

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
April 4, 2017

A **Special Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 5:00 p.m.

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

Members Absent: None.

Other Municipal Officials Present: Carl Swenson, City Manager; Julie Arendall, Deputy City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; David Benton, Chief Assistant City Attorney; Rhonda Geriminsky, City Clerk; Thomas Adkins, Intergovernmental Affairs Director; and Scott Whyte, Economic Development Services Director.

Audience: Approximately one member of the public was present.

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

CONSENT AGENDA

1 C. Authorization to Hold an Executive Session

Motion was made by Councilmember Binsbacher, seconded by Councilmember Finn, to authorize the holding of an Executive Session for the purpose of discussions or consultations with designated representatives of the public body and/or legal counsel in order to consider its position and instruct its representatives regarding:

- (a) Advice, discussion, and instruction with legal counsel and staff regarding funding and execution of the BioInspire agreement with ASU/Mayo - Arizona Technology Enterprises, LLC, pursuant to A.R.S. §38- 431.03.A.3 and 38-431.03.A.4.

Upon vote, the motion carried unanimously 7 to 0.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 5:01 p.m.

EXECUTIVE SESSION AGENDA

2. An Executive Session was convened immediately following the 5:00 p.m. Special Meeting for the purpose of discussions and consultations with designated representatives of the public body and/or legal counsel in order to consider its position and instruct its representatives regarding:
 - (a) Advice, discussion, and instruction with legal counsel and staff regarding funding and execution of the BioInspire agreement with ASU/Mayo - Arizona Technology Enterprises, LLC, pursuant to A.R.S. §38- 431.03.A.3 and 38-431.03.A.4.

Clerk's Note: In accordance with A.R.S. § 38-431.03(B), minutes of executive sessions must be kept confidential except as outlined in statute.

A **Study Session Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 5:56 p.m.

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

Members Absent: None.

Other Municipal Officials Present: Carl Swenson, City Manager; Julie Arendall, Deputy City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Burg, City Attorney; Rhonda Geriminsky, City Clerk; Thomas Adkins, Intergovernmental Affairs Director; Stuart Kent, Public Works/Utilities Director; Roy Minter, Police Chief; John Sefton, Community Services Director; Jennifer Stein, Office of Communications Director; and Linda Blas, Deputy City Clerk.

Audience: Approximately 12 members of the public were present.

STUDY SESSION AGENDA

Subject(s) for Discussion Only

3. Luke Air Force Base Mission Update

Carl Swenson, City Manager, introduced the Luke Air Force Base Mission Update.

Thomas Adkins, Intergovernmental Affairs Director, introduced Brigadier General Brook Leonard, Commander of the 56th Fighter Wing, Luke Air Force Base.

General Leonard, presented a video regarding the heritage and history of Luke Air Force Base.

General Leonard thanked the City of Peoria for their support and leadership in the West Valley and presented regarding:

- Luke Air Force Base heritage and Second Lieutenant Frank Luke, Jr.
- Heritage of the 56th Fighter Wing
- 56th Fighter Wing Mission, Vision and Beliefs
- 56th Fighter Wing Leadership Team
- Thunderbolt Nation
- 56th Fighter Wing and 944th Fighter Wing locations throughout the country
- Barry Goldwater range
- Compatible growth (noise contours)
- Fighter Country Partnership
- Innovation and community successes as a result of the community partnership
- Luke economic impact
- Training
 - Laboratory technicians
 - Nursing
 - Mission-ready airmen
 - Weapons directors
 - F-15, F-16 and F-35 pilots
- F-35 coalition and partnerships
- Luke Air Force Base size comparison

General Leonard concluded his presentation with a video titled “Cave Tonitrum, We are Luke Air Force Base”.

Discussion ensued regarding:

- How has the addition of F-35’s changed the mission
- Noise produced from the F-35 and how the Air Force Base deals with pushback regarding noise
- What it’s like to fly an F-35
- Test-riding the F-35
- How Lieutenant Luke brought down German observation balloons during World War I

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 6:40 p.m.

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 Binsbacher led the Pledge of Allegiance.

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

Council Youth Liaison: Kaitlyn Edwards.

Members Absent: Council Youth Liaison Sam Owen.

Other Municipal Officials Present: Carl Swenson, City Manager; Julie Arendall, Deputy City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Burg, City Attorney; Rhonda Geriminsky, City Clerk; Thomas Adkins, Intergovernmental Affairs Director; Dede Gaetz, Human Resources Manager; Andy Granger, Development and Engineering Director; Katie Gregory, Management and Budget Director; John Imig, Information Technology Director; Chris Jacques, Planning and Community Development Director; Stuart Kent, Public Works/Utilities Director; Roy Minter, Police Chief; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; Jennifer Stein, Office of Communications 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:

4. **Proclamation Recognizing Lichter Family Community Partner Day**

Mayor Carlat read aloud a Proclamation declaring April 4, 2017 as “Lichter Family Community Partner Day” in recognition of the Lichter Family’s partnerships and community support.

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 Edwards requested that Agenda Item 12C be removed for separate discussion.

Motion was made by Councilmember Binsbacher, seconded by Vice Mayor Edwards, to approve the Consent Agenda with the exception of Agenda Item 12C. Upon vote, the motion carried unanimously 7 to 0.

5C. **Disposition of Absence**

Approved the absence of Council Youth Liaison Kaitlyn Edwards from the Regular City Council Meeting held on March 21, 2017.

6C. **Minutes**

Approved the March 21, 2017 City Council Meeting minutes.

7C. **Code Amendment, Chapter 2, Engineering Fees**

Adopted **ORD. 2017-12**, amending Section 2-211 and Table 2-211 of Chapter 2 of the Peoria City Code, which will have the effect of increasing certain engineering fees and establishing several new fees.

8C. **Code Amendment, Chapter 2, Planning and Community Development Application Fees**

Adopted **ORD. 2017-13**, amending Section 2-213 and Table 2-213 of the Peoria City Code, which comprehensively adjusts the development application fee schedule for those fees collected and administered by the Planning and Community Development Department.

9C. **Code Amendment, Renumber Chapter 6 to Chapter 19, Cable Communications; and amending various sections of the Peoria City Code**

Adopted **ORD. 2017-14** amending City Code Chapter 6, Cable Communications by renumbering it as Chapter 19 and amending various sections of the Peoria City Code.

10C. **Code Amendment, Chapter 13, Miscellaneous Provisions and Offenses; and amending various sections of the Peoria City Code**

Adopted **ORD. 2017-15**, amending Chapter 13 pertaining to Miscellaneous Provisions and Offenses and amending various sections of the Peoria City Code.

11C. **Grant, Peoria Police Department, Governor's Office of Highway Safety, Click it or Ticket**

- (a) Authorized the City Manager to accept \$7,500 from the Governor's Office of Highway Safety (GOHS) to be used by the Peoria Police Department for safety belt and child passenger law enforcement; and
- (b) Approved a budget adjustment in the amount \$7,500 from the Proposed Grants Contingency account to the Governor's Office of Highway Safety Grant Overtime account.

12C. **Intergovernmental Agreement, Valley Metro, Proposed Park and Ride Facility, Grand Avenue, 83rd Avenue and Peoria Avenue**

Clerk's Note: Agenda Item 12C was presented at the end of the Consent Agenda.

At the request of Vice Mayor Edwards, Agenda Item 12C was pulled from the Consent Agenda for separate discussion.

Stuart Kent, Public Works/Utilities Director, provided a brief overview of the request for approval of an Intergovernmental Agreement with Valley Metro for a proposed Park-and-Ride lot.

Motion was made by Vice Mayor Edwards, seconded by Councilmember Finn, to authorize the City Manager to execute an Intergovernmental Agreement with Valley Metro for the construction of the proposed Peoria Park-and-Ride (PNR) facility at the intersections of Grand Avenue (US 60), 83rd Avenue and West Peoria Avenue.

Upon vote, the motion carried unanimously 7 to 0.

13C. **Final Plat, Pleasant Groves, 71st Avenue and Pinnacle Peak Road**

Approved the Final Plat of Pleasant Groves located at 71st Avenue and Pinnacle Peak Road, subject to stipulations.

14C. **Final Plat, The Meadows Parcels 1 & 3 - Phase 2, 91st Avenue and Pinnacle Peak Road**

Approved the Final Plat of The Meadows Parcels 1 & 3 – Phase 2, located at 91st Avenue and Pinnacle Peak Road, subject to stipulations.

REGULAR AGENDA

New Business:

Clerk's Note: Agenda Items 16R and 17R were presented together.

15R. **PUBLIC HEARING - Minor General Plan Amendment, Olive Crossroads, 83rd Avenue and Olive Avenue**

Staff Report:

Chris Jacques, Planning and Community Development Director, presented regarding a request for a minor amendment to the General Plan Land Use Map and a rezoning request for a site located at the southwest corner of 83rd Avenue and Olive Avenue to facilitate a proposed grocery-anchored commercial center.

Information included:

- Site and area context
- General Plan land use and zoning maps
- Conceptual development plan
- Building setbacks and enhanced buffers
- Site line evaluation
- Conceptual elevations
- Public outreach
- Key findings

Discussion ensued regarding:

- Half-street improvements on 85th Avenue
- Landscape requirements as a deterrent to undesirable activity
- Line of site from closest residence to future commercial development

Public Hearing:

Mayor Carlat opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the proposed Minor General Plan Amendment.

James Deibler, an Arizona State University student, addressed the Council in support of the proposed development.

Having no additional requests from those present to address this item, Mayor Carlat declared the Public Hearing closed.

Council Action:

Motion was made by Councilmember Hunt, seconded by Councilmember Finn, to concur with the Planning & Zoning Commission's unanimous recommendation and adopt **RES. 2017-43** approving an amendment to the General Plan Land Use Map by re-designating approximately 29.7 acres located at the southwest corner of 83rd Avenue and Olive Avenue from Low Density Residential (2-5 du/ac, target of 3 du/ac) to Community Commercial.

Upon vote, the motion carried unanimously 7 to 0.

16R. **PUBLIC HEARING - Rezoning, Olive Crossroads Planned Area Development, 83rd Avenue and Olive Avenue**

Public Hearing:

Mayor Carlat opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the proposed rezoning.

Having no requests from those present to address this item, Mayor Carlat declared the Public Hearing closed.

Council Action:

Motion was made by Councilmember Hunt, seconded by Councilmember Binsbacher, to concur with the Planning and Zoning Commission's unanimous recommendation and adopt **ORD. 2017-16** approving the rezoning of approximately 29.7 acres of property, generally located at the southwest corner of 83rd Avenue and Olive Avenue from Intermediate Commercial (C-2) and Multi-Family Residential (RM-1) to the Olive Crossroads Planned Area Development (PAD).

Upon vote, the motion carried unanimously 7 to 0.

Call To The Public (Non-Agenda Items)

James Deibler voiced his opinion regarding the condition of a power line on Peoria Avenue between 83rd Avenue and 87th Avenue. Mr. Deibler addressed the Council to suggest the City of Peoria annex Sun City in order to bring in new tax revenue and improve City services. Mr. Deibler commented on the announcement made by Maricopa County Sheriff Paul Penzone to close Tent City. Mr. Deibler commended the City of Peoria for bringing new ideas to the forefront.

Reports from City Manager:

17. **Council Calendar**

18. Reports

A. Peoria Flag Education Video

Jennifer Stein, Office of Communications Director, provided information on the Office of Communications Imaging Plan and the culmination of the official City of Peoria flag. Ms. Stein introduced an educational video showcasing the new City flag unveiled at the Mayor's State of the City Address on March 28, 2017.

B. Public Works - American Public Works Association Re-Accreditation

Stuart Kent, Public Works/Utilities Director, reported on the Department's re-accreditation from the American Public Works Association. Mr. Kent announced that the Public Works/Utilities Department received a rating of 100 percent for 169 recommended management practices. Mr. Kent noted the Department received recognition for four model practices that will be shared with other agencies throughout the country, and the City of Peoria is one of five agencies in Arizona to receive accreditation. Mr. Kent recognized staff for their role in the re-accreditation process.

C. Upcoming City Events Video

A video presentation showcasing upcoming City events was displayed.

Reports from City Council:

Council Youth Liaison Edwards reported on her attendance at the Arts and Cultural Festival and a public meeting regarding proposed boundaries for the Peoria Unified School District. Ms. Edwards expressed her pride in the new City flag.

Councilmember Patena reported on the various City of Peoria activities he attended. Councilmember Patena commended Mayor Carlat on the State of the City address. Councilmember Patena thanked Mayor Carlat for her inspiration, leadership and dedication to the City of Peoria. Councilmember Patena congratulated the Public Works Department for being re-accredited through the American Public Works Association. Councilmember Patena expressed favorable comments on the new City flag and the significance of its imagery.

Councilmember Binsbacher congratulated Mayor Carlat on the State of the City address. Councilmember Binsbacher extended her congratulations to the Public Works Department for achieving 100 percent compliance and being re-accredited through the American Public Works Association. Councilmember Binsbacher recognized the Economic Development Services Department for hosting a successful investment forum. Councilmember Binsbacher expressed her pride in the new City flag and remarked on the positive feedback she has received on the new flag.

Vice Mayor Edwards reported on the various City of Peoria activities he attended, including The Ladybug Release, serving as a judge at LegoFest 2017, Mayor Carlat's State of the City Address, the Peoria Investment Forum and the Lunch with a Councilmember event held at Raymond S. Kellis High School.

Councilmember Finn congratulated the Public Works Department for being re-accredited through the American Public Works Association. Councilmember Finn recognized staff for their role in the budget process. Councilmember Finn invited residents to participate in a Shred-a-Thon event to be held on Saturday, April 15, 2017 at Centennial High School, located at 14388 North 79th Avenue. Councilmember Finn extended his appreciation to Brigadier General Leonard for his presentation on Luke Air Force Base. Councilmember Finn congratulated Mayor Carlat for the new City of Peoria flag.

Councilmember Hunt expressed her gratitude to the Lichter family and all of the community partners for their contributions. Councilmember Hunt reported that she had the privilege of speaking at the First Presbyterian Church in downtown Peoria on Sunday, April 2, 2017. Councilmember Hunt reported on the budget process and advised that the Council works together so the City's budget reflects the wishes and needs of the constituents. Councilmember Hunt echoed the positive sentiments conveyed by the Council regarding the new City flag. Councilmember Hunt announced the passing of Peoria pioneer and former Historic Preservation Commission member, Priscilla Cook.

Councilmember Leone reported on his attendance at the Arts and Cultural Festival.

Reports from the Mayor:

Mayor Carlat commended City staff for the success of the State of the City Address, Peoria Investment Forum and the Budget Study Sessions.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:04 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 4th day of April, 2017. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 2nd day of May, 2017.

(Seal)

Rhonda Geriminsky, City Clerk