



**MINUTES OF THE
GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
January 28, 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; Sam McAllen, Interim 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 Pastor John Garcia, CrossOver Church.

CITIZEN COMMENTS

Andy Evans, an attorney for the law firm of Bonnett, Fairborn, Friedman and Belint in Phoenix, represents Freightliner of Arizona who is involved in a city bid process to purchase a fire truck. He confirmed with city staff that Item 6 on this evening's agenda had been pulled off the agenda. He also introduced Timothy Noeding who works with Freightliner of Arizona. He said they were concerned about the process used by the city in selecting a truck to purchase. He said it did not appear that any formal process was followed as provided by the Glendale City Code. He said no specifications were posted and inconsistent specifications were given to different parties. He wanted to make the Council aware of this issue.

Timothy Noeding, Freightliner of Arizona, said the fire truck procurement process was fatally flawed. He said he met with the Deputy Fire Chief in charge of the process and he felt he was misled and he was unable to provide a reasonable bid in this process. He said there was no formal process whatsoever. He said he only found out about the money becoming available for a fire truck through a third party in his industry. He said his company does business with the city, but they were not sought after to provide a competitive bid. He said he brought in a bid that was under \$425,000 and was told he was the high bid and commented he was surprised to see the amount of \$480,000 bid listed on

the agenda. He spoke about the severe inconsistencies and questions that should be asked about this issue. He also mentioned that several items were listed in the bid that he considered luxury items and he felt this was done to limit the field of competitors who could respond to the bid. He said he submitted a letter, which was provided to Council, tonight explaining the situation in further detail. He said this is an unfortunate situation and a miscarriage of the entire process. He said they are very interested in engaging the Fire Department in a fair and competitive process.

Ken Jones, an Ocotillo resident, spoke about chaos and dysfunction when the city deals with professional sports or the city's water bills. He referenced Vice Mayor Knaack's comments about looking forward not back and noted his reasons for bringing up the past. He spoke about the city's upcoming budget and the Jobing.com paid parking revenue shortfall.

Darcy Marwick, a Phoenix resident, discussed outsourcing city services, prior city layoffs and low morale with city employees. She said she questioned the city subsidizing Coyote players' salaries by approving the management agreement.

Kenneth Sturgis, a Yucca resident, spoke about the city's contingency fund and the general fund transfers out for each of the past 3 years. He asked about general fund transfers out and why there was no accounting to the specific general funds. He also spoke about agenda item 7 and transfers to other departments. He also mentioned revenues with Camelback Ranch and also requested that a monthly report be provided regarding Camelback Ranch. He also supported public comments from the citizens remaining at the beginning of the meetings.

Andrew Marwick, a Phoenix resident, commented on the way the city negotiates its deals. He mentioned the paid parking situation out at Jobing.com arena. He said the parking revenue is going to fall well below what was promised by IceArizona. He spoke about the naming rights agreement and he questioned Jobing.com's ability to make the payments on the naming rights agreement and the company's financial status. He also mentioned Councilmember Martinez's comments about the number of development projects occurring in the city.

Gary Livingston, a Sahuaro resident, discussed the budget and hoped the new city administration will try and transfer funds from the water and sewer funds. He next spoke about the Thunderbird School of Management and the potential sale of that school. He said they are worried about vacant land and zoning issues. He would like to see the school stay and not be sold. He spoke about the Coyotes and Councilmember Alvarez's comments about other Councilmembers negotiating with the Coyotes.

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

A statement was filed by the City Clerk that the 3 resolutions and 3 ordinances 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 January, 14, 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 January 14, 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.

BOARDS, COMMISSIONS AND OTHER BODIES

APPROVE RECOMMENDED APPOINTMENTS TO BOARDS, COMMISSIONS & 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

Patricia Judd	Mayoral	Appointment	01/28/2014	08/23/2014
Nadine Yuhasz	Cholla	Appointment	01/28/2014	08/23/2014

Aviation Advisory Commission

Scott Hadley	Yucca	Appointment	01/28/2014	11/24/2015
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Citizens Bicycle Advisory Committee

Gail Hildebrant	Cholla	Reappointment	02/12/2014	02/12/2016
J Michael Wood	Barrel	Reappointment	02/12/2014	02/12/2016
J Michael Wood – Vice Chair	Barrel	Reappointment	03/05/2014	03/05/2015

Commission on Persons with Disabilities

Laura Hirsch	Mayoral	Reappointment	02/27/2014	02/27/2016
Samuel Hoerner	Barrel	Reappointment	02/27/2014	02/27/2016
Alika Kumar	Barrel	Reappointment	02/27/2014	02/27/2016
Laura Hirsch – Chair	Mayoral	Reappointment	02/26/2014	02/26/2015
John Fallucca – Vice Chair	Cholla	Reappointment	02/26/2014	02/26/2015

General Plan Steering Committee

Thomas Orlikowski	Barrel	Appointment	01/28/2014	07/01/2014
Nancy Lenox	Barrel	Appointment	01/28/2014	07/01/2014
Gary Hirsch	Cactus	Appointment	01/28/2014	07/01/2014
Ken Wixon	Cactus	Appointment	01/28/2014	07/01/2014
William Sheldon	Cholla	Appointment	01/28/2014	07/01/2014
Scott Richmond	Mayoral	Appointment	01/28/2014	07/01/2014
Leslie Sheeler	Ocotillo	Appointment	01/28/2014	07/01/2014
Rebecca Ontiveros	Ocotillo	Appointment	01/28/2014	07/01/2014
Tom Schmitt	Yucca	Appointment	01/28/2014	07/01/2014
Martin Nowakowski	Yucca	Appointment	01/28/2014	07/01/2014
James Grose – Staff	Cholla	Appointment	01/28/2014	07/01/2014

Recommendation					
Ron Short – Staff Recommendation	Cactus	Appointment	01/28/2014	07/01/2014	
Arthur Dobbelaere – Staff Recommendation	Cholla	Appointment	01/28/2014	07/01/2014	
Noel Griemsmann – Staff Recommendation	N/A	Appointment	01/28/2014	07/01/2014	
David Coble – Staff Recommendation	Cholla	Appointment	01/28/2014	07/01/2014	
Robert Heidt – Staff Recommendation	N/A	Appointment	01/28/2014	07/01/2014	

Glendale Municipal Property Corporation

Leland Peterson – Chair	Cactus	Reappointment	01/28/2014	12/01/2014	
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Historic Preservation Commission

Sean McCaffrey	Ocotillo	Appointment	01/28/2014	04/13/2014	
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Parks & Recreation Advisory Commission

John Krystek – Vice Chair	Sahuaro	Appointment	01/28/2014	04/09/2014	
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Personnel Board

Linda Gomez	Cholla	Appointment	01/28/2014	01/23/2016	
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It was moved by Councilmember Martinez, and seconded by Vice Mayor Knaack, to appoint Patricia Judd and Nadine Yuhasz to the Arts Commission; Scott Hadley to the Aviation Advisory Commission; Gail Hildebrant and J. Michael Wood to the Citizen Bicycle Advisory Committee; Laura Hirsch, Samuel Hoerner, Alika Kumar and John Fallucca to the Commission on Persons with Disabilities; Thomas Orlikowski, Nancy Lenox, Gary Hirsch, Ken Wixon, William Sheldon, Scott Richmond, Leslie Sheeler, Rebecca Ontiveros, Tom Schmitt, Martin Nowakowski, James Grose, Ron Short, Arthur Dobbelaere, Noel Griemsmann, David Coble, Robert Heidt to the General Plan Steering Committee; Leland Peterson to the Glendale Municipal Property Corporation; Sean McCaffrey to the Historic Preservation Commission; John Krystek to the Parks & Recreation Advisory Commission and Linda Gomez to the Personnel Board, for the terms listed above. The motion carried unanimously.

CONSENT AGENDA

Ms. Brenda Fischer, City Manager, removed item number 6 from the agenda and read agenda item numbers 1 through 5, 7 and 8.

1. APPROVE SPECIAL EVENT LIQUOR LICENSE, ST. HELEN CATHOLIC CHURCH

PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a special event liquor license for the St. Helen Catholic Church. The event will be held inside St. Helen's Social Center located at 5510

West Cholla Street on Saturday, February 8, 2014, from 6 p.m. to 11 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. APPROVE LIQUOR LICENSE NO. 5-12067, RESTAURANTE TU PUEBLO

PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license for Restaurante Tu Pueblo located at 6222-24 North 43rd Avenue. The Arizona Department of Liquor Licenses and Control application (No. 12079740) was submitted by Petra Navarrete.

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. 5-12358, EXPRESS FOOD MART

PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a new, non-transferable series 10 (Liquor Store - Beer and Wine) license for Express Food Mart located at 6445 North 51st Avenue, Suite 101. The Arizona Department of Liquor Licenses and Control application (No. 10076459) was submitted by Esho Kais.

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

4. APPROVE LIQUOR LICENSE NO. 5-12365, IL PRIMO PIZZA & WINGS

PRESENTED BY: Susan Matousek, Revenue Administrator

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license for IL Primo Pizza & Wings located at 6661 West Bell Road, Suite 101-102. The Arizona Department of Liquor Licenses and Control application (No. 12079726) was submitted by Michael J. Stallone.

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

5. AUTHORIZATION TO APPROVE A MAINTENANCE SUPPORT AGREEMENT WITH TCS AMERICA, INC. AND IMPRESSION TECHNOLOGY, INC. FOR THE TAX MANTRA SYSTEM

PRESENTED BY: Tom Duensing, Executive Director, Financial Services

This is a request for City Council to approve maintenance support with TCS America, Inc. for the Tax Mantra System for one year under Contract No. C-7108 for an amount not to

exceed \$151,719, and Impression Technology, Inc. for one year under Contract No. C-7132, C-7133, C-7133-1 for an amount not to exceed \$49,503.

6. AUTHORIZATION TO PURCHASE A FIRE PUMPER FROM HOUSTON-GALVESTON AREA COUNCIL WITH GRANT FUNDS RECEIVED FROM THE SALT RIVER PIMA-MARICOPA INDIAN COMMUNITY

PRESENTED BY: Mark Burdick, Fire Chief

Item was pulled administratively.

7. AUTHORIZATION OF A CONTINGENCY TRANSFER TO THE FIRE DEPARTMENT

PRESENTED BY: Mark Burdick, Fire Chief

This is a request seeking City Council approval for a budget appropriation transfer from General Fund, Contingency, Contingency (1000-11901-510200) to General Fund, Fire Operations, Overtime Pay (1000-12422-500600) in the amount of \$508,230. This is the first budget transfer request to address the estimated Fire Department budget deficit as presented to Council on November 19, 2013.

8. AUTHORIZATION OF A GRANTS FUND TRANSFER TO FIRE GRANTS

PRESENTED BY: Mark Burdick, Fire Chief

This is a request seeking City Council approval for a budget appropriation transfer from the Grants Fund, Miscellaneous Grants, Contingency (1840-32118-510200) to Grants Fund, Grant Appropriation-Fire Department, various accounts (1840-34001-<various>) in the amount of \$1,000,000. This request is to increase the Fire Department grant budget for estimated grants to be received and expended for the remainder of Fiscal Year (FY) 2013-14.

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, 7 and 8 additionally to forward Special Event Liquor License Application for St. Helen Catholic Church; Liquor License Application No. 5-12067 for Restaurante Tu Pueblo, Liquor License Application No. 5-12358 for Express Food Mart, and Liquor License Application No. 5-12365 for Il Primo Pizza & Wings 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 items 9 through 11. Councilmember Alvarez asked to hear item number 11 separately.

9. AUTHORIZATION TO ACCEPT THE 2014 INTERNET CRIMES AGAINST CHILDREN SUB-GRANT

PRESENTED BY: Debora Black, Police Chief

RESOLUTION: 4765

This is a request for City Council to waive reading beyond the title and adopt a resolution authorizing the City Manager to accept the 2014 Internet Crimes Against Children (ICAC) sub-grant in the amount of \$5,000.

RESOLUTION NO. 4765 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 THE FY 2013-14 INTERNET CRIMES AGAINST CHILDREN SUB-GRANT FUNDED BY THE U.S. DEPARTMENT OF JUSTICE ON BEHALF OF THE GLENDALE POLICE DEPARTMENT.

10. AUTHORIZATION TO ENTER INTO FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT WITH NORWOOD VILLAGE APARTMENTS, LLC AND GORMAN AND COMPANY, INC. FOR MULTI-FAMILY HOUSING

PRESENTED BY: Sam McAllen, Interim Assistant City Manager

RESOLUTION: 4766

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 amendment to an existing development agreement with Norwood Village Apartments, LLC and Gorman and Company, Inc. This amendment will allocate an additional \$390,000 in Neighborhood Stabilization Program 3 (NSP 3) administrative savings and unused demolition funding to cover new construction costs and provide solar panels to Norwood Village Apartments LLC, a 95 unit multi-family property, located at 6738 North 45th Avenue.

RESOLUTION NO. 4766 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 A FIRST AMENDMENT TO DEVELOPMENT AGREEMENT FOR MULTI-FAMILY HOUSING DEVELOPMENT UNDER THE NEIGHBORHOOD STABILIZATION PROGRAM III WITH NORWOOD VILLAGE APARTMENTS, LLC; AND DIRECTING THAT THE AGREEMENT BE RECORDED.

Andrew Marwick, a Phoenix resident, said Glendale hadn't met the deadlines and might lose the federal grant. He said he looked into Gorman and several cities and said all of them had challenges. He spoke about upgrades that other cities have made to make their projects successful. He said the property is being renovated and it looks like new apartments. He said this is a good investment. He said retail and sales tax revenue will improve and this project will push the city in the right direction.

Mr. McAllen, Interim Assistant City Manager, commented that the city has not missed any deadlines.

It was moved by Councilmember Martinez and seconded by Councilmember Chavira, to approve the recommended actions on Consent Agenda Item Numbers 9 and 10,

including the approval and adoption of Resolution No. 4765 New Series, and Resolution No. 4766 New Series; The motion carried unanimously.

11. AUTHORIZATION TO AMEND COUNCIL MEETING RULES AND PROCEDURES

PRESENTED BY: Kristen Krey, Council Services Administrator

RESOLUTION: 4767

This is a request for Council to waive reading beyond the title and adopt a resolution amending the Council Meeting Rules and Procedures to better reflect the direction and philosophy of the Mayor and Council.

Ms. Krey explained the 6 month trial period which had citizen comments at the beginning of the Council meetings. She said this item was brought to City Council at the last workshop. She said Council meetings rules and procedures should be revised to indicate the change in speaking time from 5 minutes to 3 minutes. She also clarified the various times the public was able to provide comments during the meetings.

RESOLUTION NO. 4767 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 GLENDALE CITY COUNCIL "COUNCIL MEETING RULES AND PROCEDURES."

Councilmember Alvarez said she did not see any benefit in changing the comments to the end of the meeting and changing the citizen comment time to 3 minutes. She said they should listen to what the taxpayers have to say and Council shouldn't be afraid to hear what they have to say. She said Council gets paid to come to the meetings and they should be listening to the taxpayers. She disagreed with these changes. She said the courtesy to speak should be given to the taxpayers.

Councilmember Hugh said he would prefer the citizens speak at the front of the meeting and also moving the meeting time to 6 p.m. also encouraged citizens to participate. He said he was not interested in these changes at this time.

John Mendibles, a Chandler resident, commented as a former Mayor in Superior, Arizona, the meetings are the people's business. He said the citizens should come first and everything else should come second. He said even at the state legislature, the people speak at the beginning of the meetings. He said the public should come first.

Ken Jones, an Ocotillo resident, said one of the key parts of this issue is to cut the speaker time from 5 minutes to 3 minutes. He said the city has a lot of problems and he asked why they are working on such an insignificant problem. He said any point he wants to make can be made in 3 minutes.

Andrew Marwick, a Phoenix resident, explained why he lives in Phoenix and comes to speak at the Glendale meetings. He said it is important to have the speakers at the beginning of the meeting. He spoke about some of the problems Glendale has had in the

past and spoke about an example of development in another city he had visited over 40 years ago. He said staff may not be aware of certain problems and it is important that public comment comes first.

Gary Livingston, a Sahuaro resident, said changing the citizen comment time to 3 minutes is a bad idea. He said it is a citizen's only opportunity to let the Council know how they feel. He said he receives a newsletter from his Councilmember on a regular basis, but nothing bad is ever discussed in the newsletter. He asked how many constituents really knew what was going on and how a Councilmember really knew what the constituents wanted. He stated changing the comment time to 3 minutes is wrong.

Darcy Marwick, a Phoenix resident said she disagrees with moving the citizen comment time to the end of the meeting and changing the time to 3 minutes. She gave examples of other cities allowing residents to speak for much longer periods of time.

Bonnie Steiger, a Sahuaro resident, said she disagrees with keeping the speakers at the beginning of the meeting as they speak and then leave. They have no idea what is going on at the meetings. She agrees with moving the speakers to the end of the meetings.

Mayor Weiers said this issue was brought up at workshop when he was on a recent trip out of town. He said most of the speakers are Glendale residents. He said he is not sure what would be gained by moving the speakers to the end of the meetings. He said the meetings will still be the same length. He said he does not agree with limiting the voice of the people. He said a lot of other cities and the federal government have their comments at the beginning of the meeting. He said the people's voice should be heard. He said things should stay as they are.

Vice Mayor Knaack said public comments on agenda items get the full 5 minutes. She said she appreciates public comment, but does not think it is the main focus of the meeting. She said she gets emails and phone calls from constituents every day with issues that concern them. She prefers to have the comments heard at the end of the meeting and said 3 minutes is sufficient.

Councilmember Martinez said this was a trial period. He said at a meeting a few weeks ago, there were quite a few speakers that spoke about an hour. There was also a developer in the audience who was bringing business to the city and was waiting with an attorney. He said this is the reason he would like to change the citizen comment process back to the end of the meeting. He said there hasn't been much development in the city in the last few years. He said more developers will be coming in they will have to wait to speak. He said he did not want the city to have the reputation that a developer will have to wait an hour or more before they can present their case to Council. He said it is not that they are taking something away from the developers, but it's the fact this is costing them money. He said citizen comments should be changed back to the end of the meeting. He said Vice Mayor Knaack made a good point that he gets emails and letters from individuals that have issues. He said he is on the phone every day with constituents about issues they are concerned about. He said the request for service system is in place so as soon as the call comes in, it is

entered into the system so staff can follow up to address the concerns. He said every one of those is responded to. He said they are not taking something away from the citizens. He said any citizen has the opportunity to contact them, including speaking at the meetings.

Councilmember Alvarez said they have always favored developers and lawyers. She said the lawyers get paid, but the taxpayers are paying the Council. She said this is wrong. Council should keep speaker time to 5 minutes and citizens should be allowed to speak at the beginning of the meeting. She said they haven't gotten a lot of developers recently. She said taxpayers are tired with what has happened in the past. She said Council has not been capable of doing the right thing. She said the city is broke because they did bad business. She said they need to listen to the taxpayers.

Councilmember Sherwood said the meetings agendas are posted by 5 p.m. on Friday prior to the meetings and the public has a chance to see what is going to be discussed. He said the public has an expectation of the order of the items being discussed. He said they agreed to give this a trial period and when comments run over an hour, it just pushes the items on the agenda back. He said they are not taking anything away from the people and there are many ways to talk to the Councilmembers. He said they are just requesting to go back to having the non-agenda items comments at the end of the meeting and limiting those comments to 3 minutes. He said comments on any item on the agenda will still be 5 minutes. He said most cities limit public comments anywhere between 3 to 5 minutes. He added that Phoenix was moving it to the beginning of the meeting and will be televising the comments which they hadn't done before.

Mayor Weiers clarified that Phoenix is changing their public comment time from 2 to 3 minutes and changing their comments to the beginning of the meeting.

Ms. Fischer asked Ms. Krey to address this issue as she has done some research on this issue. She quoted from an article about Phoenix's process. She said Phoenix has kept the comments at the end of the meeting. Ms. Krey said the changes were they moved the public comments to the end of the meeting and the comments were now being televised.

Councilmember Alvarez asked what time the meetings are held in Phoenix. Ms. Krey said she did not find that information out, even though Councilmember Alvarez had asked that question before. Councilmember Chavira said the meetings were held at 3 p.m. Councilmember Alvarez said that makes a lot of difference.

Mayor Weiers said the television cameras and microphones are very powerful instruments and give citizens the chance to get their words out. He said anything they do that limits the opportunity for citizens to have their voice heard is wrong. He likes comments at the beginning of the meeting. He understands about developers, but citizens don't get paid to come out and voice their opinions.

It was moved by Vice Mayor Knaack and seconded by Councilmember Sherwood, to approve the recommended actions on Consent Agenda Item Numbers 11, including the approval and adoption of Resolution No. 4767 New Series; The motion carried on

a roll call vote with the following Councilmembers voting “aye”: Chavira, Knaack, Martinez, and Sherwood and the following members voting “nay”: Alvarez, Hugh and Weiers. The motion carried.

PUBLIC HEARING - LAND DEVELOPMENT ACTIONS

12. REQUEST TO HOLD A PUBLIC HEARING ON THE PROPOSED LAND USE ASSUMPTIONS AND INFRASTRUCTURE IMPROVEMENTS PLAN FOR THE CITY OF GLENDALE

PRESENTED BY: Stuart Kent, Executive Director, Public Works

This is a request for City Council to hold a public hearing on the proposed Land Use Assumptions and Infrastructure Improvements Plan for the City of Glendale.

Following this public hearing, city staff and TischlerBise will complete the final City of Glendale Land Use Assumptions and Infrastructure Improvements Plan that will be presented for adoption at the March 4, 2014 Special Voting meeting of the Glendale City Council.

Mr. Kent provided a history of the item and said staff has met with members of the Homebuilders Association of Central Arizona, Arizona Multi Family Housing Association and the valley partnership representatives to talk about the plans and will continue to receive their comments. He said as they make any adjustments prior to the March 4th meeting, they will bring those to Council for review.

Mayor Weiers opened the public hearing on Agenda Item No. 12. As there were no comments, Mayor Weiers closed the public hearing.

BIDS AND CONTRACTS

13. AUTHORIZATION TO APPROPRIATE FUNDS AND AWARD A CONSTRUCTION CONTRACT TO ACTION DIRECT, LLC FOR THE ROSE LANE AQUATICS CENTER BACKWASH DRAIN PROJECT

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

This is a request seeking City Council approval to award a construction contract to Action Direct LLC, d.b.a. Redpoint Contracting, for the construction of a new backwash sewer connection at the Rose Lane Aquatics Center in an amount not to exceed \$136,130.

Mr. Strunk provided history that the Rose Lane Aquatics Center backwash drain was not in compliance with federal requirements. They are requesting approval of the contract and they are seeking approval for appropriation of funds from the Parks and Recreation construction CIP contingency. He said the goal is to have the project completed prior to the opening of the summer swim season on June 7th. He said this item was reviewed by the Parks and Recreation Advisory Commission and there was a recommendation to move forward with this project.

It was moved by Councilmember Hugh, and seconded by Councilmember Chavira, to approve award a construction contract to Action Direct LLC d.b.a. Redpoint Contracting for the construction of a new backwash sewer connection at the Rose Lane Aquatics Center in an amount not to exceed \$136,130. The motion carried unanimously.

14. AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH CAROLLO ENGINEERS, INC. FOR ARROWHEAD RANCH WATER RECLAMATION FACILITY DESIGN AND CONSTRUCTION ADMINISTRATION 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 professional services agreement with Carollo Engineers, Inc. in an amount not to exceed \$4,318,380 for facility design and construction administration services for the Arrowhead Ranch Water Reclamation Facility (ARWRF).

Mr. Johnson said the facility has operated 7 days a week, 24 hours a day for 30 years and treats about 3 million gallons of wastewater a day. He said this project will provide upgrades to about 80 percent of the plant.

It was moved by Councilmember Chavira, and seconded by Councilmember Sherwood, to authorize the City Manager to enter into a professional services agreement with Carollo Engineers, Inc. in an amount not to exceed \$4,318,380 for facility design and construction administration services for the Arrowhead Ranch Water Reclamation Facility (ARWRF). The motion carried unanimously.

15. AUTHORIZATION TO PURCHASE CITY COURT CCTV SECURITY SYSTEM AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH EXHIBIT ONE

PRESENTED BY: Elizabeth R. Finn, Presiding Judge

This is a request for City Council to authorize the procurement of a closed-circuit television (CCTV) camera security system for Glendale City Court and authorize a budgetary transfer from General Fund, Contingency (1000-11901-510200) to General Fund, City Court, Equipment (1000-10410-551400) in the amount of \$36,883 for the purchase. Additional funding for this purchase will be from City Court salary savings. This is also a request for City Council to authorize the City Manager to enter into a professional services agreement with Exhibit One, a commercial audio/visual system vendor, to purchase, install and maintain the CCTV camera security system.

Judge Finn said the security system would add another level of security for all persons visiting the court. She said the city is part of a cooperative purchasing agreement called Procure.AZ.gov Audio and Video Equipment Services. She said utilization of Exhibit One from the cooperative contract has been approved by both the City Attorney and Materials Management Department. Staff recommends a budgetary transfer from the general fund, which is the contingency fund, and additional funding will come from City Court salary savings

It was moved by Councilmember Martinez, and seconded by Vice Mayor Knaack, to authorize the procurement of a closed-circuit television camera security system for Glendale City Court and authorize a budgetary transfer from General Fund, Contingency (1000-11901-510200) to General Fund, City Court, Equipment (1000-10410-551400) in the amount of \$36,883 for the purchase. The motion carried unanimously.

16. AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH QWEST COMMUNICATIONS COMPANY LLC FOR INTERNET, VOICE, VIDEO, AND DATA SERVICES

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

This is a request for City Council to approve a new 5 year Qwest Communications Company LLC, d/b/a Century Link QCC (Century Link), agreement for Internet, Voice, Video and Data services at an annual cost of \$24,000.

Mr. Murphy said this will reduce the city's cost of services by over \$1,000 per month and increase the available capacity for existing services.

It was moved by Councilmember Sherwood, and seconded by Councilmember Chavira, to approve a new 5 year Qwest Communications Company LLC, d/b/a Century Link QCC (Century Link), agreement for Internet, Voice, Video and Data services at an annual cost of \$24,000. The motion carried unanimously.

17. AUTHORIZATION TO PURCHASE REPLACEMENT SERVERS AND ENTER INTO LINKING AGREEMENT WITH IBM CORPORATION

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

This is a request for City Council to authorize the purchase of replacement servers in an amount not to exceed \$80,387.19 and enter into a linking agreement with IBM Corporation.

Mr. Murphy said these applications are used across the city and they facilitate up time while reducing the overall cost of data center operations.

It was moved by Vice Mayor Knaack, and seconded by Councilmember Martinez, to authorize the purchase of replacement servers in an amount not to exceed \$80,387.19 and enter into a linking agreement with IBM Corporation. The motion carried unanimously.

ORDINANCES

18. AUTHORIZATION TO ENTER INTO A MAIN EXTENSION AGREEMENT WITH EPCOR WATER ARIZONA, INC. TO SUPPLY WATER FOR LOOP 303 LANDSCAPING

PRESENTED BY: Cathy Colbath, Interim Asst Exec Director, Transportation Services

ORDINANCE: 2873

Staff is requesting City Council waive reading beyond the title and adopt an ordinance authorizing the City Manager to enter into a main extension agreement with EPCOR Water Arizona, Inc. (EPCOR) to supply water for Loop 303 landscaping. This agreement will allow for construction of a waterline extension needed to deliver irrigation water to landscaping along Loop 303, and assignment of the waterline easement from the city to EPCOR.

Ms. Colbath said 5 miles of this project are in Glendale. Landscaping improvements are part of this project and it is standard for the adjacent agency to provide the water. This will allow for construction of an 8 inch water line which will be located in an existing city-controlled easement and will be transferred to EPCOR. This will deliver water to the landscaping. Once the project is complete, EPCOR will own, operate and maintain the waterline. Funds are available for this project in the GO Transportation program and the city is eligible to recover approximately \$131,962 of the approximate \$213,962 cost. This refund and the elimination of ongoing waterline costs will allow the city to recoup its cost in about 8 to 9 years.

Ken Jones, an Ocotillo resident, spoke about a water bill increase and said this has damaged lower income people. He said money was given to the NHL from the water and sewer department. He said in the future, Council should be careful if they try to raise the water rates again.

ORDINANCE NO. 2873 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING, AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE PERMANENT ASSIGNMENT OF A WATERLINE EASEMENT AT APPROXIMATELY NORTHERN AVENUE AND STATE ROUTE 303, IN CONJUNCTION WITH AN AGREEMENT TO CONSTRUCT A WATER MAIN EXTENSION, TO EPCOR WATER ARIZONA INC.; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

It was moved by Councilmember Hugh, and seconded by Councilmember Martinez, to approve Ordinance No. 2873 New Series. Motion carried on a roll call vote, with the following Councilmembers voting “aye”: Alvarez, Chavira, Hugh, Knaack, Martinez, Sherwood, and Weiers. Members voting “nay”: none.

19. ADOPT AN ORDINANCE AMENDING GLENDALE CITY CODE, CHAPTER 26, ARTICLE II, SECTION 26-22 (OBSTRUCTING POLICE)

PRESENTED BY: Debora Black, Police Chief

ORDINANCE: 2874

This is a request for City Council to waive reading beyond the title and adopt an ordinance amending Glendale City Code Chapter 26, Article II, Section 26-22, relating to Obstructing Police.

Chief Black said the current city ordinance regarding obstructing police is unenforceable and has not been used in many years. She said cases involving the current ordinance were

being dismissed by the court in response to defense motions. She said the ordinance needs to be amended.

ORDINANCE NO. 2874 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 26 (OFFENSES— MISCELLANEOUS), ARTICLE II (OFFENSES AGAINST ADMINISTRATION OF JUSTICE), SEC. 26-22 (OBSTRUCTING POLICE); AND ESTABLISHING AN EFFECTIVE DATE.

Mayor Weiers commented if this makes the police officers' jobs a little easier, this is a good thing.

It was moved by Councilmember Chavira, and seconded by Councilmember Sherwood, to approve Ordinance No. 2874 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Alvarez, Chavira, Hugh, Knaack, Martinez, Sherwood, and Weiers. Members voting "nay": none.

20. ORDINANCE AMENDING THE ESTABLISHMENT OF THE GENERAL PLAN STEERING COMMITTEE

PRESENTED BY: Jon M. Froke, AICP, Planning Director
ORDINANCE: 2875

This is a request for City Council to waive reading beyond the title and adopt an ordinance amending the establishment of the General Plan Steering Committee.

The city's General Plan is required by state law to be periodically updated and the Planning Division is beginning this process. As part of the General Plan update, the Planning Division desires to be assisted by a Steering Committee of interested citizens and stakeholders in the community.

Mr. Froke said they have been working on the general plan update for the last several months and they would like additional help through public engagement with the steering committee.

ORDINANCE NO. 2875 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 ORDINANCE 2872 NEW SERIES ESTABLISHING A GENERAL PLAN STEERING COMMITTEE TO WORK WITH STAFF TO CREATE A RECOMMENDED DRAFT REVISED GENERAL PLAN, PURSUANT TO THE PROVISIONS OF ARIZONA REVISED STATUTES, TITLE 9, CHAPTER 4, ARTICLE 6, AND SETTING FORTH INSTRUCTIONS AND CHARGES.

It was moved by Vice Mayor Knaack, and seconded by Councilmember Chavira, to approve Ordinance No. 2875 New Series. Motion carried on a roll call vote, with the following Councilmembers voting "aye": Alvarez, Chavira, Hugh, Knaack, Martinez, Sherwood, and Weiers. Members voting "nay": none.

NEW BUSINESS

21. COUNCIL SELECTION OF VICE MAYOR

PRESENTED BY: Kristen Krey, Council Services Administrator

In accordance with the Charter and pursuant to City Council Guidelines, Council will designate among its members a Vice Mayor. The Mayor will accept a motion or motions, call for a second, and conduct a vote of the Council that shall, by virtue of assent of a majority, designate one of its members as Vice Mayor.

Mayor Weiers asked for confirmation of the term. Ms. Krey explained the term would end in January 2015.

It was moved by Councilmember Martinez, and seconded by Councilmember Chavira, to nominate Vice Mayor Knaack for another term as Vice Mayor. Motion carried with the following Councilmembers voting “aye”: Chavira, Hugh, Knaack, Martinez, Sherwood, and Weiers. Members voting “nay”: Alvarez. The motion carried.

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

It was moved by Vice Mayor Knaack, and seconded by Councilmember Martinez, to hold a City Council Budget Workshop at 9:00 a.m. in Room B-3 on Tuesday, February 4, 2014, of the Council Chambers.

It was further moved to hold a City Council Workshop at 1:30 p.m. in the Council Chambers, Room B-3 on Tuesday, February 4, 2014, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried unanimously.

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Sherwood said there was a groundbreaking this week for NPL Construction who will be located in the Glen Harbor area. He said they hope to open later this fall. He said there was a ribbon cutting at the Wildlife World Zoo for the new safari park. He said the zoo is celebrating their 30th year. He also mentioned Habitat for Humanity and the city partnership completing 106 houses. He said this helps the neighborhoods.

Councilmember Hugh said he was at the ribbon cutting at the zoo and joked that Councilmember Sherwood tried to annex the zoo at the ribbon cutting.

Vice Mayor Knaack mentioned an article in the Glendale Republic that quoted her as saying she was against the sunset of the tax. She said it sounded like they were trying to deceive the public and she said they were not trying to do that. She said the tax increase presented in the 2012 budget was never presented as a temporary tax, it was a permanent tax. She said one of the Councilmembers who was running for reelection was the one that insisted

on the sunset. Vice Mayor Knaack said she believed if she did not agree with the tax with the sunset, that the tax would not pass due to a split Council and the worst outcome would be no tax increase at all. She said many budget meetings are ahead for the FY14-15 budget year and any discussions about the tax increase and the sunset will be fully discussed in public and have public input. She said this is a critical time for the city and all the Councilmembers need to make very hard decisions. She also thanked the Council for the confidence and support for approving her as Vice Mayor.

Mayor Weiers welcomed his wife in the audience this evening. He also would like the citizens to know he has not done a good job reaching out to the Council. He said in the last month or so, he has reached out to each Councilmember to set up meetings to see how he can help them. He said the districts are the citizens and he represents all the districts. He looks forward to meeting with all the Councilmembers. He also said he recently returned from Canada and they met with many businesses and it was a great and successful trip. He said Canada understands where Glendale is at and they are aware of the hockey issue. He said they have already secured a couple of businesses interested in Glendale and there is a lot of goodwill.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:09 p.m.

Pamela Hanna
Pamela Hanna - City Clerk