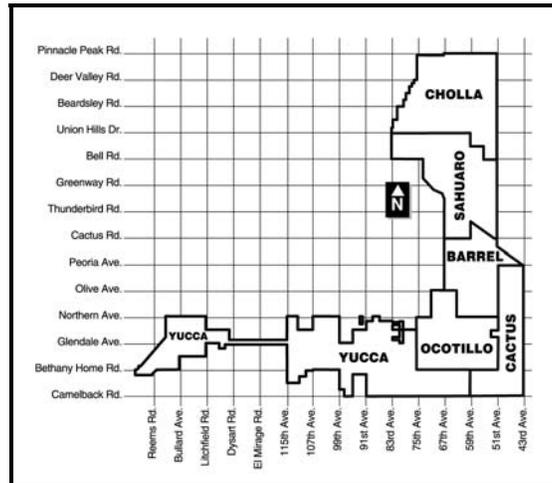
If you have any questions or comments about workshop agenda items or your city government, please call the City Manager's Office at (623) 930-2870.

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

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. Voters citywide elect the Mayor every four years. Councilmembers hold four-year terms with three seats decided every two years. Each of the six Councilmembers represents one of six electoral districts.



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

Si necesita traducción en español, por favor llame a la oficina del Administrador del Ayuntamiento de Glendale, (623) 930-2870, un día hábiles antes de la fecha de la junta.

Councilmembers

David M. Goulet - Ocotillo District
H. Philip Lieberman – Cactus District
Steven E. Frate - Sahuaro District
Joyce V. Clark - Yucca District
Yvonne J. Knaack – Barrel District



MAYOR ELAINE M. SCRUGGS

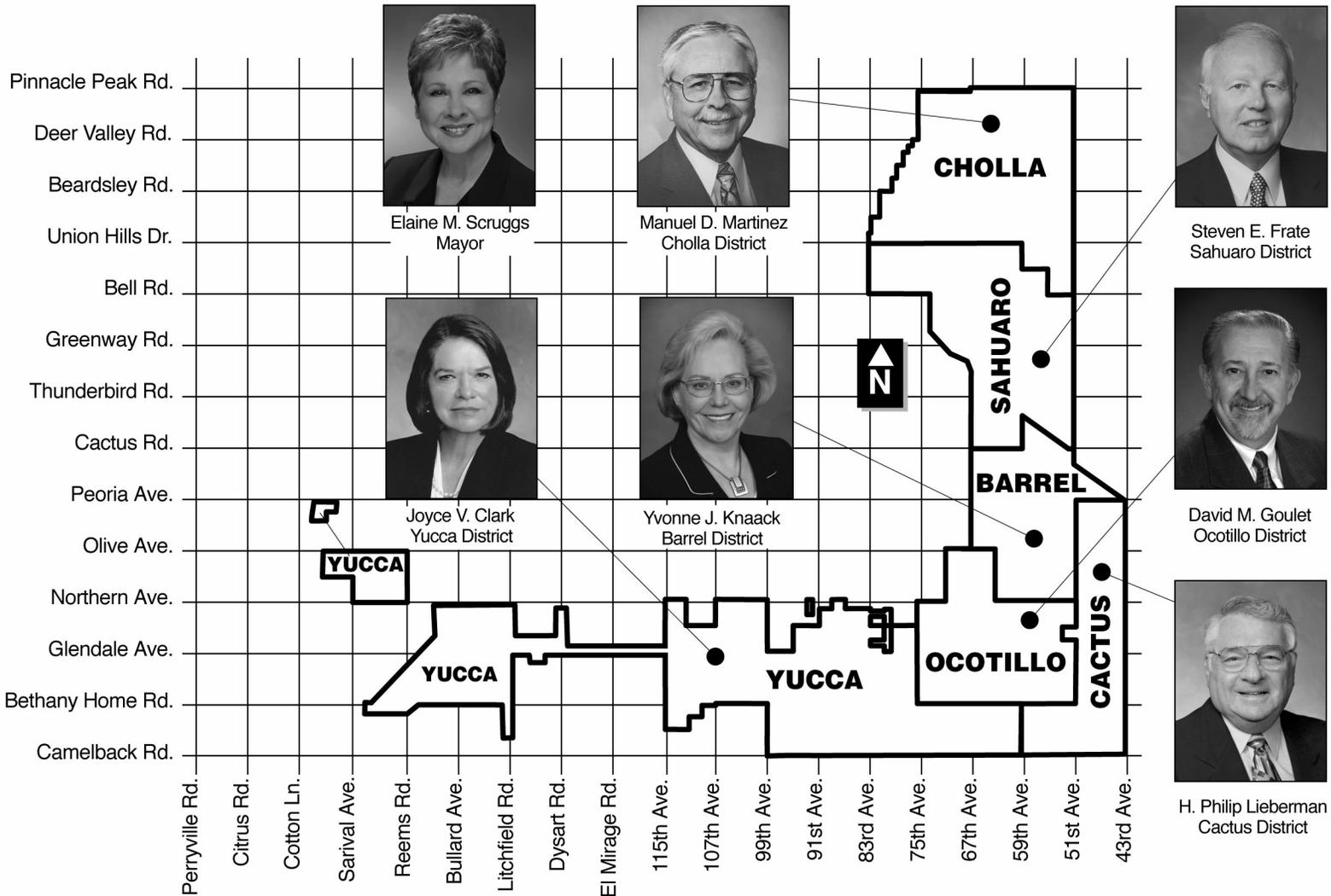
Vice Mayor Manuel D. Martinez - Cholla District

Appointed City Staff

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

GLENDALE

Council District Boundaries





GLENDALE CITY COUNCIL WORKSHOP SESSION
Council Chambers – Workshop Room
5850 West Glendale Avenue
November 06, 2007
1:30 p.m.

WORKSHOP SESSION

1. [MAJOR GENERAL PLAN AMENDMENT M-GPA07-06: COMMUNITY CHURCH OF JOY - 21000 NORTH 75TH AVENUE](#) - 10 MINUTES
2. [PRIVATE TOWING CARRIER ORDINANCE AND RESOLUTION](#) - 20 MINUTES

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.

COUNCIL COMMENTS AND SUGGESTIONS

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

- A. Discussion and consultation with the City Attorney and City Manager to receive an update, to consider its position, and to provide instruction and direction to the City Attorney and City Manager regarding potential property acquisition in the area of 63rd Avenue north of Union Hills, which is the subject of negotiations. (A.R.S. §38-431.03(A)(3)(7))

3. PERSONNEL MATTERS

- A. Various terms have expired on Boards and Commissions. The City Council will be discussing appointments involving the following Boards, Commissions and other bodies. (A.R.S. §38-431.03 A.1)

1. Ad-Hoc Event Advisory Committee
2. Arts Commission
3. Aviation Advisory Commission
4. Board of Adjustment
5. Citizen Bond Election Committee
6. Citizens Advisory Commission On Neighborhoods
7. Citizens Bicycle Advisory Committee
8. Citizens Transportation Oversight Commission
9. Commission On Persons With Disabilities
10. Community Development Advisory Committee
11. Glendale Municipal Property Corporation
12. Historic Preservation Commission
13. Housing Advisory Commission
14. Industrial Development Authority
15. Judicial Selection Advisory Board
16. Library Advisory Board
17. Parks and Recreation Advisory Commission
18. Personnel Board
19. Planning Commission
20. Public Safety Personnel Retirement System/Fire Board
21. Public Safety Personnel Retirement System/Police Board
22. Risk Management/Worker's Compensation Trust Fund Board
23. Western Loop101 Public Facilities Corporation

4. LEGAL MATTERS – PROPERTY & CONTRACTS

- A. Discussion/consultation with the City Attorney and City Manager to receive an update, to consider its position, and to provide instruction/direction to the City Attorney and City Manager regarding Glendale's position in connection with the Cactus League facility. (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

11/06/2007

Item No. 1

TO: Honorable Mayor and City Council

FROM: Ed Beasley, City Manager

PRESENTED BY: Jon M. Froke, AICP, Planning Director
Thomas Ritz, AICP, Senior Planner

SUBJECT: [MAJOR GENERAL PLAN AMENDMENT M-GPA07-06:
COMMUNITY CHURCH OF JOY - 21000 NORTH 75TH
AVENUE](#)

Purpose

- This is a request by Community Church of Joy for Council to discuss a Major General Plan Amendment to the General Plan Land Use Map for the Community Church of Joy.
- The request is for a Major General Plan Amendment from Low Density Residential 1 to 2.5 dwelling units per acre (LDR) and Parks and Open Space (P/OS) to Office (OFC) and Public Facilities (PF).

Council Strategic Goals or Key Objectives Addressed

- Glendale 2025, the city's General Plan, includes specific goals addressing the need for growth management. Major General Plan Amendments are tools that can be used by the city to direct and manage growth.

Background

- Surrounding land uses include the existing Community Church of Joy campus to the north, single-family residential to the northeast, and multi-family residential to the east, both across 75th Avenue; medical office to the southeast and single-family residential to the south, both across the Loop 101; vacant land to the southwest, and the New River to the west and northwest. The area west of the New River will be accessible from the property once the Beardsley Connector is completed. This area is developed as single-family residential within the City of Peoria.

- The property includes vacant land, ball fields, the Community Church of Joy Memorial Gardens, and APS substation.
- On September 20, 2007 the Planning Commission held a workshop on this item. On October 4, 2007 the Planning Commission held a remote public hearing on this item at the Community Church of Joy, located at 21000 North 75th Avenue. The Planning Commission held a second hearing on this item on October 18, 2007. The Planning Commission voted 6-0 to recommend approval of this item.

Community Benefit

- This amendment, as proposed, supports the goals and objectives of the Glendale 2025 General Plan.
- The Major General Plan Amendment will aid in the recruiting and retention of jobs in the city, and will promote new office, hospitality, and employment uses, which are appropriate designations for the area.
- The subject property represents an opportunity for infill development. The site is located adjacent to the regional transportation network, and can take advantage of the existing internal circulation network that minimizes impacts to adjacent neighborhoods.
- The proposed office, fitness center, and hotel uses can be integrated with the existing religious and institutional uses north of this location.
- The General Plan land use designation of Public Facilities (PF) will accurately reflect the existing APS electrical substation land use.

Policy Guidance

Staff is seeking guidance from the Council to continue with the Major General Plan Amendment process for this request in accordance with the procedure prescribed in state statute.



CITY OF GLENDALE

Council Communication

Workshop Agenda

11/06/2007

Item No. 2

TO: Honorable Mayor and City Council

FROM: Ed Beasley, City Manager

PRESENTED BY: Steve Conrad, Police Chief

Harold Brady, Public Safety Attorney

SUBJECT: [PRIVATE TOWING CARRIER ORDINANCE AND RESOLUTION](#)

Purpose

- This is a request for City Council to review the proposed private towing carrier ordinance with related amendments and the resolution.
- The ordinance will provide structure to the process of third party non-consensual towing from private property within the city limits. These changes do not affect private contract tows or police tows.
- The new ordinance would establish uniform protocols and practices for the regulation of private property non-consensual towing in Glendale. Private property non-consensual towing involves the commercial service of towing, transport or impound of a motor vehicle from private property without the permission of the owner or operator of the vehicle. Examples of non-consensual towing include an apartment complex or business contracting for removal of vehicles parked in fire lanes or in violation of other parking restrictions.

Council Strategic Goals or Key Objectives Addressed

- This ordinance addresses the Council goal by providing high quality services for citizens. It also provides a means to fairly deal with citizens' complaints when their vehicles are towed in Glendale.

Background

- State laws provide relatively little direction for regulating the towing industry. The city ordinance refers to certain situations, but does not provide the structure needed to ensure fairness and consistency in non-consensual towing situations.
- Over the last several years, the police department has observed an increase in calls for service regarding alleged unfair towing practices during private property non-consensual towing. The proposed ordinance will reduce calls for service to the police department by establishing needed towing regulations, and on those occasions that an officer is requested, the ordinance provides law enforcement the tools necessary to address the complaints. The majority of calls to the police department involve failure to release vehicles and added charges and fees assessed to obtain personal property. This ordinance will reduce these types of calls for service by providing standards that prohibit these practices.
- Other valley cities have private towing carrier ordinances regulating private property towing. These cities include Phoenix, Tempe, Mesa, Scottsdale, and Peoria.

Community Benefit

- This ordinance will create guidelines so that local businesses, property owners, the tow companies, and our citizens, can work together and find practical solutions to private property towing scenarios. Without the ordinance, the City is very limited in its ability to address both egregious towing behavior and regulate the fees charged.

Public Input

- Police department representatives met with owners of two Glendale towing companies regarding the ordinance provisions to discuss the impact of the proposed ordinance on the towing industry. In addition, the police department provided the proposed ordinance to the Arizona Professional Towing and Recovery Association and received positive feedback.

Policy Guidance

Staff is requesting Council to review the proposed private towing carrier ordinance and resolution, and provide guidance.