

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
October 18, 2016

A **Regular Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 7:01 p.m.

Following a moment of silent reflection, Councilmember Hunt led the Pledge of Allegiance.

Members Present: Mayor Cathy Carlat; Vice Mayor Bridget Binsbacher; Councilmembers Jon Edwards, Michael Finn, Vicki Hunt, Carlo Leone and Bill Patena.

Council Youth Liaisons: Kaitlyn Edwards.

Members Absent: Council Youth Liaison Sam Owen.

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Burg, Acting City Attorney; Rhonda Geriminsky, City Clerk; Thomas Adkins, Intergovernmental Affairs Director; Gary Bernard, Deputy Fire Chief; Andy Granger, Development and Engineering Director; Katie Gregory, Management and Budget Director; John Imig, Information Technology Director; Chris Jacques, Planning and Community Development Director; Laura Krause, Human Resources Director; Brent Mattingly, Finance and Budget Director; Roy Minter, Police Chief; John Sefton, Community Services Director; Jennifer Stein, Office of Communications Director; Mike Weber, Deputy Utilities Director; Scott Whyte, Economic Development Services Director; Dawn Prince, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

Audience: Approximately 25 members of the public were present.

Note: The order in which items appear in the minutes is not necessarily the order in which they were discussed in the meeting.

Presentation:

1. Certificate of Appointment to newly appointed Board Member Will Briggs to the Employee Benefits Trust Board

Clerk's Note: Will Briggs was not present to receive his certificate.

2. Theater Works Awards

John Sefton, Community Services Director, recognized the Theater Works Board of Directors, staff and award-winning actors in attendance. Mr. Sefton introduced Chris Hamby, Producing Artistic Director, to provide an overview of the awards presented to Theater Works for performances in the 2015-2016 season.

Mr. Hamby reported that Theater Works was nominated for 42 AriZoni Theatre Awards of Excellence. Mr. Hamby proudly announced that Theater Works was the recipient of ten AriZoni Awards in various categories at a ceremony held on September 19, 2016. Mr. Hamby gave a slideshow presentation showcasing the award-winning productions.

CONSENT AGENDA: All items listed with a “C” are considered to be routine or have been previously reviewed by the City Council, and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests; in which event the item will be removed from the General Order of Business, and considered in its normal sequence on the Agenda.

Mayor Carlat asked if any Councilmember wished to have an item removed from the Consent Agenda.

Vice Mayor Binsbacher requested that Agenda Item 10C be removed for separate discussion. Councilmember Edwards requested that Agenda Item 15C be removed for separate discussion.

Motion was made by Councilmember Edwards, seconded by Councilmember Hunt, to approve the Consent Agenda with the exception of Agenda Items 10C and 15C. Upon vote, the motion carried unanimously 7 to 0.

3C. **Minutes**

Approved the September 20, 2016 Regular Meeting Minutes.

4C. **Code Amendment, Transaction Privilege Tax Licensing and Business Licensing**

Adopted **ORD. 2016-31**, amending Chapters 11 and 2 of the Peoria City Code (1992 Edition) pertaining to business licensing.

5C. **Grants, Governor’s Office of Highway Safety, Peoria Police Department Enforcement and Education Efforts**

- (a) Authorized the City Manager to accept \$128,132 from the Governor’s Office of Highway Safety for six grants to be used by the Peoria Police Department for various enforcement and education efforts; and
- (b) Approved a budget adjustment in the amount of \$128,132 from the Proposed Grants Contingency account to various Governor’s Office of Highway Safety Grant accounts, thus providing expenditure authority in the amount of \$128,132.

6C. **Intergovernmental Agreement, Maricopa County, Calle Lejos Road Improvements**

Adopted **RES. 2016-110** approving an intergovernmental agreement with Maricopa County, defining the responsibilities of the City and Maricopa County with respect to the roadway improvements to Calle Lejos between 97th Avenue to 93rd Avenue.

7C. **Intergovernmental Agreement, City of Phoenix, American with Disabilities Act (ADA) Complementary Paratransit**

Approved the Intergovernmental Agreement with the City of Phoenix for reimbursement of ADA Complementary Paratransit costs from the Federal Transit Authority by way of pass through grant from the City of Phoenix.

8C. **Intergovernmental Agreement, HOME Program Fiscal Year 2017**

(a) Approved an Intergovernmental Agreement with Maricopa County governing the City's annual HOME Program grant allocation as a member of the Maricopa County HOME Consortium; and

(b) Authorized staff to execute all required documents.

9C. **Agreement, Cox Communications, Use of City Property for Wireless Telecommunication Equipment Encroaching In/Above the Right-of-Way**

Approved an Agreement for Use of City Property for Wireless Telecommunication Equipment Encroaching In/Above the Right-of-Way with Cox Communications.

Clerk's Note: Agenda Item 10C was presented at the end of the Consent Agenda.

10C. **Contract, T.Y. Lin International, Happy Valley Parkway Widening; Lake Pleasant Parkway to Agua Fria River Improvements**

At the request of Vice Mayor Binsbacher, Agenda Item 10C was pulled from the Consent Agenda for separate discussion.

Andy Granger, Development and Engineering Director, summarized the request for approval of a contract for the design and construction of bridge and street improvements between Lake Pleasant Parkway and the Agua Fria River.

Information included:

- Planned improvements
- Project schedule
- Project budget

Motion was made by Vice Mayor Binsbacher, seconded by Councilmember Hunt, to approve a design contract in the amount of \$1,733,287 with T.Y. Lin International to provide design engineering services for the Happy Valley Parkway Widening project between Lake Pleasant Parkway and the Agua Fria River.

Upon vote, the motion carried unanimously 7 to 0.

11C. **Fiscal Year 2017 First Quarter Budget Amendments and Fiscal Year 2017 Carryovers**

Approved the Fiscal Year 2017 First Quarter Budget Amendments and Carryovers.

12C. **Maintenance Improvement District No. 1196, Westwing Mountain Parcel 24, Lake Pleasant Parkway and Westwing Parkway**

Approved the Petition for Formation and adopted **RES. 2016-104** intention and ordering the formation of proposed Maintenance Improvement District No. 1196, Westwing Mountain Parcel 24, Lake Pleasant Parkway and Westwing Parkway; and adopted **RES. 2016-105** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

13C. **Maintenance Improvement District No. 1197, Westwing Mountain Parcel 27, Lake Pleasant Parkway and Westwing Parkway**

Approved the Petition for Formation and adopted **RES. 2016-106** intention and ordering the formation of proposed Maintenance Improvement District No. 1197, Westwing Mountain Parcel 27, Lake Pleasant Parkway and Westwing Parkway; and adopted **RES. 2016-107** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

14C. **Easement for Sewer Line, EPCOR Water Arizona, 111th Avenue and Union Hills Drive**

Adopted **RES. 2016-111** authorizing the City Manager to execute the Easement for Sewer Line to EPCOR Water Arizona for the installation and maintenance of a private sewer line to their Paradise Resort Lift Station at 111th Avenue and Union Hills Drive.

Clerk's Note: Agenda Item 15C was presented at the end of the Consent Agenda.

15C. **Final Plat, QuikTrip #472, Fletcher Way and Lake Pleasant Parkway**

At the request of Councilmember Edwards, Agenda Item 15C was pulled from the Consent Agenda for separate discussion.

Andy Granger, Development and Engineering Director, summarized the request for approval of the Final Plat of QuikTrip #4272 that will provide additional right-of-way at the southeast corner of Fletcher Way and Lake Pleasant Parkway.

Chris Jacques, Planning and Community Development Director, provided a brief overview of the land use elements related to the site.

Motion was made by Councilmember Edwards, seconded by Councilmember Finn, to approve the Final Plat of QuikTrip #472, located at Fletcher Way and Lake Pleasant Parkway, subject to stipulations.

Upon vote, the motion carried unanimously 7 to 0.

16C. **Replat, A Replat of Lot 1, Arrowhead Palms, 75th Avenue and Bell Road**

Approved the Replat of A Replat of Lot 1, Arrowhead Palms, located at 75th Avenue and Bell Road, subject to stipulations.

17C. **Replat, Lots 2 and 4 Plaza 91, 91st Avenue and Northern Avenue**

Approved the Replat of Lots 2 and 4 Plaza 91, located at 91st Avenue and Northern Avenue, subject to stipulations.

REGULAR AGENDA

New Business:

18R. **Exclusive Negotiation Agreement, Plaza Del Rio Management Corp., Office/Business Park Development, Loop 101 and Peoria Avenue**

Scott Whyte, Economic Development Services Director, presented regarding a request for approval of an Exclusive Negotiation Agreement with the Plaza Del Rio Management Corp. for a potential office/business park project to be located on a 14-acre parcel of City-owned property at the southwest corner of the Loop 101 and Peoria Avenue.

Motion was made by Councilmember Edwards, seconded by Councilmember Hunt, to authorize the City Manager to enter into an Exclusive Negotiation Agreement with the Plaza Del Rio Management Corp. for the development of an office/business park in the southern portion of Peoria.

Upon vote, the motion carried unanimously 7 to 0.

19R. **Professional Services Contract, Maricopa County Community Colleges Small Business Development Center, Business Services**

Scott Whyte, Economic Development Services Director, provided an overview of a proposed professional services contract with Maricopa County Community Colleges to provide a Small Business Development Center satellite office in Peoria.

Mr. Whyte outlined the exclusive services to be provided to businesses in Peoria and the funding associated with the program.

In response to questions from Council, Mr. Whyte advised that some standard metrics have been identified in the agreement; and additional metrics can be added as needed.

Mr. Whyte introduced Janice Barham, Associate State Director, and Jeff Swenson, Business Analyst, with the Small Business Development Center.

Ms. Barham and Mr. Swenson expressed their enthusiasm for the partnership with the City of Peoria.

Mr. Swenson confirmed there would be no charge to Peoria businesses for one-on-one counseling services, but it has not been determined if there will be a fee assessed for an extended educational program.

Motion was made by Vice Mayor Binsbacher, seconded by Councilmember Finn, to:

- (a) Authorize the City Manager to execute a professional services contract with the Maricopa County Community Colleges Small Business Development Center (SBDC) to provide comprehensive business services in the City of Peoria; and
- (b) Appropriate \$91,600 to fund the SBDC contract.

Upon vote, the motion carried unanimously 7 to 0.

Call To The Public (Non-Agenda Items)

James Deibler, an Arizona State University student, addressed the Council to voice his opinion on bus routes and transportation options in Peoria and Glendale. Mr. Deibler encouraged Peoria voters to support Proposition 400. Mr. Deibler expressed his gratitude to Arizona State University for awarding him a scholarship which will enable him to continue his education.

Reports from City Manager:

20. City Council Calendar

21. Reports

A. Channel 11 Telly Awards

Jennifer Stein, Communications Director, reported on the 37th Annual Telly Awards honoring excellence in the broadcast industry. Ms. Stein announced that the City of Peoria was the recipient of two awards for videos produced by Channel 11 staff.

Reports from City Council:

Council Youth Liaison Edwards expressed her enthusiasm for the recognition Theater Works received. Ms. Edwards reported on her attendance at the Peoria Unified School District Governing Board Meeting on October 13, 2016.

Councilmember Patena reported on the various City of Peoria activities he attended. Councilmember Patena congratulated Theater Works and the Channel 11 staff for the awards they received.

Councilmember Edwards reported on his attendance at the Oktoberfest and G.A.I.N. events. Councilmember Edwards announced that Chief Minter and members of the Peoria Police Department assigned as School Resource Officers were recognized at the Peoria Unified School District Governing Board Meeting held on October 13, 2016 for their service and dedication to students.

Vice Mayor Binsbacher reported on the various City of Peoria activities she attended. Vice Mayor Binsbacher extended her congratulations to Theater Works and the Channel 11 staff for the awards they received.

Councilmember Finn congratulated Theater Works and the Channel 11 staff for the awards they received. Councilmember Finn reported on his experience during a ride-along with the Police Department.

Councilmember Hunt extended her congratulations to Theater Works and the Channel 11 staff for the awards they received. Councilmember Hunt encouraged youth to participate in local theater for the educational opportunities offered through their youth programs. Councilmember Hunt thanked the first responders for their dedication and service to the community. Councilmember Hunt reminded residents to participate in a Shred-a-Thon to be held in the State Trailer Supply parking lot on Saturday, October 22, 2016 beginning at 9:00 a.m. Councilmember Hunt announced that Peoria Firefighters Charities will kickoff their Holiday Toy Drive at the Shred-a-Thon event.

Councilmember Leone reported on the various City of Peoria activities he attended.

Reports from the Mayor:

Mayor Carlat extended her appreciation to City staff, the City Council and the citizens of Peoria for their involvement with City events.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 7:58 p.m.

Cathy Carlat, Mayor

ATTEST:

Rhonda Geriminsky, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct summary of the proceedings of the City Council Meetings of the City Council of Peoria, Arizona held on the 18th day of October, 2016. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 22nd day of November, 2016.

(Seal)

Rhonda Geriminsky, City Clerk