

Mayor
Cathy Carlat

Mesquite
District
Bridget
Binsbacher,
Vice Mayor

Acacia
District
Vicki Hunt,
Mayor Pro Tem

Ironwood
District
Bill Patena

Palo Verde
District
Michael Finn

Pine
District
Denette Dunn

Willow
District
Jon Edwards

Packet only was amended 9/30/2019

City Council Meeting Notice & Agenda

Tuesday, October 1, 2019
City Council Chamber
8401 West Monroe Street
Peoria, AZ 85345



Special Meeting

5:00 P.M. Convene

Roll Call

Consent Agenda

CONSENT AGENDA: All items listed on the Consent Agenda 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.

Consent

1 C. Authorization to Hold an Executive Session

Discussion and possible action 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) Labor negotiations with the United Phoenix Fire Fighters Association (PFFA) Local 493 regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of employees of the public body pursuant to A.R.S. § 38-431.03.A.5.

Adjournment

Executive Session

Convene immediately following Special City Council Meeting
Executive Room, City Council Chamber

Under the provisions of A.R.S. 38-431.02 there will be a **CLOSED EXECUTIVE SESSION**.

Executive Session Agenda

2. 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) Labor negotiations with the United Phoenix Fire Fighters Association (PFFA) Local 493 regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of employees of the public body pursuant to A.R.S. § 38-431.03.A.5.

The above-named Public Body of the City of Peoria, Arizona will convene into Executive Session pursuant to A.R.S. 38-431.03 for those items listed on the agenda. Only those persons who are:

- Members of the Public Body, or
- Officers of the City that are required to attend, or
- Those individuals whose presence is reasonably necessary for the Public Body to carry out its Executive Session responsibilities as determined by the City Attorney may be present during the Executive Session.

All persons who remain present during the Executive Session are reminded that the business conducted in Executive Session, including all discussion taking place herein, is confidential and may not be disclosed to any person, except as permitted by law.

Arizona Open Meeting Act:

Arizona law requires that persons who are present in an executive session receive instruction regarding the confidentiality requirements of the Arizona Open Meetings Act. Minutes and discussions made during executive sessions are confidential and may not be disclosed to any party, except:

- Members of the Council,
- Appointees or employees who were subject of discussion under the personnel item subsection of the Open Meetings Act,
- County Attorney or Attorney General pursuant to an investigation of a violation of the Open Meetings Act, and
- Arizona Auditor General in connection with an audit authorized by law.

Any person who violates or who knowingly aids, agrees to aid, or attempts to aid another person in violating the Arizona Open Meetings Law may be punished by fine of up to \$500.00 per violation and/or by removal from public office.

Study Session

Convene immediately following Executive Session Meeting

Roll Call

Study Session Agenda

Subject(s) for Discussion Only

3. Charter Amendment Review Process

Adjournment

Regular Meeting

7:00 P.M. Convene

Pledge of Allegiance

Roll Call

Final Call to Submit Speaker Request Forms

Presentation

4. Proclamation Recognizing the 100-Year Anniversary of the American Legion Auxiliary

Consent Agenda

CONSENT AGENDA: All items listed on the Consent Agenda 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.

Consent

5 C. Minutes

Discussion and possible action to approve the following minutes:

- August 13, 2019 City Council meeting minutes
- September 3, 2019 City Council meeting minutes
- September 16, 2019 Special City Council meeting minutes

6 C. **Code Amendment, Chapter 3, Boards and Commissions, Judicial and Public Defender Advisory Board**

Discussion and possible action to adopt **ORD. 2019-23** amending Chapter 3 of the Peoria City Code, pertaining to the Judicial Selection Advisory Board and the Public Defender Contract Review Committee, by abolishing the Judicial Selection Advisory Board and the Public Defender Contract Review Committee and creating the Judicial and Public Defender Advisory Board.

7 C. **Code Amendment, Chapter 3, Boards and Commissions, Parks, Recreation and Community Facilities Board**

Discussion and possible action to adopt **ORD. 2019-24** amending Chapter 3 of the Peoria City Code, pertaining to the Library Board and the Parks and Recreation Board, by abolishing the Library Board and the Parks and Recreation Board and creating the Parks, Recreation and Community Facilities Board.

8 C. **Code Amendment, Chapter 19, Cable Communication Systems**

Discussion and possible action to adopt **ORD. 2019-25** amending Chapter 19 of the Peoria City Code pertaining to Cable Communication Systems to conform to State law governing video service licenses.

9 C. **Contract, DBA Construction, Inc. Municipal Operations Center, Lighting Improvements**

Discussion and possible action to: (a) approve an individual job order utilizing an existing JOC contract with DBA Construction, Inc. in the amount of \$411,420 not to exceed the guaranteed maximum price (GMP) to construct the Municipal Operations Center (MOC) Lighting Improvements project; and (b) approve a budget transfer in the amount of \$100,000.

10 C. **Intergovernmental Agreement Amendment, Maricopa County HOME Consortium, HOME Investment Partnership Program Grant Funds**

Discussion and possible action to approve an Intergovernmental Agreement amendment with Maricopa County governing the City's annual HOME Investment Partnership Program grant allocation to include the Federal Fiscal Year 2019 (current) allocation.

11 C. **Fiscal Year 2019 Year-End and Fiscal Year 2020 First Quarter Budget Amendments**

Discussion and possible action to approve the Fiscal Year 2019 Year-End Budget Amendments and Fiscal Year 2020 Budget Amendments and Carryovers.

12 C. **Budget Amendment, IT Carryovers**

Discussion and possible action to authorize a budget amendment in the amount of \$1,103,040, including the use of \$94,000 in fund balance in the IT Operations Fund, in order to use Fiscal Year 2019 operating budget savings for various IT purposes.

13 C. **Stipulation Modification, Haciendas at White Peak, 139th Avenue and Morning Vista Lane**

Discussion and possible action to adopt **ORD. 2019-26** approving the request to modify the conditions of approval (*Ordinance No. 2018-27*) pertaining to the Haciendas at White Peak PAD zoning for a 60 acre site located west of the northwest corner of 135th Avenue and Morning Vista Lane.

14 C. **Deeds and Easements, Various Locations**

Discussion and possible action to adopt **RES. 2019-121** accepting Deeds and Easements for various Real Property interests acquired by the City.

15 C. **Abandonment of City Interest, Water Line Easement, 85th Avenue Self Storage**

Discussion and possible action to adopt **RES. 2019-122** abandoning the City's interest in a portion of a Water Line Easement in the vicinity of 85th Avenue and Northern Avenue.

Call To The Public (Non-Agenda Items)

If you wish to address the City Council, please complete a Speaker Request Form and return it to the clerk before the call to order for this meeting. The City Council is not authorized by state law to discuss or take action on any issue raised by public comment until a later meeting.

Reports from City Manager

16. **Reports**

A. **Recognition of Street Sweepers**

B. **2020 Council Meeting Calendar**

C. **Upcoming Special Events**

Reports from City Council

Reports from the Mayor

Adjournment

NOTE: Documentation (if any) for items listed on the Agenda is available for public inspection, a minimum of 24 hours prior to the Council Meeting, at any time during regular business hours in the Office of the City Clerk, 8401 W. Monroe Street, Room 150, Peoria, AZ 85345.

Accommodations for Individuals with Disabilities. Alternative format materials, sign language interpretation and assistive listening devices are available upon 72 hours advance notice through the Office of the City Clerk, 8401

West Monroe Street, Peoria, Arizona 85345 - Phone: (623) 773-7340 or FAX (623) 773-7304. To the extent possible, additional reasonable accommodations will be made available within the time constraints of the request. The City has a TDD line where accommodations may be requested at: (623) 773-7221.

Public Notice

In addition to the City Council members noted above, one or more members of the City of Peoria Boards and Commissions may be present to observe the City Council meeting as noticed on this agenda.

City Council Meetings can be viewed live on Channel 11 (Cox Cable) and are available for viewing on demand at <https://www.peoriaaz.gov/government/mayor-and-city-council/city-council-videos>

City Manager

Jeff Tyne

City Clerk

Rhonda Geriminsky

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 3.

Date Prepared: 9/23/2019

Council Meeting Date: 10/1/2019

TO: Honorable Mayor and City Council
FROM: Jeff Tyne, City Manager
SUBJECT: Charter Amendment Review Process

Summary:

The City Attorney will give an overview of the process and timeline for the creation of an Ad Hoc City Charter Review Committee and present concepts for potential amendments to the City of Peoria Charter. Mayor and Council will be invited to discuss the Committee formation and Charter review process.

Contact Name and Number:

Vanessa Hickman, (623) 773-7331

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 4.

Date Prepared: 9/19/2019

Council Meeting Date: 10/1/2019

TO: Council Members

FROM: Mayor Cathy Carlat

SUBJECT: Proclamation Recognizing the 100-Year Anniversary of the American Legion Auxiliary

Summary:

Founded in 1919, the American Legion Auxiliary helps to advance the mission of The American Legion. As part of the world's largest women's patriotic service organization, our local Auxiliary is dedicated to supporting the American Legion and honoring the sacrifice of those who serve by enhancing the lives of our veterans, military, and their families. They are exceptional community partners who advocate for our veterans, educate our citizens, and mentor our youth. In addition, the Auxiliary faithfully promotes patriotism, good citizenship, peace, and security.

Tonight, we will be presenting the John J. Morris American Legion Auxiliary Unit 62 with a proclamation recognizing their 100-Year Anniversary.

Staff Recommendation:

To recognize the American Legion Auxiliary's 100-year Anniversary.

ATTACHMENTS:

Proclamation

Contact Name and Number:

Anthony Alejandro, (623) 773-5133

Proclamation

Whereas, the first words of the American Legion Auxiliary preamble are "For God and Country." Members pledge to foster patriotism, preserve and defend the Constitution, promote allegiance to God and Country, and uphold the basic principles of freedom of religion, speech, and press; and

Whereas, the American Legion Auxiliary members are veterans, military or direct family members of those who are serving, or have served during times of conflict protecting our freedom; and

Whereas, the Auxiliary to the American Legion, through its over 8000 units and more than 600,000 members throughout the United States provide millions of volunteer hours supporting veterans, military, families and communities; and together they embody the spirit of America that prevails through war and peace and solidly stands behind American ideals; and

Whereas, the John J. Morris Unit 62 in Peoria, Arizona, with nearly 800 members, has been nationally recognized for its contributions to veterans, military, family and communities and is an integral part of the American Legion Auxiliary in Arizona and the United States; and

Whereas, having been founded on November 10th, 1919, the American Legion Auxiliary will celebrate its 100th anniversary in 2019 during the American Legion Family Fall Conference held annually in Tucson, AZ.

NOW, THEREFORE I, Cathy Carlat, Mayor of the City of Peoria, Arizona, do hereby proclaim November 10th, 2019 as

"American Legion Auxiliary Centennial Day"

and urge all people of Peoria, Arizona to celebrate the accomplishments of the American Legion Auxiliary, the Department of Arizona and Unit 62 and consider volunteering in support of veterans, military, families and youth.

In Witness Whereof, I have set my hand and caused the Seal of the City of Peoria, Arizona to be affixed this 1st day of October, 2019.

Cathy Carlat, Mayor

Attest:

Rhonda Geriminsky, City Clerk

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 5C.

Date Prepared: 6/18/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Andy Granger, Deputy City Manager
FROM: Rhonda Geriminsky, City Clerk
SUBJECT: Minutes

Purpose:

Discussion and possible action to approve the following minutes:

- August 13, 2019 City Council meeting minutes
- September 3, 2019 City Council meeting minutes
- September 16, 2019 Special City Council meeting minutes

ATTACHMENTS:

August 13, 2019 City Council Meeting Minutes
September 3, 2019 City Council Meeting Minutes
September 16, 2019 Special City Council Meeting Minutes

Contact Name and Number:

Rhonda Geriminsky, (623) 773-7340

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
August 13, 2019

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 5:00 p.m.

Members Present: Mayor Cathy Carlat; Vice Mayor Bridget Binsbacher; Mayor Pro Tem Vicki Hunt; Councilmembers Denette Dunn, Jon Edwards, Michael Finn and Bill Patena.

Members Absent: None.

Other Municipal Officials Present: Jeff Tyne, City Manager; Andy Granger, Deputy City Manager; Katie Gregory, Deputy City Manager; Erik Strunk, Deputy City Manager; Vanessa Hickman, City Attorney; Sonia Andrews, Finance Director; Cape Powers, Water Services Director; Jim Bratcher, Emergency Medical Services Chief; Christine Nickel, Human Resources and Lori Dyckman, Deputy City Clerk.

Audience: No members of the public were present.

STUDY SESSION AGENDA

Subject(s) for Discussion Only

1. **Joint Presentation Regarding the Interests of the United Phoenix Fire Fighters Association Local 493 and the City Council**

Jeff Tyne, City Manager, provided background information on the process and introduced Human Resources and Fire staff that were present.

Christine Nickel, acting Human Resources Director, presented regarding the interests of the United Phoenix Fire Fighters Association Local 493 Peoria Chapter and the City Council. Information included:

- Scope of Bargaining: Negotiation Items
 - o There are no laws that require cities to participate in the “meet and confer” process
 - o City of Peoria has a meet and confer process in Chapter 6 of City Code which identifies three areas of negotiation: wages, hours and conditions of work
- Roles of the Public Employer
 - o City Council provides direction and indicates priorities to staff negotiators

- o City Staff is responsible to negotiate on behalf of City Council and explore the best avenues to achieve the interests of both City Council and the employee association
- There are currently four Memorandum of Understandings (MOU) between the City of Peoria and the following employee associations:
 - o Phoenix Firefighters Association Local 493 (PFFA)
 - 181 fire employees represented
 - MOU expires June 30, 2020
 - o City of Peoria Police Supervisors (COPPS)
 - 25 police sergeants represented
 - MOU expires June 30, 2021
 - o Peoria Police Officer Association (PPOA)
 - 153 police officers represented
 - MOU expires June 30, 2021
 - o American Federation of State, County and Municipal Employees (AFSCME)
 - 470 employees represented
 - MOU expires June 30, 2022
- Action Steps – Negotiations 2019
 - o Labor Request must be submitted by September 1, 2019
 - o Joint presentation must be delivered to City Council by September 30, 2019
 - o Formal negotiations begin within 10 days of joint presentation to City Council
 - o Negotiations end November 12, 2019, the date of the final City Council meeting of the year, and a final presentation is given to City Council
 - o If no agreement is reached by November, either side may request mediation
 - o If an agreement is not reached following mediation, city staff will get further direction from City Council
- Council Interest – Negotiations 2019
 - o Priority – High Performing Employees
 - Employer of Choice
 - Well trained and competent
 - Highly skilled and motivated
 - o Priority – Fiscally Prudent
 - Ensure City's financial viability
 - Sustain core services
 - o Labor/Management Relationships
 - Mutually respectful and positive
 - Collaboration and problem solving
 - o Negotiation Process
 - Transparency
 - Role integrity
 - Ground rules

- Regular communications
- o Memorandum of Understanding
 - Multi-year agreement
 - Data-driven decisions on compensation
 - Clear and concise language
 - Roles and responsibilities

Hunter Clare, President Local 493 Peoria Chapter, presented regarding the proposals of the United Phoenix Fire Fighters Association Local 493 Peoria Chapter (UPFFA). Information included:

- UPFFA Goals
 - o Be market competitive in max compensation of annual salary
 - o Be competitive in total package compensation
 - o Increase funding into 457 and RHS retirement programs
 - o Implement programs that are unique to attract the best candidates
 - o Create healthcare options that provide protections for the exposures encountered over a career
 - o Amend the language to mirror current and agreed to past practices while correcting errors from last negotiations
 - o Move away from pattern bargaining and allow each group to negotiate for the needs of their association
- UPFFA Background
 - o Pension Reform
 - o Fire Insurance Premium Tax Credit
 - o No Social Security
 - o No 401-A
- UPFFA Membership
 - o All Hazards Fire Department
 - o Largest scope of practice for firefighter paramedics in Arizona
 - o Expanded services with alternative response vehicles (ARVs) and ambulances
 - o Peoria Fire Fighter Charities and Association Efforts
 - o Commitment to City of Peoria
- UPFFA Pay Deficits
 - o Max annual salary for Department as a whole
 - 4.33% ahead of the bottom
 - 9% behind the top
 - o Firefighters
 - 7% ahead of the bottom
 - 5% behind the top
 - o Engineers
 - 1% ahead of the bottom
 - 15% behind the top

- o Captains
 - 5% ahead of the bottom
 - 7% behind the top
- UPFFA Asks
 - o Market Competitive
 - Annual salary
 - Total compensation
 - o Enhanced Programs
 - Medical
 - Retirement
 - Employee Assistance Programs
 - o Clarify Contract
 - No cost language changes

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 5:29 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 Edwards led the Pledge of Allegiance.

Members Present: Mayor Cathy Carlat; Vice Mayor Bridget Binsbacher; Mayor Pro Tem Vicki Hunt; Councilmembers Denette Dunn, Jon Edwards, Michael Finn and Bill Patena.

Members Absent: None.

Other Municipal Officials Present: Jeff Tyne, City Manager; Andy Granger, Deputy City Manager; Katie Gregory, Deputy City Manager; Erik Strunk, Deputy City Manager; Vanessa Hickman, City Attorney; Lori Dyckman, Deputy City Clerk; Thomas Adkins, Intergovernmental Affairs Director; Sonia Andrews, Finance Director; Robert Brewster, Deputy Fire Chief; Kevin Burke, Public Works Director; Chris Hallett, Neighborhood and Human Services Director; Chris Jacques, Planning and Community Development Director; Adina Lund, Development and Engineering Director; Art Miller, Police Chief; Christine Nickel, Acting Human Resources Director; Cape Powers, Water Services Director; John Sefton, Parks, Recreation, and Community Facilities Director; Jennifer Stein, Office of Communications Director; Jay Davies, Chief of Staff; Sharon Roberson, Assistant to the City Manager; Kristina Roman, City Clerk's Office; and George Anagnost, Presiding Municipal Judge.

Audience: Approximately 10 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.

Swearing in by Presiding Municipal Judge George Anagnost and Seating of New Council Youth Liaisons

Presiding Municipal Judge George Anagnost administered the Oath of Office to Council Youth Liaisons Brighton Greathouse and Ritika Ravindran.

Mayor Carlat declared a short recess at 7:04 p.m. and Council reconvened at 7:08 p.m.

Members Present: Mayor Cathy Carlat; Vice Mayor Bridget Binsbacher; Mayor Pro Tem Vicki Hunt; Councilmembers Denette Dunn, Jon Edwards, Michael Finn and Bill Patena.

Council Youth Liaisons: Brighton Greathouse and Ritika Ravindran.

Members Absent: None.

Other Municipal Officials Present: Jeff Tyne, City Manager; Andy Granger, Deputy City Manager; Katie Gregory, Deputy City Manager; Erik Strunk, Deputy City Manager; Vanessa Hickman, City Attorney; Lori Dyckman, Deputy City Clerk; Thomas Adkins, Intergovernmental Affairs Director; Sonia Andrews, Finance Director; Robert Brewster, Deputy Fire Chief; Kevin Burke, Public Works Director; Chris Hallett, Neighborhood and Human Services Director; Chris Jacques, Planning and Community Development Director; Adina Lund, Development and Engineering Director; Art Miller, Police Chief; Christine Nickel, Acting Human Resources Director; Cape Powers, Water Services Director; John Sefton, Parks, Recreation, and Community Facilities Director; Jennifer Stein, Office of Communications Director; Jay Davies, Chief of Staff; Sharon Roberson, Assistant to the City Manager; and Kristina Roman, City Clerk's Office

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: 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 announced that the Consent Agenda included a Public Hearing on liquor license applications for:

- (a) Pizza Hut #26993 located at 6750 West Peoria Avenue #111
- (b) Pizza Hut #30433 located at 9151 West Peoria Avenue #101
- (c) Pizza Hut #28436 located at 21391 North Lake Pleasant Parkway #1840

(d) Dong Que Restaurant located at 7420 West Cactus Road #B9 & B10.

There were no requests from those present to address this agenda item.

Mayor Carlat asked if any Councilmember wished to have an item removed from the Consent Agenda. Having no requests from Council, motion was made by Vice Mayor Binsbacher, seconded by Councilmember Edwards, to approve the Consent Agenda.

Upon vote, the motion carried unanimously 7 to 0.

2C. Minutes

Approved the following minutes:

- May 7, 2019 City Council meeting minutes
- May 21, 2019 City Council meeting minutes
- June 4, 2019 City Council meeting minutes
- June 18, 2019 City Council meeting minutes

3C. Board and Commission Appointment

Approved the recommendations from the Council Boards and Commissions Subcommittee and adopted **RES. 2019-103** appointing Glenna Hale as a regular member of the Arts Commission and Anthony Feiter as an alternate member of the Planning and Zoning Commission.

4C. Code Amendment, Chapter 20, 2019 Development Impact Fees

Adopted **ORD. 2019-21** amending Chapter 20 of the Peoria City Code pertaining to the 2019 Development Impact Fees.

5C. Right-of-Way Annexation, Happy Valley Parkway, Agua Fria River to Loop 303

Adopted **ORD. 2019-22** approving the annexation of a segment of unincorporated Happy Valley Parkway from the Agua Fria River to the Loop 303 and declaring an emergency.

6C. Agreement, The Nature Conservancy, Protect River Flows and Water Quality In the Salt and Verde Rivers

Authorized the City Manager to enter into an agreement with The Nature Conservancy (TNC) to protect river flows and water quality in the Salt and Verde Rivers.

7C. Contract, Felix Construction Company, Salter Well Replacement

Approved a contract with Felix Construction Company for a guaranteed maximum price (GMP) of \$1,580,866 to drill a replacement well at the Salter Well Site.

8C. Contract, JR Filanc Construction Company, Inc., Butler Water Reclamation Facility Aeration System Upgrades

- (a) Approved a contract with JR Filanc Construction Company, Inc. for a guaranteed maximum price not to exceed \$2,600,000 to construct the Butler Water Reclamation Facility (WRF) Aeration System Upgrades project; and
- (b) Authorized a budget amendment in the amount of \$175,000 from the Wastewater Fund Contingency account to the Butler WRF Aeration System Upgrades project account for the use of reserve funds.

9C. Contract Amendment, B&F Contracting, Inc., Trunk Sewer Rehabilitation

Approved a contract amendment with B&F Contracting, Inc. for a guaranteed maximum price (GMP) of \$2,527,456 to rehabilitate 6,131 lineal feet of trunk sewer main as part of the Trunk Sewer Rehabilitation project.

10C. Contract Amendment, J.R. Filanc Construction Company, Inc., Arrowhead Shores Site Rehabilitation

Approved a contract amendment with J.R. Filanc Construction Company, Inc. for a guaranteed maximum price (GMP) of \$2,754,114 to complete construction of the Arrowhead Shores Site Rehabilitation project.

11C. Intergovernmental Agreement, City of Avondale, Maricopa-Stanfield Irrigation and Drainage District and Arizona Department of Water Resources, Water Storage

Authorized the City Manager to enter into an Intergovernmental Agreement with the Maricopa-Stanfield Irrigation and Drainage District (MSIDD) and Arizona Department of Water Resources (ADWR) to store allocated Central Arizona Project (CAP) water at MSIDD's Groundwater Storage Facility (GSF) in Pinal County.

12C. Intergovernmental Agreement, United States Department of Justice, Drug Enforcement Administration, Task Force Participation

- (a) Renewed the Intergovernmental Agreement (IGA) with the Drug Enforcement Administration (DEA) and assigned an officer to the DEA Task Force for a period of not less than two years; and

- (b) Approved a budget amendment in the amount of \$18,649 from the Proposed Grants Contingency Account to the Federal DEA IGA Fund Account to provide expenditure authority for overtime.

13C. Library Services and Technology Act Subgrant - Baby Time!

- (a) Accepted a Collections and Programming (CAP) subgrant of \$4,000 from the Library Services and Technology Act (LSTA) for support of a new infant storytime program at the Library, entitled "Baby Time!"; and
- (b) Authorized a budget amendment in the amount of \$4,000 from the Proposed Grant Contingency account to the Library's Materials Collection and Recreation and Supplies accounts.

14C. Library Services and Technology Act Subgrant - Storytime Collection Update

- (a) Accepted a Collections and Programming (CAP) subgrant of \$4,000 from the Library Services and Technology Act (LSTA) for support of Sunrise Mountain Library's update and expansion of its storytime book collection; and
- (b) Authorized a budget amendment of \$4,000 from the Proposed Grant Contingency account to the Library's Materials Collection account.

15C. Designation of Chief Financial Officer for Submittal of Annual Expenditure Limitation Report

Adopted **RES. 2019-104** designating Sonia Andrews, Chief Financial Officer, to submit the Annual Expenditure Limitation Report to the Arizona Auditor General.

16C. Expenditure Authority, Capital Improvement Program Fund, Fire Department Mobile and Portable Radio Replacement

Authorized expenditure authority from the Fiscal Year 2020 Capital Improvement Program in the amount of \$1,200,000 for the purchase of fire department mobile and portable replacement radios.

17C. Expenditure Authority, Solid Waste Vehicles

Authorized expenditure of funds from the Solid Waste Equipment Reserve Fund for three replacement trucks and the Solid Waste Expansion Fund for two supplemental trucks in the total amount of \$1,580,688.93 to Rush Peterbilt for the purchase of four (4) Peterbilt 520 chassis with New Way Sidewinder 31 cubic yard automated side loaders and one (1) Peterbilt 520 chassis with McNeilus Contender 28 cubic yard front loader.

18C. Investment Report, Quarter Ending June 30, 2019

Reviewed and accepted the Investment Report for quarter ending June 30, 2019 as presented.

19C. Repurpose LED Lighting Retrofit Capital Improvement Project

- (a) Repurposed Public Work's Capital Improvement Project (CIP) LED Lighting Retrofits from indoor LED lights to newly created CIP Project LED Emergency Lighting; and
- (b) Authorized a budget amendment in the amount of \$422,442 from the Municipal Complex Reserve to the newly created CIP Project LED Emergency Lighting project.

20C. Special Event Affiliate Funding for Fiscal Year 2020

Approved of Fiscal Year 2020 "Affiliate Special Event" grant requests from ten different community organizations.

21C. Deeds and Easements, Various Locations

Adopted **RES. 2019-105** accepting Deeds and Easements for various Real Property interests acquired by the City.

22C. Acceptance of Land Rights, Lake Pleasant Parkway and Happy Valley Parkway

Adopted **RES. 2019-106** authorizing the acceptance of land rights from Excel Lake Pleasant located at the southwest corner of Lake Pleasant Parkway and Happy Valley Parkway.

23C. Dedication of Public Roadway, 109th Avenue and Deer Valley Road

Adopted **RES. 2019-107** authorizing the City Manager to execute the Dedication of Public Roadway at the northeast corner of 109th Avenue and Deer Valley Road.

24C. Designate Roadways, Establish Rights-of-Way, Various Locations

Adopted **RES. 2019-108** designating various Real Properties to be used as City roadways and authorized the establishment of Public Rights-of-Way to be opened and maintained by the City as a Public Street.

25C. Final Plat, Avilla Lago, 10310 West Beardsley Road

Approved the Final Plat for Avilla Lago, located at 10310 West Beardsley Road, subject to stipulations.

26C. Final Plat, Canyon State Veterinarian, 7823 West Golden Lane

Approved the Final Plat for Canyon State Veterinarian, located at 7823 West Golden Lane, subject to stipulations.

27C. Replat, Yearling Acres, 93rd Avenue and Yearling Road

Approved the Replat for Yearling Acres Lot 1 and 2, located on 93rd Avenue and Yearling Road, subject to stipulations.

28C. Replat, Lot 6A Alvamar Westwing Mountain, 28756 North 91st Avenue

Approved the Replat for Lot 6A of Alvamar Westwing Mountain, located on 28756 North 91st Avenue, subject to stipulations.

29C. PUBLIC HEARING - Liquor Licenses, Various Locations

Recommend approval to the State Liquor Board for:

- (a) New Wine and Beer (Series 10) Liquor License for Pizza Hut #26993, located at 6750 West Peoria Avenue #111, Theresa J. Morse, Applicant, LL#10018589;
- (b) New Wine and Beer (Series 10) Liquor License for Pizza Hut #30433, located at 9151 West Peoria Avenue #101, Theresa J. Morse, Applicant, LL#20011846;
- (c) New Wine and Beer (Series 10) Liquor License for Pizza Hut #28436, located at 21391 North Lake Pleasant Parkway #1840, Theresa J. Morse, Applicant, LL#20006444;
- (d) Location and Person Transfer for an On-Sale Beer and Wine (Series 07) Liquor License for Dong Que Restaurant, located at 7420 West Cactus Road #B9 & B10, Jeffrey C. Miller, Applicant, LL#20022063.

REGULAR AGENDA

New Business:

30R. Water Infrastructure Finance Authority Loan, Drainage Improvements, Hatfield Road and Pinnacle Peak Road and 67th Avenue and the New River

Sonia Andrews, Finance Director, presented regarding Water Infrastructure Authority (WIFA) Loans. Information included:

- Overview of WIFA loans
 - o No issue costs and interest rates are typically below market rates
 - o City of Peoria may qualify for certain subsidies
 - o Keeping finance costs low will help keep water and sewer rates low
 - o City of Peoria has obtained over \$195M in WIFA loans to fund water and wastewater projects since 2000
 - Greenway Water Treatment Plant - \$37M
 - Pyramid Peak Water Treatment Plant - \$49M
 - Butler Water Reclamation Facility - \$79M
- Steps needed to obtain WIFA loan
 - o Identify project and get approved for priority list
 - o Project must meet WIFA requirements
 - o Submit loan application to WIFA
 - o WIFA Board approves the loan application
 - o City Council to approve the loan agreement with WIFA
 - o Complete the loan agreement
- Information about the current WIFA loan agreement
 - o Loan is for drainage improvements in the area between Hatfield Road and Pinnacle Peak Road from 67th Avenue to the New River.
 - o Total project cost will be \$7.4M
 - o WIFA approved a loan for \$6.3M
 - \$1M in subsidy in the form of principal forgiveness which equals 13.5% of project costs
 - City will only need to repay \$5.3M
 - o Loan will be repaid over 20 years with property taxes similar to General Obligation Bonds

Motion was made by Mayor Pro Tem Hunt, seconded by Vice Mayor Binsbacher, to adopt **RES. 2019-109** authorizing a loan of up to \$6,300,000 with the Water Infrastructure Financing Authority (WIFA) with a \$1,000,000 loan principal forgiveness for the construction of drainage Improvements that will impact the neighborhoods between Hatfield Road and Pinnacle Peak Road and 67th Avenue and the New River.

Upon vote, the motion carried unanimously 7 to 0.

Clerk's Note: Agenda Items 31C, 32R, and 33R were voted on separately by the Vistancia Community Facilities District Board. The legal actions for these items will be reflected separately in the August 13, 2019 Vistancia West Community Facilities District Board minutes.

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager:

34. Reports

Jeff Tyne, City Manager, announced the retirement of Human Resources Director Laura Ingegneri, adding that Ms. Ingegneri is an outstanding leader and assisted with the City of Peoria being a top employer.

Jeff Tyne thanked Councilmember Patena for his efforts with bringing The Vietnam Moving Wall, a half-sized replica of the Vietnam Veteran's Memorial in Washington, D.C., to the City of Peoria. The Vietnam Moving Wall will be hosted at the Veterans Memorial located at Rio Vista Park from September 5, 2019 through September 9, 2019.

A. Special Events Video

A video presentation showcasing upcoming City events was displayed.

Reports from City Council:

Youth Council Liaison Greathouse thanked Mayor and Council for the opportunity to serve as Youth Council Liaison.

Councilmember Patena reported on the recent events he attended, including:

- Grand Opening of the Community Assistance Resource Center
- All American Festival at Peoria Sports Complex
- Peoria Chamber of Commerce Breakfast
- Speaking engagement at the Montecito Senior Living Center

Councilmember Patena invited the public to attend the Opening Ceremony of The Vietnam Moving Wall Memorial located at Rio Vista Park at 8:00 a.m. on September 5, 2019; and welcomed the new Youth Council Liaisons Brighton Greathouse and Ritika Ravindran.

Councilmember Finn reminded residents in the Palo Verde District that bulk trash would be picked up on September 5, 2019, thanked Hunter Claire for his Study Session presentation regarding the interests of the United Phoenix Fire Fighters Association Local 493 Peoria Chapter, and welcomed the Youth Council Liaisons.

Vice Mayor Binsbacher extended her gratitude toward Councilmember Patena and City staff for their efforts regarding the opening of the Community Assistance Resource Center and for The Vietnam Moving Wall coming to the City of Peoria. Vice Mayor Binsbacher announced that a country music festival would be hosted at Lake Pleasant Regional Park in the future; and welcomed the Youth Council Liaison.

Councilmember Edwards reported on the recent events he attended, including:

- Summer Reading Program: 'Alien Invasion Party' and 'It's A Blast! Moonshot Bingo' hosted by the Friends of the Peoria AZ Public Library
- "Stuff the Cruiser" with school supplies hosted by the Police Department Law Enforcement Explorer Program
- School Supply Give Back at the Community Assistance Resources Center hosted by American Federation of State, County and Municipal Employees (AFSCME) and Peoria Police Officer Association (PPOA).

Councilmember Edwards congratulated Youth Council Liaison Greathouse and Youth Council Liaison Ravindran on being selected.

Mayor Pro Tem Hunt thanked Public Works Director Kevin Burke and the Academy of Math and Science, a new charter school in Acacia District, for their efforts regarding road improvement projects in the Acacia District. Mayor Pro Tem Hunt announced the opening of Iron Key Studios and two vintage stores located in Old Town. Mayor Pro Tem Hunt welcomed the Youth Council Liaison and extended her gratitude toward the Friends of Peoria AZ Public Library for donating books to Title 1 schools and to AFSCME, PPOA and Advantage Landscaping for hosting a back to school event.

Councilmember Dunn reported on the recent events she attended, including:

- Grand Opening of the Community Assistance Resource Center
- School Supply Give Back at the Community Assistance Resources Center
- Facility tour of TYR Tactical, business located in Pine District
- South Peoria Community Leadership Meeting
- Grand Opening of the West Valley Veteran's Center

Councilmember Dunn extended a welcome to both Youth Council Liaisons and explained that members of the Youth Advisory Board will be sending letters to combat veterans who are battling cancer.

Youth Council Liaison Ravindran thanked Council and staff for the opportunity to be a Youth Council liaison and expressed her excitement to learn about the Council process.

Reports from the Mayor:

Mayor Carlat acknowledged emergency first responders for their service, and extended her gratitude to Peoria's first responders for their efforts in protecting Peoria's communities.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 7:43 p.m.

Cathy Carlat, Mayor

CERTIFICATION AND ATTESTATION

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 13th day of August, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 1st day of October, 2019.

(Seal)

Rhonda Geriminsky, City Clerk

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
September 3, 2019

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 Bridget Binsbacher; Mayor Pro Tem Vicki Hunt; Councilmembers Jon Edwards, Michael Finn, and Bill Patena.

Members Absent: Councilmember Denette Dunn

Other Municipal Officials Present: Jeff Tyne, City Manager; Andy Granger, Deputy City Manager; Katie Gregory, Deputy City Manager; Vanessa Hickman, City Attorney; Rick Buss, Economic Development Director; David Benton, Chief Assistant City Attorney; Lori Dyckman, Deputy City Clerk; Christine Nickel, Acting Human Resources Director.

Audience: No 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.

CONSENT AGENDA

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.

1C. Authorization to Hold an Executive Session

Motion was made by Councilmember Edwards, seconded by Mayor Pro Tem Hunt, 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) Discussion with legal counsel for legal advice to consider its position and instruct its staff and attorneys regarding the public body's position regarding contract(s) for Project Stagecoach that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation pursuant to A.R.S. §§ 38-431.03.A.3 and 38-431.03.A.4 and 38-431.03.A.7.

- (b) Labor negotiations with the United Phoenix Fire Fighters Association (PFFA) Local 493 regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of employees of the public body pursuant to A.R.S. § 38-431.03.A.5.

Upon vote, the motion passed 6 to 0.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 5:02 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) Discussion with legal counsel for legal advice to consider its position and instruct its staff and attorneys regarding the public body's position regarding contract(s) for Project Stagecoach that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation pursuant to A.R.S. §§ 38-431.03.A.3 and 38-431.03.A.4 and 38-431.03.A.7.
 - (b) Labor negotiations with the United Phoenix Fire Fighters Association (PFFA) Local 493 regarding the salaries, salary schedules, or compensation paid in the form of fringe benefits of employees of the public body pursuant to A.R.S. § 38-431.03.A.5.

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 6:10 p.m.

Members Present: Mayor Cathy Carlat; Vice Mayor Bridget Binsbacher; Mayor Pro Tem Vicki Hunt; Councilmembers Jon Edwards, Michael Finn and Bill Patena, Councilmember Denette Dunn attended by telephone.

Council Youth Liaisons: Brighton Greathouse and Ritika Ravindran.

Members Absent: None.

Other Municipal Officials Present: Jeff Tyne, City Manager; Andy Granger, Deputy City Manager; Katie Gregory, Deputy City Manager; Erik Strunk, Deputy City Manager; Vanessa Hickman, City Attorney; Lori Dyckman, Deputy City Clerk; Thomas Adkins, Intergovernmental Affairs Director; Kris Dalmolin, Information Technology Director; Chris Hallett, Neighborhood and Human Services Director; Chris Jacques, Planning and Community Development Director; Adina Lund, Development and Engineering Director; John Sefton, Parks, Recreation, and Community Facilities Director; Jennifer Stein, Office of Communications Director; and Jay Davies, Chief of Staff.

Audience: Approximately 4 members of the public were present.

STUDY SESSION AGENDA

Subject(s) for Discussion Only

3. General Plan Update

Jeff Tyne, City Manager introduced Chris Jacques, Planning and Community Development Director, and Lorie Dever, Planning Manager who presented regarding:

Chris Jacques, Planning and Community Development Director, presented regarding:

- The General Plan Amendment was presented as a draft amendment that has been a long process over several years
- Staged amendments brought to Council to keep Council updated annually
- 2019 amendments are most extensive brought to Council
- The General Plan Amendment will go to Council in the Spring of 2020 for Council to accept and will appear on the Fall 2020 ballot

Mr. Jacques recognized Ms. Dever and her extensive work as well as other staff that have worked so hard on the General Plan.

- AZ quick facts:
 - o City of Peoria has had a General Plan since 1970s
 - o 1990s – “Growing Smarter” and “Growing Smarter Plus” legislation
 - o According to State Statute, Arizona requires the general plan be ratified by voters at least every 10 years
 - o Major versus minor amendments, major occur once a year must go to council. Minor can occur any time of year
 - o Topics based on population – 17 elements are required for Peoria
 - o Major amendments must go through a 60-day review before taken to council

Relationships:

- City's foundation document to handle growth sets different aspects of growth and development in the City
- Livability Initiatives are aligned with the General Plan
- The document is not a regulatory document

Community Outreach:

- Twelve workshops or open houses throughout the City in the past year
- Online surveys with over 1000 responses
- Youth Outreach
- Pop-up Events
- GPAC and TAC meetings (Advisory Committees)
- Project Updates
- Office of Communications – In the News and Digital Media

Discussion ensued regarding:

People being more open in surveys – did we get valuable information

Lorie Dever, Planning Manager presented regarding:

Key Themes:

- Community Wellness
- Placemaking – making Peoria a destination location
- Fiscal sustainability
- Building on strategic relationships
- Resilient, adaptable and forward thinking

Discussion ensued regarding:

- Land use categories helping with future development
- Where youth services were located in the General Plan

Lorie Dever, Planning Manager continued presenting regarding:

The General Plan schedule:

- September 9, 2019 – Open House at Sunrise Mountain Library
- September 16, 2019 – Open House at DCSB at 6:00 PM
 - o At this time the 60-day review ends
- October 3, 2019 - Planning and Zoning Commission
- October 17, 2019 – Planning and Zoning Commission
- November 12, 2019 – City Council

Discussion ensued regarding: The Mayor wanted to clarify that the General Plan is a 20-year plan that is sent back to the voters every 10 years.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 6:42 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 Finn led the Pledge of Allegiance.

Members Present: Mayor Cathy Carlat; Vice Mayor Bridget Binsbacher; Mayor Pro Tem Vicki Hunt; Councilmembers Jon Edwards, Michael Finn and Bill Patena. Councilmember Denette Dunn attended by telephone.

Council Youth Liaisons: Brighton Greathouse and Ritika Ravindran.

Members Absent: None.

Other Municipal Officials Present: Jeff Tyne, City Manager; Andy Granger, Deputy City Manager; Katie Gregory, Deputy City Manager; Erik Strunk, Deputy City Manager; Vanessa Hickman, City Attorney; Lori Dyckman, Deputy City Clerk; Thomas Adkins, Intergovernmental Affairs Director; Sonia Andrews, Finance Director; Kevin Burke, Public Works Director; Rick Buss, Economic Development Services Director; Chris Hallett, Neighborhood and Human Services Director; Chris Jacques, Planning and Community Development Director; Adina Lund, Development and Engineering Director; Art Miller, Police Chief; Christine Nickel, Acting Human Resources Director; Cape Powers, Water Services Director; Bobby Ruiz, Fire Chief; John Sefton, Parks, Recreation, and Community Facilities Director; Jennifer Stein, Office of Communications Director; Jay Davies, Chief of Staff; and Anne Thomson, City Clerk Specialist.

Audience: Approximately 14 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. Certificate of Appointment to Newly Appointed Board and Commission Members

Mayor Carlat and Councilmember Patena presented Certificates of Appointment to the following Board and Commission members who were appointed by Resolution at the August 13, 2019 City Council meeting.

- Anthony Feiter, Planning and Zoning Commission

5. National Library Card Month

Nathaniel Washburn, Library and Cultural Services Manager, introduced Diane Jordan, Friends of the Peoria Public Library President.

Ms. Jordan gave a presentation promoting National Library Card Month and the importance and value of having a library card.

6. Youth Advisory Board Year-End Update

Chris Hallett, Neighborhood and Human Services Director, Dawn Prince, Family and Youth Services Manager and Youth Council Liaisons Brighton Greathouse and Ritika Ravindran provided an overview of the annual accomplishments and activities of the Youth Advisory Board. The accomplishments were aligned to the six strategic goals of the Youth Master Plan including:

- Education and Life Preparation
- Safety
- Access
- Community Collaboration
- Civic Engagement
- Out-of-School Enrichment
- 2019-2020 Youth Advisory Board Goals

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 announced that the Consent Agenda included a Public Hearing on a liquor license application for Pita Jungle, located at 9792 West Northern Avenue; a liquor license application for Mochilero Kitchen, located at 6791 West Happy Valley Road Suite 100 and a liquor license application for Famous Dave's located at 16148 North 83rd Avenue. There were no requests from those present to address this agenda item.

Mayor Carlat asked if any Councilmember wished to have an item removed from the Consent Agenda. Having no requests from Council, motion was made by Mayor Pro Tem Hunt, seconded by Councilmember Edwards, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

7C. Agreement, ICMA-RC Administration Services, 457, 401a and Retiree Health Savings Plan

Authorized the City Manager to enter into an agreement with ICMA-RC to provide basic administration, enrollment, participant communication and education, investment management and record keeping services for the existing 457, 401a and Retiree Health Savings plans.

8C. Grants, Benevilla and Soldier's Best Friend, Gila River Indian Community

Adopted **RES. 2019-110** and **RES. 2019-111** authorizing the City to act as the pass-through municipality for local 501c3 organizations seeking grant funding from Gila River Indian Community.

9C. Grant, Tree Resource Enhancement and Engagement

- (a) Accepted the Tree Resource Enhancement and Engagement (TREE) Grant to complete the Citywide tree inventory and conditional assessment; and
- (b) Authorized a budget amendment in the amount of \$3000.00 from the Proposed Grant Contingency account to the Contracted Landscape Maintenance account.

10C. Intergovernmental Agreement, State of Arizona, Department of Public Safety, Gang and Immigration Intelligence Team Enforcement Mission Officer

Authorized the City Manager to execute an Intergovernmental Agreement (IGA) with the State of Arizona through the Department of Public Safety, to assign one officer to the Gang and Immigration Intelligence Team Enforcement Mission.

11C. Intergovernmental Agreement Amendment, Arizona Board of Regents, University of Arizona, Water Resources Research Center, Arizona Project WET Program

Approved Amendment 1 to an Intergovernmental Agreement (IGA) with the Arizona Board of Regents, University of Arizona, Water Resources Research Center, for the Arizona Project Water Educations for Teachers (WET) Program.

12C. Budget Amendment, Project Cities

Approved a budget amendment in the amount of \$50,000 from the General Fund contingency account using General Fund reserve one-time funds, providing authority to fulfill the contract obligations with Arizona State University for Project Cities.

13C. Land Rights, Happy Valley Parkway Improvements, Target Corporation

Adopted **RES. 2019-112** authorizing the execution of an agreement with Target Corporation for the acceptance of land rights from Target Corporation and conveyance of land rights to Target Corporation associated with the Happy Valley Parkway – Lake Pleasant Parkway to Loop 303 Improvement Project.

14C. Acceptance of Land Rights, 83rd Avenue and Ludlow Drive

Adopted **RES. 2019-113** authorizing the acceptance of permanent and temporary land rights from the parcels located west of 83rd Avenue on the north and south sides of Ludlow Drive for the installation of a traffic signal.

15C. Condominium Replat, Building B5E Arrowhead Business Park, 87th Avenue and Kelton Lane

Approved a condominium replat of Building B5E Arrowhead Business Park, located on 87th Avenue and Kelton Lane, subject to stipulations.

16C. PUBLIC HEARING - Liquor License, Various Locations

Recommended approval to the State Liquor Board for (a) a New Restaurant (Series 12) Liquor License for Pita Jungle, located at 9792 West Northern Avenue, Fouad Khodr, Applicant, LL#20022228; (b) a New Restaurant (Series 12) Liquor License for Mochilero Kitchen, located at 6791 West Happy Valley Road Suite #100, Meliza L. Miranda, Applicant, LL#20022226; (c) a New Restaurant (Series 12) Liquor License for Famous Dave's, located at 16148 North 83rd Avenue, Amy S. Nations, Applicant, LL#20022227.

REGULAR AGENDA

New Business:

17R. Intergovernmental Agreement, City of Surprise, City of Goodyear, Community Paramedicine Pilot Project

Bobby Ruiz, Fire Chief, and Deputy Chief Jim Bratcher presented regarding Community Paramedicine. Information included:

- Paramedicine helps avoid unnecessary emergency department visits and hospital readmission while improving patient quality of life
- Provide cost effective healthcare
- EMS prevention
 - o Frequent users
 - o Hospital readmissions

- Right care, in the right place at the right time
- Grant received from United Healthcare

How it works:

- One unit will be available three days a week, eight hours a day
- Will respond to pre-scheduled appointments
- Will respond when requested to 911 calls
- A one year project
- Re-engage community partnerships
- Data analysis
 - o Impact on community health
 - o Sustainability

Motion was made by Councilmember Edwards, seconded by Vice Mayor Binsbacher, to authorize the City Manager to execute an Intergovernmental Agreement (IGA) with the City of Surprise and the City of Goodyear, to conduct a one-year Regional Community Paramedicine pilot project with grant funding from United Health Care.

Upon vote, the motion carried unanimously 7 to 0.

Call To The Public (Non-Agenda Items)

Ian Wanl, City of Phoenix resident, addressed Council regarding the bus service in Peoria. He expressed concerns for the lack of bus routes.

Reports from City Manager:

Jeff Tyne, City Manager, announced that Dawn Prince, Family and Youth Services Manager, had accepted the position of Deputy City Manager in the City of Douglas, Arizona.

18. Reports

A. Recognition from Arizona Parks and Recreation Association 2019 Awards

John Sefton, Parks, Recreation, and Community Facilities Director, attended a Parks and Recreation conference in Oro Valley, Arizona and announced that the City of Peoria was recognized in two categories.

- Outstanding Public Official - Mayor Cathy Carlat
- Outstanding Aquatics Program - Michael Phelps Foundation event

B. Recognition of Janet Ramsay, American Public Works Association Professional of the Year

Kevin Burke, Public Works Director, announced that Janet Ramsey, Public Works Street Operations Manager, was recognized as the American Public Works Association Professional of the Year and presented her a plaque.

C. Special Events Video

A video presentation highlighting the following upcoming events was displayed:

- Somos Peoria
- 2nd Saturday beginning on October 12, 2019

Reports from City Council:

Council Youth Liaison Greathouse reported on the Youth Advisory Board Annual Retreat.

Councilmember Patena reported on recent events he attended, including:

- The League of Arizona Cities Annual Conference in Tucson, Arizona from August 20 through August 22. Councilmember Patena reported that members of the Youth Advisory Board also attended the Annual Conference. Councilmember
- An ice cream social at Apache Elementary on August 26th
- Peoria Diamond Club Event on August 26th
- Parkridge Home Owners Association meeting on August 28th

Councilmember Patena wanted to remind citizens about the Vietnam Moving Wall. Councilmember Patena reported that he enjoyed the Youth Program update, congratulated Janet Ramsey, the Parks and Recreation Aquatics department and Mayor Carlat on their awards.

Councilmember Finn reported that he attended the League of Arizona Cities Annual Conference in Tucson, Arizona from August 20 through August 22. Councilmember Finn complimented the Mayor on her Emceeing of the League luncheon at the Annual Conference. Councilmember Finn congratulated Janet Ramsey, the Parks and Recreation Aquatics department and Mayor Carlat on their awards and wished Dawn Prince good luck. Councilmember Finn reminded residents about bulk trash pick-up.

Vice Mayor Binsbacher reported on the recent events she attended, including:

- The League of Arizona Cities Annual Conference in Tucson, Arizona from August 20 through August 22
- GPEC 101 on August 27th

Vice Mayor Binsbacher wished Dawn Prince luck, commended the Planning department on the General Plan, thanked Janet Ramsey, the Parks and Recreation Aquatics department and Mayor Carlat on their awards and thanked Friends of Peoria Library,

the Youth Advisory Board and the Paramedicine on their reports.

Councilmember Edwards reported on the recent events he attended, including:

- The League of Arizona Cities Annual Conference in Tucson, Arizona from August 20 through August 22
- The Youth Advisory Board Resource Fair on August 24th

Councilmember Edwards thanked Councilmember Patena for his work on organizing the Vietnam Moving Wall. Councilmember Edwards congratulated the Mayor, Janet Ramsey and Dawn Prince. Councilmember Edwards thanked the city staff as a whole for making the city great.

Mayor Pro Tem Hunt congratulated Mayor Carlat on her award. Mayor Pro Tem Hunt welcomed Mr. Carrico to the City. Mayor Pro Tem Hunt wished Dawn Prince good luck. Mayor Pro Tem Hunt thanked Diane Jordan for her presentation and all that the Friends of Peoria Public Library do for Peoria's libraries and literacy. Mayor Pro Tem Hunt congratulated the youth for the good work they do. Mayor Pro Tem Hunt congratulated Janet Ramsey.

Councilmember Dunn reported that she attended the League of Arizona Cities Annual Conference in Tucson, Arizona from August 20 through August 22. Councilmember Dunn congratulated the Mayor. Councilmember Dunn attended Code 101 classes for residence.

Council Youth Liaison Ravindran congratulated the City officials and Mayor on their awards. Council Youth Liaison Ravindran reported that some of the Youth Advisory Board attended the League of Arizona Cities Parade of Flags at the Annual Conference.

Reports from the Mayor:

Mayor Carlat thanked the Council Youth Liaisons for presenting regarding the Youth Advisory Board year-in-review. Mayor Carlat remarked how humbled she was for receiving her award. Mayor Carlat congratulated the Parks and Recreation Aquatics department and Janet Ramsey on their awards, and congratulated Dawn Prince on her new endeavors. Mayor Carlat remarked that Vice Mayor Binsbacher has been recognized as one of the Most Influential Women in Arizona.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:06 p.m.

Cathy Carlat, Mayor

CERTIFICATION AND ATTESTATION

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 3rd day of September, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 1st day of October, 2019.

(Seal)

Rhonda Geriminsky, City Clerk

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
September 16, 2019

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 11:00 a.m.

Members Present: Mayor Cathy Carlat; Vice Mayor Bridget Binsbacher; Mayor Pro Tem Vicki Hunt; Councilmembers Denette Dunn (by telephone), Jon Edwards (by telephone), Michael Finn (by telephone) and Bill Patena.

Members Absent: None.

Other Municipal Officials Present: Andy Granger, Deputy City Manager; Vanessa Hickman, City Attorney; Rhonda Geriminsky, City Clerk and Lori Dyckman, Deputy City Clerk.

Audience: No members of the public were present.

REGULAR AGENDA

New Business:

1R. Canvass of August 27, 2019 Special Primary Election

Discussion and possible action to adopt **RES. 2019-114** approving the official Canvass of Election for the August 27, 2019 Special Primary Election.

Rhonda Geriminsky, City Clerk, reported on the August 27, 2019 canvass of the Special Primary Election for the Pine District seat.

Motion was made by Councilmember Patena, seconded by Mayor Pro Tem Hunt to adopt **RES. 2019-114** approving the official Canvass of Election for the August 27, 2019 Special Primary Election.

Councilmember Denette Dunn recused herself.

Upon vote, the motion carried unanimously 6 to 0.

Call To The Public (Non-Agenda Items)

None.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 11:03 a.m.

Cathy Carlat, Mayor

CERTIFICATION AND ATTESTATION

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 16th day of September, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 1st day of October, 2019.

(Seal)

Rhonda Geriminsky, City Clerk

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 6C.

Date Prepared: 6/11/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager

THROUGH: Andy Granger, Deputy City Manager

FROM: Rhonda Geriminsky, City Clerk

SUBJECT: Code Amendment, Chapter 3, Boards and Commissions, Judicial and Public Defender Advisory Board

Purpose:

Discussion and possible action to adopt **ORD. 2019-23** amending Chapter 3 of the Peoria City Code, pertaining to the Judicial Selection Advisory Board and the Public Defender Contract Review Committee, by abolishing the Judicial Selection Advisory Board and the Public Defender Contract Review Committee and creating the Judicial and Public Defender Advisory Board.

Summary:

The Boards and Commissions Process Review Workgroup was created in 2018 for the purpose of reviewing the City's current Boards and Commissions and their scopes as well as the processes used to manage the Boards and Commissions. The Workgroup consists of representatives from each of the current Boards and Commissions throughout the City. A member of the Workgroup met with the Mayor and each of the Councilmembers to ascertain their needs from the Boards and Commissions. In reviewing the current Boards and Commissions, the goals of the Workgroup were to ensure that:

- Council's goals and visions for Peoria's future were being met
- Existing Boards and Commissions were streamlined when possible
- Each Board and Commission provides meaningful engagement opportunities for its membership

Recommendations related to the scope and member make-up of each Board and Commission are brought forth as Phase 1 of the Workgroup recommendations. In Phase 2, the Workgroup will recommend amendments to the administration of Boards and Commissions.

The Workgroup recommended that the Judicial Selection Advisory Board and the Public Defender Contract Review Committee be merged into one board identified as the Judicial and Public Defender Advisory Board.

Currently, there are three (3) active members on the Judicial Selection Advisory Board with two

(2) appointments scheduled to expire on June 30, 2020. There are four (4) active members on the Public Defender Contract Review Committee with one (1) appointment scheduled to expire on June 30, 2020. Effective January 1, 2020, the Judicial and Public Defender Advisory Board is proposed as a seven-member Board; however, not all current members' positions meet the requirements of the new Board member positions. When three (3) members' terms expire on June 30, 2020, effective July 1, 2020, the Board member positions will meet the proposed Board membership requirements.

Staff Recommendation:

This is a request for City Council to adopt an Ordinance amending Chapter 3 (Boards and Commissions) of the Peoria City Code by abolishing the Library Board, the Judicial Selection Advisory Board and the Public Defender Contract Review Committee in their entirety and creating the Judicial and Public Defender Advisory Board.

Fiscal Analysis:

There is no fiscal impact.

ATTACHMENTS:

Ordinance

Contact Name and Number:

Rhonda Geriminsky, (623) 773-7340

ORDINANCE NO. 2019-23

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, AMENDING CHAPTER 3 OF THE PEORIA CITY CODE BY REPEALING SECTION 3-58 IN ITS ENIRETY PERTAINING TO THE PUBLIC DEFENDER CONTRACT REVIEW COMMITTEE; BY REPEALING SECTION 3-59 IN ITS ENTIRETY PERTAINING TO THE PUBLIC DEFENDER CONTRACT REVIEW COMMITTEE; POWERS AND DUTIES; BY ABOLISHING THE JUDICIAL SELECTION ADVISORY BOARD AND THE PUBLIC DEFENDER CONTRACT REVIEW COMMITTEE AND CREATING AND ESTABLISHING THE JUDICIAL AND PUBLIC DEFENDER ADVISORY BOARD; BY AMENDING SEC. 3-29 PERTAINING TO JUDICIAL SELECTION ADVISORY BOARD; ESTABLISHMENT AND MEMBERSHIP; POWERS AND DUTIES; OPERATING PROCEDURES; AND RENAMING SECTION 3-29 JUDICIAL AND PUBLIC DEFENDER ADVISORY BOARD; ESTABLISHMENT AND MEMBERSHIP; BY AMENDING SECTION 3-30 PERTAINING TO LIBRARY BOARD; CREATED; AND RENAMING SECTION 3-30 JUDICIAL AND PUBLIC DEFENDER ADVISORY BOARD; POWERS AND DUTIES; AND PROVIDING FOR SEVERABILITY AND FOR AN EFFECTIVE DATE.

WHEREAS, the City places a high priority on effective and efficient connection with the community at large. The City of Peoria Boards and Commissions support an open and accessible government and promote an engaged public process. The citizens who volunteer their time and talents on City of Peoria Boards and Commissions are valued and serve an important role in the City of Peoria.

WHEREAS, the consolidation of the City of Peoria Public Defender Contract Review Committee with the City of Peoria Judicial Selection Advisory Board will assist to further accomplish an effective and efficient connection with the City of Peoria and advance a more open, accessible government with an engaged public process.

WHEREAS, the City of Peoria is consolidating the City of Peoria Public Defender Contract Review Committee with the City of Peoria Judicial Selection Advisory Board to create the Judicial and Public Defender Advisory Board.

WHEREAS, the Mayor and Council find it necessary for an effective transition and consolidation of the City of Peoria Public Defender Contract Review Committee with the City of Peoria Judicial Selection Advisory Board to establish a delayed effective date making this Ordinance effective on January 1, 2020.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Peoria, Arizona as follows:

SECTION 1. Chapter 3 of the Peoria City Code is amended by renaming Section 3-29 Judicial and Public Defender Advisory Board; establishment and membership to establish the Judicial and Public Defender Advisory Board and which shall read as follows:

Sec. 3-29. Judicial Selection and Public Defender Advisory Board; Establishment and membership; powers and duties; operating procedures.

(a) There is hereby created a Judicial Selection and Public Defender Advisory Board to be composed of five-seven (7) members; One (1) additional private citizen member may also serve; however, the additional member's term shall expire no later than July 1, 2020. The members of the board consisting of the following:

- (1) A Judge of the Arizona Superior Court-Maricopa County as designated by the Presiding Judge of that Court;
- (2) Two active members of the State Bar of Arizona, one of whom must be a resident of the City of Peoria and who shall be appointed by the Mayor from among nominees recommended by the State Bar's Board of Governors;
- (3) A member of the Maricopa County Public Defender's Office; ~~Two public members who are nominated by the Mayor and who are residents of the City of Peoria. None of the public members or a member of their immediate family shall be an employee or elected official of the City of Peoria. Immediate family is defined as Spouse, Parent, Child, Sibling, Step Parent, Step Child, Grand Parent, Grand child.~~
- (4) A prosecutor from the Maricopa County Attorney's Office;
- (5) The President of the Western Maricopa County Bar Association or a member of that association recommended by the President;
- (6) A private citizen who is a resident of the City;
- (7) A private citizen who is a resident of the City whose term shall expire no later than July 1, 2020.

~~(b) All members other than the Judge of Superior Court shall be subject to confirmation by the City Council. The Judicial Selection Advisory Board shall be deemed a non-scheduled board in accordance with Chapter 2 of the Peoria City Code. Members shall serve a term of four years. The members shall serve without salary or compensation.~~

~~(c) The Board's officers shall consist of a chairman and vice-chairman, each selected from the Board's members. Officers shall serve one-year terms. The members shall determine operating procedures for the Board, which shall be kept in writing. The vice-chairman shall preside whenever the chairman is absent or unable to act. The chairman will have the duty to prepare written reports as may be requested by the City Council.~~

~~(d) The Board shall have the following powers and duties:~~

~~(1) To conduct investigations into the background and qualifications of candidates for the office of Presiding Municipal Judge and Associate Municipal Judge, including but not limited to the use of questionnaires, personal interviews, and contacting such individuals and institutions as it deems reasonable to obtain as much background information on the candidate as possible.~~

~~(2) In the case of the appointment of a new Presiding Municipal Judge, or appointment of a successor presiding judge, the Board shall commence the process to review and submit a recommendation to the City Council regarding the appointment of the Presiding Municipal Judge.~~

~~(3) If the position of the Presiding Municipal Judge is vacant, The Board shall review all applications for the position. The Board shall recommend to the City Council, three persons nominated by the Board to fill the vacancy. The vacancy shall be filled by the City Council from the names submitted to the Council by the Board.~~

~~(4) In the case of an Associate Municipal Judge, if the Associate Municipal Judge position is vacant, the Board shall commence the process to review and submit a recommendation to the Presiding Municipal Judge regarding the appointment of an Associate Municipal Judge.~~

~~(5) If the position of the Associate Municipal Judge is vacant, The Board shall review all applications for the position. The Board shall recommend to the Presiding Municipal Judge, three persons nominated by the Board to fill the vacancy. The vacancy shall be filled by the Presiding Municipal Judge from the names submitted by the Board.~~

~~(e) The Board may consider the diversity of the community in making its recommendations. However, in submitting its recommendations for candidates for~~

~~appointment or reappointment to the office of Presiding Municipal Judge or Associate Municipal Judge, the Board shall make such recommendations without regard for race, religion, political affiliation or sex of the candidate.~~

~~¶ The chairman of the Board shall issue a call for a meeting promptly upon learning of the existence or anticipated existence of a vacancy in the office of judge of the City Court. The Board shall, whenever practical, hold public meetings designed to permit interested parties and groups to submit and recommend persons for consideration.~~

SECTION 2. Chapter 3 of the Peoria City Code is amended by renaming Section 3-30 the Judicial and Public Defender Advisory Board; powers and duties and which shall read as follows:

Sec. 3-30. ~~Library Board; created~~ Judicial and Public Defender Advisory Board; powers and duties.

~~The library board is established.~~

(a) The board shall have the following powers and duties:

(1) To conduct investigations into the background and qualifications of candidates for the office of Presiding Municipal Judge and Associate Municipal Judge, including but not limited to the use of questionnaires, personal interviews, and contacting such individuals and institutions as it deems reasonable to obtain as much background information on the candidate as possible.

(2) In the case of the appointment of a new Presiding Municipal Judge, or appointment of a successor presiding judge, the Bboard shall commence the process to review and submit a recommendation to the City Council regarding the appointment of the Presiding Municipal Judge.

(3) If the position of the Presiding Municipal Judge is vacant, the board shall review all applications for the position. The Bboard shall recommend to the City Council up to three (3) persons nominated by the Bboard to fill the vacancy. The vacancy shall be filled by the City Council from the names submitted to the Council by the board.

(4) In the case of an Associate Municipal Judge, if the Associate Municipal Judge position is vacant, the Bboard shall commence the process to review and submit a recommendation to the Presiding Municipal Judge regarding the appointment of an Associate Municipal Judge.

(5) If the position of the Associate Municipal Judge is vacant, the board shall review all eligible applications for the position. The board shall recommend to the Presiding Municipal Judge up to three (3) persons nominated by the board to

fill the vacancy. The vacancy shall be filled by the Presiding Municipal Judge from the names submitted by the board.

(6) Review proposals for selection of public defender and alternative defender services and recommend the award of contracts to the City Council.

(7) Review proposed contracts for public defender and alternative defender services and recommend the inclusion of appropriate terms and conditions in such contracts.

(8) Conduct annual reviews for all city public defenders.

(9) Make recommendations to the City Council pertaining to the provisions of public defender services.

(10) Perform such other duties as may be prescribed by the City Council.

SECTION 3. Chapter 3 of the Peoria City Code is amended by repealing Section 3-58 in its entirety pertaining to Public Defender Contract Review Committee and designating Section 3-58 as a reserved section and which shall read as follows:

Sec. 3-58. – Reserved. ~~Public defender contract review committee.~~

~~(a) — There is established the Public Defender Contract Review Committee. The committee shall consist of five members appointed by the mayor and confirmed by the council. The members of the committee shall consist of:~~

~~(1) — A member of the Maricopa County Public Defender's Office.~~

~~(2) — The President of the Western Maricopa County Bar Association or a member of that association recommended by the President.~~

~~(3) — One private person who shall be an active member in good standing of the State Bar of Arizona.~~

~~(4) — Two private citizens who are residents of the City.~~

~~(b) — All members shall serve without pay. However members may be reimbursed their actual expenses incurred in connection with their duties upon authorization or ratification by the council.~~

~~(c) — Members shall be appointed in accordance with Section 3-6 of this Code, with the initial terms being staggered to meet the requirements of that section.~~

~~(d) — Notwithstanding subsection (a) of this section, any member of the board may be removed by a majority vote of the council upon motion of any member of the council.~~

SECTION 4. Chapter 3 of the Peoria City Code is amended by repealing Section 3-59 in its entirety pertaining to Public Defender Contract Review Committee; powers and duties and designating Section 3-59 as a reserved section and which shall read as follows:

Sec. 3-59. – Reserved. ~~Public defender contract review committee; powers and duties.~~

~~The Committee shall have the following powers and duties.~~

~~(a) — Review proposals for selection of public defender and alternative defender services and recommend the award of contracts to the city council.~~

~~(b) — Review proposed contracts for public defender and alternative defender services and recommend the inclusion of appropriate terms and conditions in such contracts.~~

~~(c) — Assist in the preparation of the annual budget for public defender services and submit the budget in the manner and method as other city budgets are submitted.~~

~~(d) — Make recommendations to the council and city manager pertaining to the provisions of public defender services.~~

~~(e) — Perform such other duties as may be prescribed by the Council.~~

SECTION 5. Providing an Effective Date. This ordinance shall become effective on January 1, 2020 in the manner provided by law. This ordinance shall have no application or effect prior to January 1, 2020.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona this 1st day of October, 2019.

Cathy Carlat, Mayor

Date Signed

ATTEST:

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

Vanessa P. Hickman, City Attorney

Published in Peoria Times
Publication Dates: October 10, 2019
Effective Date: _____

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 7C.

Date Prepared: 6/11/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Andy Granger, Deputy City Manager
FROM: Rhonda Geriminsky, City Clerk
SUBJECT: Code Amendment, Chapter 3, Boards and Commissions, Parks, Recreation and Community Facilities Board

Purpose:

Discussion and possible action to adopt **ORD. 2019-24** amending Chapter 3 of the Peoria City Code, pertaining to the Library Board and the Parks and Recreation Board, by abolishing the Library Board and the Parks and Recreation Board and creating the Parks, Recreation and Community Facilities Board.

Summary:

The Boards and Commissions Process Review Workgroup was created in 2018 for the purpose of reviewing the City's current Boards and Commissions and their scopes, as well as, the processes used to manage the Boards and Commissions. The Workgroup consists of representatives from each of the current Boards and Commissions throughout the City. A member of the Workgroup met with the Mayor and each of the Councilmembers to ascertain their needs from the Boards and Commissions. In reviewing the current Boards and Commissions, the goals of the Workgroup were to ensure that:

- Council's goals and visions for Peoria's future were being met
- Existing Boards and Commissions were streamlined when possible
- Each Board and Commission provides meaningful engagement opportunities for its membership

Recommendations related to the scope and member make-up of each Board and Commission are brought forth as Phase 1 of the Workgroup recommendations. In Phase 2, the Workgroup will recommend amendments to the administration of Boards and Commissions.

The Workgroup recommended that the Library Board and the Parks and Recreation Board be merged into one Board identified as the Parks, Recreation and Community Facilities Board.

Currently, there are three (3) active members on the Library Board with one (1) appointment scheduled to expire on June 30, 2020. There are six (6) active members on the Parks and

Recreation Board with two appointments scheduled to expire on June 30, 2020. From January 2020 through June 30, 2020, the Parks, Recreation and Community Facilities Board will have nine (9) active members. Through natural term expirations on June 30, 2020, effective July 1, 2020 the Board will be a seven (7) member board with six (6) sitting members and a vacant position to be filled.

Previous Actions/Background:

The Parks, Recreation and Community Facilities Board reviewed the proposed changes and proposed no further changes.

Staff Recommendation:

This is a request for City Council to adopt an Ordinance amending Chapter 3 (Boards and Commissions) of the Peoria City Code by abolishing the Library Board and the Parks and Recreation Board and creating the Parks, Recreation and Community Facilities Board.

Fiscal Analysis:

There is no fiscal impact.

ATTACHMENTS:

Ordinance

Contact Name and Number:

Rhonda Geriminsky, (623) 773-7340

ORDINANCE NO. 2019-24

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, AMENDING CHAPTER 3 OF THE PEORIA CITY CODE BY REPEALING SECTION 3-30 IN ITS ENTIRETY PERTAINING TO LIBRARY BOARD; CREATED; BY REPEALING SECTION 3-31 IN ITS ENTIRETY PERTAINING TO LIBRARY BOARD; MEMBERS; BY REPEALING SECTION 3-32 IN ITS ENTIRETY PERTAINING TO LIBRARY BOARD; OFFICERS; BY REPEALING SECTION 3-36 IN ITS ENTIRETY PERTAINING TO PARKS AND RECREATION BOARD; ESTABLISHED; BY REPEALING SECTION 3-38 IN ITS ENTIRETY PERTAINING TO PARKS AND RECREATION BOARD; OFFICERS; BY REPEALING SECTION 3-39 IN ITS ENTIRETY PERTAINING TO PARKS AND RECREATION BOARD; MEETINGS; BY REPEALING SECTION 3-40 IN ITS ENTIRETY PERTAINING TO PARKS AND RECREATION BOARD; POWERS AND DUTIES; BY ABOLISHING THE LIBRARY BOARD AND THE PARKS AND RECREATION BOARD AND CREATING THE PARKS, RECREATION AND COMMUNITY FACILITIES BOARD; BY AMENDING SECTION 3-33 PERTAINING TO LIBRARY BOARD; MEETINGS; AND RENAMING SECTION 3-33 PARKS, RECREATION AND COMMUNITY FACILITIES BOARD; ESTABLISHMENT AND MEMBERSHIP; BY AMENDING SECTION 3-34 PERTAINING TO LIBRARY BOARD; FUNCTIONS; AND RENAMING SECTION 3-34 PARKS, RECREATION AND COMMUNITY FACILITIES BOARD; POWERS AND DUTIES; BY AMENDING SECTION 3-37 PERTAINING TO PARKS AND RECREATION BOARD; MEMBERS; AND RENAMING SECTION 3-37 PARKS, RECREATION AND COMMUNITY FACILITIES BOARD; MEMBERS; AND PROVIDING FOR SEVERABILITY AND FOR AN EFFECTIVE DATE.

WHEREAS, the City places a high priority on effective and efficient connection with the community at large. The City of Peoria Boards and Commissions support an open and accessible government and promote an engaged public process. The citizens who volunteer their time and talents on City of Peoria Boards and Commissions are valued and serve an important role in the City of Peoria.

WHEREAS, the consolidation of the City of Peoria Library Board with the City of Peoria Parks and Recreation Board will assist to further accomplish an effective and efficient connection with the City of Peoria and advance a more open, accessible government with an engaged public process.

WHEREAS, the City of Peoria is consolidating the City of Peoria Library Board with the City of Peoria Parks and Recreation Board to create the Parks, Recreation and Community Facilities Board.

WHEREAS, the Mayor and Council find it necessary for an effective transition and consolidation of the City of Peoria Library Board with the City of Peoria Parks and Recreation Board to establish a delayed effective date making this Ordinance effective on January 1, 2020.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Peoria, Arizona as follows:

SECTION 1. Chapter 3 of the Peoria City Code is amended by repealing Section 3-30 in its entirety pertaining to the Library Board; created and designating Section 3-30 as a reserved section and which shall read as follows:

Sec. 3-30. – Reserved. ~~Library Board; created.~~

~~The library board is established.~~

SECTION 2. Chapter 3 of the Peoria City Code is amended by repealing Section 3-31 in its entirety pertaining to Library Board; members and designating Section 3-31 as a reserved section and which shall read as follows:

Sec. 3-31. – Reserved. ~~Library Board; members.~~

~~(a) The Library Board of the City shall be composed of a total of seven (7) voting members.~~

~~(b) All members shall serve without pay; however members of the board may be reimbursed for actual expenses incurred in connection with their duties upon authorization or ratification by the board and approval of such expenditure by the council.~~

SECTION 3. Chapter 3 of the Peoria City Code is amended by repealing Section 3-32 in its entirety pertaining to Library Board; officers and designating Section 3-32 as a reserved section and which shall read as follows:

Sec. 3-32. – Reserved. ~~Library Board; officers.~~

~~The library board shall elect a chairman and vice-chairman from among its own members, each of whom shall serve for one (1) year and until his successor is elected and qualified. The chairman presides at all meetings and exercises all the usual rights, duties and prerogatives of the head of any similar organization. The vice chairman shall perform the duties of the chairman in the absence or disability of the chairman.~~

SECTION 4. Chapter 3 of the Peoria City Code is amended by renaming Section 3-33 Parks, Recreation and Community Facilities Board; establishment and membership and which shall read as follows:

Sec. 3-33. - Library Parks, Recreation and Community Facilities Board; meetings establishment and membership.

~~(a) Regular meetings of the library board will be held in January, March, September and November at such time and place as shall be designated by the chairman of the board. In addition, the board may hold special meetings upon the call of the chairman or a majority of the members of the board.~~

~~(b) A majority of the members comprising the board shall constitute a quorum shall be necessary to transact board business. The affirmative vote of a majority of those members present and voting shall be required for passage of any matter before the board. The minutes of the meetings shall reflect the "ayes" and "noes" cast on a particular measure and shall reflect the vote of each member present. A member may abstain from voting only upon a declaration that he has a conflict of interest, in which case such member shall take no part in the deliberations on the matter in question. The vote of any member who fails to declare his vote shall be recorded as an "aye" vote, provided that he is not exempt from voting by reason of a declared conflict of interest.~~

The Parks, Recreation and Community Facilities Board of the city is established.

SECTION 5. Chapter 3 of the Peoria City Code is amended by renaming Section 3-34 Parks, Recreation and Community Facilities Board; powers and duties and which shall read as follows:

Sec. 3-34. - Library Parks, Recreation and Community Facilities Board; functions: powers and duties.

~~(a) The library Parks, Recreation and Community Facilities bBoard shall act serve in an advisory capacity, only to the city council on matters relating to the library system and services, and shall perform such other duties as may be prescribed by the council as outlined in subsection (b) of this section, on the following matters in the City:~~

- (1) Parks, amenities, playgrounds and sports fields
- (2) Recreation services
- (3) Library services and facility amenities
- (4) Open space, trails and natural settings
- (5) Non-motorized and recreational transportation
- (6) Human services

(7) Neighborhood and livability services

(8) Urban forestry, horticulture and landscaping

(b) When advising on matters outlined in subsection (a) of this section, the Parks, Recreation and Community Facilities Board may:

(1) Address appropriate plans, programs, developments, initiatives, criteria and management, as applicable.

(2) Address the location, nature and acquisition of real property to meet community needs.

(3) Address a schedule of charges and fundraising activities, as applicable.

(4) Address the use and application of intergovernmental agreements, contracts and grants, as applicable.

(5) Propose rules, criteria, policies, programs and services and promote to the community, as applicable.

(6) Address criteria for recommending the award and/or distribution of City funding, as applicable.

(7) Promote programs, events and activities and foster community collaborations and partnerships when possible.

(8) Educate the public on matters as outlined in subsection (a) of this section, as applicable.

(9) Address master plans and engage in long-term direction planning and community visioning, as applicable.

SECTION 6. Chapter 3 of the Peoria City Code is amended by repealing Section 3-36 in its entirety pertaining to Parks and Recreation board; established and designating Section 3-36 as a reserved section and which shall read as follows:

Sec. 3-36. Reserved. ~~Parks and recreation board; established.~~

~~The parks and recreation board of the city is established.~~

SECTION 7. Chapter 3 of the Peoria City Code is amended by amending Section 3-37 Parks and Recreation Board; members:

Sec. 3-37. ~~Parks, and, r~~Parks, and, Recreation and Community Facilities ~~b~~Board; members.

(a) ~~The Parks, and Recreation, and Community Facilities b~~The Parks, and Recreation, and Community Facilities ~~Board of the City shall be composed of a total of seven (7) members. Up to two (2) additional members may also serve; however, the additional members' terms shall expire no later than July 1, 2020. The members of the Board shall be appointed by the mayor with the approval of the Council. consist of:~~

- (1) Two residents with an express interest in the City's parks;
- (2) Two residents with an express interest in library services;
- (3) Three private citizens who are residents of the City.
- (4) Two additional members whose terms shall expire no later than July 1, 2020.

~~(b) All members shall serve without pay. However, members may be reimbursed for actual expenses incurred in connection with their duties upon authorization or ratification by the board and approval of the expenditure by the council.~~

~~(c) Notwithstanding subsection (a) of this section, any member of the board may be removed by a majority vote of the council, upon motion of any member of the council.~~

SECTION 8. Chapter 3 of the Peoria City Code is amended by repealing Section 3-38 in its entirety pertaining to Parks and Recreation Board; officers and designating Section 3-38 as a reserved section and which shall read as follows:

Sec. 3-38. - Reserved. ~~Parks and recreation board; officers.~~

~~The parks and recreation board shall elect a chairman and vice chairman from among its own members, each of whom shall serve for one (1) year and until his successor is elected and qualified. The chairman shall preside at all meetings and exercise all the usual rights, duties and prerogatives of the head of any similar organization. The chairman shall have the power to administer oaths and to take evidence. The vice chairman shall perform the duties of the chairman in the absence or disability of the chairman. Vacancies created by any cause shall be filled for the unexpired term by a new election.~~

SECTION 9. Chapter 3 of the Peoria City Code is amended by repealing Section 3-39 in its entirety pertaining to Parks and Recreation Board; meetings and designating Section 3-39 as a reserved section and which shall read as follows:

Sec. 3-39. - Reserved. ~~Parks and recreation board; meetings.~~

~~(a) The parks and recreation board shall provide in its rules for its meetings. Special meetings may be called by the chairman, or in his absence, the vice chairman. Any two (2) members of the board may make a written request to the chairman for a special meeting and if a meeting is not called, the members may call such special meeting in such manner and form as may be provided in the board's rules.~~

~~(b) A majority of the members comprising the board shall constitute a quorum. A quorum is necessary to transact board business. The affirmative vote of a majority of those members present and voting shall be required for passage of any~~

~~matter before the board. The minutes of the meetings shall reflect the "ayes" and "noes" cast on a particular measure and shall reflect the vote of each member present. A member may abstain from voting only upon a declaration that he has a conflict of interest, in which case such member shall take no part in the deliberations on the matter in question. The vote of any member who fails to declare his vote shall be recorded as an "aye" vote, provided that he is not exempt from voting by reason of a declared conflict of interest~~

SECTION 10. Chapter 3 of the Peoria City Code is amended by repealing Section 3-40 in its entirety pertaining to Parks and recreation board; meetings and designating Section 3-40 as a reserved section and which shall read as follows:

Sec. 3-40 – Reserved. ~~Parks and recreation board; powers and duties.~~

~~(a) The parks and recreation board shall:~~

~~(1) Advise the city, through the city manager, on establishing policies for recreational facilities and services within and without the city as the developing public recreation needs may require.~~

~~(2) Advise the city, through the city manager, regarding contracts to grant concessions, licenses and permits for the use of the recreational facilities of the city and for others for the use of recreational facilities needed by the city.~~

~~(3) Advise the city, through the city manager, concerning recreational needs and recommend acquisition, location and nature of facilities to meet said needs.~~

~~(4) Perform such other duties as may be prescribed by ordinance or resolution.~~

~~(b) The board may advise the city through the city manager regarding a uniform schedule of charges to be made by the city for recreational facilities. All receipts shall be paid into the general fund of the city. Such schedule shall become effective upon approval by the council.~~

SECTION 11. Providing an Effective Date. This ordinance shall become effective on January 1, 2020 in the manner provided by law. This ordinance shall have no effect or application prior to January 1, 2020.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona this 1st day of October, 2019.

Cathy Carlat, Mayor

Date Signed

ATTEST:

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

Vanessa P. Hickman, City Attorney

Published in Peoria Times
Publication Dates: October 10, 2019
Effective Date: _____

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 8C.

Date Prepared: 9/17/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Katie Gregory, Deputy City Manager
FROM: Adina Lund, P.E., Development and Engineering Director
SUBJECT: Code Amendment, Chapter 19, Cable Communication Systems

Purpose:

Discussion and possible action to adopt **ORD. 2019-25** amending Chapter 19 of the Peoria City Code pertaining to Cable Communication Systems to conform to State law governing video service licenses.

Summary:

Arizona Senate Bill 1140, passed into law in 2018, declared Video Service Provider licensing a matter of statewide concern. The law mandated local authorities adopt a uniform licensing agreement for video service providers by July 1, 2019. City staff, through a working group facilitated by the League of Arizona Cities and Towns, and in collaboration with industry stakeholders and other municipalities, developed a Uniform Video Service License Agreement and Application, as prescribed by State Law. While the licensing agreement is required to be uniform across the State, the management of right-of-way activities and local revenues associated with video services will be preserved through each city's code provisions.

City Council previously approved the use of the Uniform Video Service License Application and Affidavit, and authorized staff to amend Chapter 19 of City Code. A comprehensive update to the Peoria City Code was required to ensure areas such as right-of-way use, currently enforced through licensing, were incorporated into the Code. Chapter 19 is proposed to be amended by adding Sections 102 through 124 pertaining to video services. Staff's recommendations delineate regulations governing existing cable license holders (incumbents) from new video service license holders (non-incumbent) in compliance with State law.

Previous Actions/Background:

On June 18, 2019, City Council approved a Uniform Video Service License Application and Agreement to comply with recent changes to Title 9, Chapter 13 of the Arizona Revised Statutes, authorized staff to amend the City Code, and authorized the City Engineer or designee to execute the Uniform Video License Agreement on behalf of the City and to authorize minor deviations thereto upon showing good cause.

Options:

A: Approve adoption of the ordinance amending Chapter 19 of the Peoria City Code adding Sections 102 through 124 pertaining to Title 9, Chapter 13 of the Arizona Revised Statutes relating to video service.

B: Deny approval of the adoption of the ordinance amending Chapter 19 of the Peoria City Code adding Section 102 through 124 pertaining to Title 9, Chapter 13 of the Arizona Revised Statutes relating to video service.

Staff Recommendation:

Staff recommends that City Council approve the adoption of the ordinance amending Chapter 19 of the City Code by adding Sections 102 through 124 pertaining to Title 9, Chapter 13 of the Arizona Revised Statutes relating to video service.

Fiscal Analysis:

There is no fiscal impact.

ATTACHMENTS:

Ordinance

Contact Name and Number:

Adina Lund, P.E., (623) 773-7249

ORDINANCE NO. 2019-25

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, AMENDING CHAPTER 19 OF THE PEORIA CITY CODE (1992) ENTITLED CABLE COMMUNICATION SYSTEMS, TO COMPLY WITH ARIZONA STATE LAW, TITLE 9, CHAPTER 13 OF THE ARIZONA REVISED STATUTES REQUIRING, EL AL., THE USE OF A UNIFORM VIDEO SERVICE LICENSE AGREEMENT MADE EFFECTIVE JULY 1, 2019; AND ADOPTING THE FOLLOWING: SECTION 102 PERTAINING TO VIDEO SERVICES; PURPOSE; SECTION 103 PERTAINING TO VIDEO SERVICES; DEFINITIONS; SECTION 104 PERTAINING TO VIDEO SERVICES; UNLAWFUL ACTS; VIOLATION; SECTION 105 PERTAINING TO VIDEO SERVICES; APPLICATION AND ISSUANCE; SECTION 106 PERTAINING TO VIDEO SERVICES; AUTHORITY GRANTED; SECTION 107 PERTAINING TO VIDEO SERVICES; TERMINATION; SECTION 108 PERTAINING TO VIDEO SERVICES; UNDERGROUNDING OF FACILITIES; SECTION 109 PERTAINING TO VIDEO SERVICES; LIMITATION OF LICENSE; SECTION 110 PERTAINING TO VIDEO SERVICES; OBLIGATIONS UPON EXPIRATION; SECTION 111 PERTAINING TO VIDEO SERVICES; CONSTRUCTION IN HIGHWAYS; SECTION 112 PERTAINING TO REVOCATION FOR NON-USE OF UNIFORM VIDEO SERVICE LICENSE; SECTION 113 PERTAINING TO VIDEO SERVICES; REPORTS; CONFIDENTIALITY; SECTION 114 PERTAINING TO VIDEO SERVICES; BUNDLING OF SERVICES; SECTION 115 PERTAINING TO VIDEO SERVICES; NOTICE OF CHANGE OF INFORMATION; SECTION 116 PERTAINING TO VIDEO SERVICES; LICENSE FEE ON GROSS REVENUE; TRANSACTION PRIVILEGE TAXES; SECTION 117 PERTAINING TO VIDEO SERVICES; PUBLIC, EDUCATIONAL, OR GOVERNMENTAL ACCESS PROGRAMMING; SECTION 118 PERTAINING TO VIDEO SERVICES; MISCELLANEOUS; SECTION 119 PERTAINING TO VIDEO SERVICES; PROVIDING FOR REPEAL OF CONFLICTING ORDINANCES; SECTION 120 PERTAINING TO VIDEO SERVICES; PROVIDING FOR SEVERABILITY; SECTION 121 PERTAINING TO VIDEO SERVICES; PROVIDING FOR PENALTIES; SECTION 122 PERTAINING TO VIDEO SERVICES; AMENDMENT OF A

UNIFORM VIDEO SERVICE LICENSE AGREEMENT, SECTION 123 PERTAINING TO VIDEO SERVICES; EXTENSION OF THE VIDEO SERVICE LICENSE AGREEMENT; SECTION 124 PERTAINING TO VIDEO SERVICES; ANNUAL FEES FOR UNIFORM VIDEO LICENSE EQUIPMENT IN THE RIGHT-OF-WAY; BY ADOPTING AN AMENDMENT TO CHAPTER 19 RELATING TO THE REGULATION OF VIDEO SERVICES AND THE LICENSING OF VIDEO SERVICE PROVIDERS IN THE CITY OF PEORIA AND USING EXISTING FEES IN TABLE 2-211 PERTAINING TO DEVELOPMENT AND ENGINEERING DEPARTMENT, APPLICABLE FEES; AND PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, in 2018 Arizona's 53rd Legislature passed Senate Bill 1140, assigned it to Chapter 331, and codified in Title 9, Chapter 13 of the Arizona Revised Statutes ("The Act"), determining that Video Service Provider regulation and the use of video services is a matter of statewide concern.

WHEREAS, the Act mandated local authorities adopt by July 1, 2019 a Uniform Video Service License Agreement for the licensing of Video Service Providers, and

WHEREAS, the Act prescribes the process for issuing and renewing licenses for video services, and other regulation regarding video services and video service providers in the City of Peoria; and

WHEREAS, the City of Peoria adopts this ordinance in order to comply with the requirements of the Act.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the City of Peoria, Arizona, as follows:

SECTION 1. Chapter 19 of the Peoria City Code entitled Cable Communication Systems is hereby amended by adding Sections 102 through 124 in their entirety, which shall read as follows:

Section 102 Video Services; Purpose

The purposes of this chapter are to comply with the requirements of Arizona Revised Statutes Title 9, Chapter 13 and to set forth regulations for video service providers to apply for uniform video services licenses, to provide video services in the City of Peoria, and to otherwise carry out the mandates of the Act.

Section 103 - Video Services; Definitions

The definitions set forth in the Act, as well as relevant and applicable definitions in the Peoria City Code shall apply to this chapter.

Section 104 – Video Services; Unlawful Acts; Violation

- (a) It is unlawful for a video service provider to establish, operate or to carry on the business of video service in the City of Peoria unless a local license has first been obtained pursuant to this chapter, and unless such license is in full force and effect.
- (b) It is unlawful for any video service provider to construct, operate or maintain a video service network within the boundaries of the City of Peoria without a local license issued by the City of Peoria pursuant to this chapter and such license is in full force and effect.
- (c) It is unlawful for any person to make any unauthorized connections, whether physically, electrically, acoustically, inductively or otherwise, with any part of a licensed video service network within the City of Peoria for the purpose of enabling himself or herself or others to receive any video service without the permission of the video service provider to whom a local license has been issued.
- (d) It shall be unlawful for any person, without the consent of a video service provider, to willfully tamper with, remove or injure any equipment associated with a video service network of a video service provider.

Section 105 – Video Services; Application and Issuance

- (a) Applicability. The requirements of this section shall apply upon incumbent cable operators who elect to obtain a uniform video license and terminate an existing local license, and after the expiration of an existing local license. This section shall not apply to incumbent cable operators who have elected to continue to operate within a service area, as defined, under its existing local license with the City of Peoria.
- (b) All video service providers desiring to use the City's right-of-way for the construction, installation, maintenance modification, operation and replacement of a video service network or provision of any video service shall have an existing, unexpired local license or a Uniform Video Service License Agreement prior to submitting plans and specifications for a proposed site.
- (c) Prior to the commencement of any construction or expansion of a video service network or the provision of any video service, a video service provider shall file with the City Clerk's Office an application and an affidavit in a form provided by the City Clerk's Office. The application shall include the following:

1. The name of the video service provider, its type of entity and its jurisdiction of formation.
2. The address and telephone number of the video service provider's principal place of business.
3. The name and address of the video service provider's principal executive officers or general partners and any persons authorized to represent the video service provider before the local government.
4. If the video service provider is not an incumbent cable operator, the date on which the provider expects to provide video services in the area identified under Paragraph 5 of this section.
5. An exact description of the service area to be served, as identified by a geographic information system digital boundary that meets or exceeds national map accuracy standards.
6. A requirement that the video service provider pay the license fees required under this chapter and all other lawful fees and charges imposed by the city.
7. A requirement that the video service provider file in a timely manner with the Federal Communications Commission all forms required by that agency before offering video service in the service area, including the forms required by 47 Code of Federal Regulations Section 76.1801.
8. A requirement that the video service provider agrees to comply with and be subject to all valid and enforceable federal and state laws.
9. A requirement that the video service provider agrees to comply with all generally applicable, nondiscriminatory city laws, including highway use, mapping, insurance, performance bonds, security fund, indemnification or similar requirements that apply to the use and occupation of any highway and that conform to Arizona Revised Statutes, Title 9, Chapter 13.
10. A requirement that the video service provider comply with the public, education and government programming requirements of Arizona Revised Statutes, Title 9, Chapter
11. A requirement that the video service provider comply with all customer service rules of the Federal Communications Commission under 47 Code of Federal Regulations section 76.309(c) applicable to cable operators.

12. A requirement that the video service provider comply with the consumer privacy requirements of 47 United States Code Section 551 applicable to cable operators.
 13. A grant of authority by the city to provide video service in the service area as described under Paragraph 5 of this section.
 14. A grant of authority by the city to use and occupy the highways in the delivery of the video service, subject to the laws of this state and the police powers of the city.
 15. The term of the uniform video service license.
 16. A requirement that the parties to the agreement are subject to and must comply with Arizona Revised Statutes, Title 9, Chapter 13.
- (d) The application shall be accompanied by an affidavit signed by one of the principal executive officers or general partners of the applicant that the information set forth in the application are true and accurate.
- (e) The application and affidavit shall be submitted to the City Clerk's Office, who shall forward the application and affidavit to the Development and Engineering Department for review.
- (f) The City Engineer or designee is authorized to execute the Uniform Video Service License Agreement on behalf of the City and to authorize minor deviations thereto upon showing a good cause.
- (g) If the City determines that the application and affidavit are incomplete or otherwise deficient, written notice shall be given to the applicant not later than fifteen days, after the date of filing of the application and affidavit. If the fifteenth day falls on a day offices are closed, the day shall be the next regular and open business day. The written notice shall:
1. Explain the incompleteness or deficiency in detail.
 2. Specify the information or other items that are necessary for proper completion of the application and affidavit.
- (h) The uniform video services licenses shall be issued within thirty days from the date a complete application was filed with the City Clerk's Office. If the thirtieth day falls on a day offices are closed, the day shall be the next regular and open business day. The term of a uniform video services license shall not exceed ten years.

- (i) If written notice of an incomplete or deficient application and affidavit is not given within fifteen days after the date of filing, or if the uniform video services licenses is not issued within thirty days from the date a complete application has been submitted, application and affidavit shall be deemed complete and a uniform video license shall be issued to the applicant.
- (j) No fees shall be charged for filing or processing an application, affidavit, notice or other document related to the related to the issuance of the uniform video services licenses.
- (k) Amendments to a uniform video services license to add service areas shall be processed in the same manner as the original uniform video services licenses.
- (l) The term of a uniform video services license may be extended by the holder of a video service provider filing with the City Clerk's Office a notice to extend the term for a specified period not to exceed ten years. The notice shall be filed at least one month before the end of the term of the uniform video services license.
- (m) A uniform video service license does not authorize the use of or attachment by a video service provider to a utility or other pole owned by the City of Peoria or other person. Any such use or attachment must first be approved in a separate contract with the city, at the sole discretion of the City council.

Section 106 – Video Services; Authority Granted

- (a) A uniform video services license granted by the City of Peoria shall authorize the video service provider to:
 - 1. Provide video service in the City of Peoria in the service area designated in the application and affidavit during the term of the uniform video services license
 - 2. Construct and operate a video service network in the highways in each service area, in compliance with the uniform video services license and City laws.

Section 107 – Video Services; Termination

- (a) On or before July 1, 2020, to elect to terminate a local license under subsection A of this section in the same manner as any other video service provider, an incumbent cable operator shall apply for a uniform video service license that includes only the service area that is defined in the local license. If an incumbent cable operator obtains a uniform video service license for the service area, both of the following apply:
 - 1. The applicant's local license is terminated as to the service area by operation of law from and after the date the local government issues the uniform video service license.

2. The incumbent cable operator shall operate within the service area defined in the local license unless the incumbent cable operator elects under section 9-1414, subsection C to apply for a uniform video service license for a service area that consists of the boundaries of the local government.

Section 108 – Video Services; Undergrounding of Facilities

- (a) All wires, cable, conductors, ducts, conduits and similar facilities shall be placed underground unless such facilities are attached to existing utility or telephone poles and the poles are used primarily for utility or telephone purpose. (Can we discuss this section?)
- (b) Except as provided in the License, facilities shall be placed in accordance with Chapters 23 and 24(A) of the Peoria City Code (1992), the Peoria Zoning Code, and the Peoria Engineering Standards Manual

Section 109 – Video Services; Limitations of License

- (a) Any uniform video services license granted under this chapter shall be nonexclusive.
- (b) Any privilege claimed under any uniform video services license by the video service provider in any highway shall be subordinate to any lawful occupancy or use of the road, street, alley, or public right-of-way by the City of Peoria, and shall be subordinate to any existing-easements, prior licenses to use the highways, and any other private property rights that may exist prior to issuance of the uniform video services license.
- (c) A video service provider shall be subject to all existing requirements of the City of Peoria's rules, regulations and specifications or hereafter enacted or established pursuant to the city's police powers and taxing authority, and shall comply with all applicable existing state and federal laws and regulations or hereafter enacted or established.
- (d) Any uniform video services license granted shall not relieve the video service provider of any obligation involved in obtaining pole space from any department of the city, utility company, or from others lawfully owns, controls, or maintain poles in highway.
- (e) Any uniform video services license granted does not relieve licensee of compliance with city code provisions governing construction, work, or use of the highways. There is hereby preserved to the city the power to amend any section of the City Code related to construction in highways pursuant to its police powers.

Section 110- Video Services; Obligations Upon Expiration

- (a) A video service provider may terminate video service to an existing service area authorized by a current uniform video service license by filing a written notice of termination with the City Clerk's Office.

- (b) The notice of termination shall also be sent to the City of Peoria and all subscribers within the affected service area at least no less than ninety days prior to termination of service

Section 111 - Video Services; Construction in the Highways

- (a) Video service providers and their subcontractors shall comply with:
1. the requirements of this chapter and Chapter 23 of the City Code.
 2. construction standards of the Federal Communications Commission (FCC) Rules and Regulations, Part 76 Subpart K (Technical Standards), as amended from time to time, and
 3. detailed standards submitted by the video service provider as part of any application submitted to the city.
- (b) A Licensee shall be required to be a participant in the region one call utility locating system (AZ811).

Section 112- Revocation for Non-Use of Uniform Video Service License

A video service provider shall provide video service to at least one subscriber within each service area authorized by a uniform video service license within twenty-four months after the date the uniform video service license is issued. If the video service provider fails to comply with this section, the City of Peoria may revoke the uniform video service license.

Section 113– Video Services; Reports; Confidentiality

A video service provider shall file all reports required by and in compliance with A.R.S. Section 9-1432. The reports shall be filed with the City Clerk's Office. All such reports shall be confidential, and not a public record, and shall be managed as critical infrastructure information pursuant to A.R.S. § 41-1801, et seq.

Section 114- Video Services; Bundling of Services

- (a) Except as otherwise provided by federal law, if a video service provider offers video service bundled with other services that are not video service for a single discounted price, all of the following apply:
1. The method that the video service provider uses to determine gross revenue subject to license fees by allocating the single discounted price among the bundle of video service and non-video services shall be reasonable and supported by the video service provider's books and records.
 2. For the purpose of meeting the video service provider's burden of proof, the video service provider shall use an objective and verifiable method of calculating the license fee using the books and records that the video service provider kept in the regular course of business for other purposes, including nontax purposes.

3. A video service provider may not use bundled offerings as a means to evade paying license fees.

Section 115 - Video Services; Notice of Change of Information

If any information required by Sections 105, 122 and 123, the video service provider shall notify the city in writing within no less than thirty days of such change.

Section 116 - Video Services; License Fee on Gross Revenue; Transaction Privilege Taxes

- (a) A video service provider shall pay to the city a license fee as a percentage of gross revenues for the use of the highways to provide video service within its service area. The license fee shall be established by resolution of the city council and shall be imposed equally and uniformly on video service providers and holdover cable operators.
 1. The license fee shall be paid quarterly on or before the twentieth day of the month following the quarter end, and becomes delinquent on the last business day of that month. If such payment is not made by the next to the last business day of the following month, the [city/town] will impose interest at a rate of one and one-half percent per month commencing from the date payment should have been made, unless the payment is subject to a bona fide dispute, and continuing until the payment is made. Fractions of a month shall be considered to constitute a full month for the purpose of computing interest.
 2. The license fee shall be imposed equally and uniformly on all video service providers and holdover cable operators.
- (b) The total of the rates of the license fee and the transaction privilege taxes imposed shall not exceed a rate of five percent.
- (c) The payment of the license fee by the licensee to the city shall be made by delivery of the same to the manager on or before the twentieth day of the month following the quarter end, and becomes delinquent on the last business day of that month.

Section —117 - Video Services; Public, Educational Or Governmental Access Programming

- (a) A local government may not require a video service provider to provide in-kind goods or services, make in-kind payments, assessments or obligations or pay a fee in addition to the monetary license fee levied or assessed as provided in section 9-1443, except for any of the following:
 1. A local law may impose and enforce obligations equally and uniformly on all video service providers that are operating within the boundaries of

a local government and on all holdover cable operators that hold a local license that remains in effect under section 9-1414, subsection A. Under the local law, a local government:

- a. May require all video service providers to provide channel capacity for the video service provider to transmit programming over which the video service provider exercises no editorial control except as authorized by 47 United States Code section 531(e). The channel capacity shall be limited to one of the following:
 - i. Not more than two channels of public, educational or governmental access programming in the basic service tier of the video service network and not more than two channels of noncommercial governmental programming, at least one of which may be programmed by the federal government, in the digital programming tier of the video service network.
 - ii. Not more than two lines of access programming with each line of programming carried on up to two standard definition channels and two switched digital high-definition channels.
- b. Shall specify the programming and the video service provider may require that the channels regularly display an unobtrusive logo or other suitable identifier of the video service provider, if the local government requires channel capacity pursuant to subdivision (a) of this paragraph.
- c. May require all video service providers to incur costs and expenses to provide, maintain and operate facilities and equipment of the video service network, including facilities and equipment for signal carriage, processing, reformatting and interconnection for all of the following:
 - i. To connect the video service network or cable system, as it may be relocated from time to time, to transmit programming to and from existing locations of public, educational or governmental access facilities and to allow monitoring of access programming at the facilities.

- ii. To transmit public, educational and governmental access channels to subscribers with the same prevailing quality, functionality and identification as other channels.
 - d. May require all video service providers and incumbent cable operators to provide at no initial or recurring charge the basic service tier of video service to one outlet and one receiving device at each building occupied by the local government if the building is not more than two hundred feet from the nearest technically and commercially feasible point of connection on the video service network.
2. A local government may retain non-receiving equipment that it owns without charge for the equipment's use and at the local government's expense, including equipment previously provided by an incumbent cable operator.
- a. May require all video service providers to provide channel capacity for the video service provider to transmit programming over which the video service provider exercises no editorial control except as authorized by 47 United States Code section 531l. The channel capacity shall be limited to **one** of the following:
 - i. Not more than two channels of public, educational or governmental access programming in the basic service tier of the video service network and not more than two channels of noncommercial governmental programming, at least one of which may be programmed by the federal government, in the digital programming tier of the video service network.
 - ii. Not more than two lines of access programming with each line of programming carried on up to two standard definition channels and two switched digital high-definition channels.

NOTE, HOWEVER, THAT THE STATUTE ALSO PROVIDES THAT THE ABOVE IS LIMITED:

A local law may not impose any obligation on a video service provider under subsection D of this section that is more burdensome than the least burdensome requirement under any local license with a service area within the boundaries of the local government that was in effect on February 1, 2019.

- (b) None of the annual fair market value of any channel capacity provided pursuant to Paragraph A above may be offset against the license fee.
- (c) A video service provider shall regularly display an unobtrusive logo or other suitable identifier of the video service provider on public, educational or governmental access channels.
- (d) A video service provider shall pay all costs and expenses to provide, maintain and operate facilities and equipment of the video service network, including facilities and equipment for signal carriage, processing, reformatting and interconnection for all of the following: (i) to connect the video service network or cable system, as it may be relocated from time to time, to transmit programming to and from existing locations of public, educational or governmental access facilities and to allow monitoring of access programming at the facilities, and (ii) to transmit public, educational and governmental access channels to subscribers with the same prevailing quality, functionality and identification as other channels.
- (e) All video service providers and incumbent cable operators shall provide at no initial or recurring charge the basic service tier of video service to one outlet and one receiving device at each building occupied by the city that is not more than two hundred feet from the nearest technically and commercially feasible point of connection on the video service network. The city/town shall designate the building in writing to the video service provider.

Section 118 - Video Services; Miscellaneous

- (a) The provider shall provide a list of contacts to the city and the city shall notify in a timely manner each video service provider with a uniform video services license in the city of changes to the boundaries of the City of Peoria.
- (b) Audits, including audits of bundled services, of a video services provider's books and records shall be conducted in compliance with A.R.S. Section 9-1445.
- (c) Except as otherwise provided by law or federal regulation, a uniform video service license is fully transferable to any person whether the transfer arises through merger, sale, assignment, restructuring, change of control or other type of transaction. A transfer does not include an assignment of a uniform video service license for the purpose of securing indebtedness. A transfer may include less than all service areas associated with a uniform video service license. The video service provider shall file with the City Clerk's Office written notice of the transfer of the uniform video service license. On the filing of notice under this subsection the transferee becomes the holder of the uniform video service license.

(d) Enforcement of this chapter shall be in compliance with A.R.S. Section 9-1451

(e) A uniform video services license is subject to and shall be governed by all applicable provisions of federal, state and local law. Notwithstanding any other provisions of the uniform video services license to the contrary, the uniform video services license shall at all times comply with all laws and regulations of the state and federal government or any administrative agencies thereof; provided, however, if any such state or federal law or regulations shall require the licensee to perform any service, or shall permit the licensee to perform any service, or shall prohibit the licensee from performing any service, in conflict with the terms of the license or this chapter, then as soon as possible following knowledge thereof, the licensee shall notify the city attorney of the point of conflict believed to exist between such regulation or law and this chapter or the license.

Section 119 - Video Services; Providing for Repeal of Conflicting Ordinances.

All ordinances and parts of ordinances in conflict with the provisions of this Ordinance or any part of the Code adopted herein by reference, are hereby repealed.

Section 120 - Video Services; Providing for Severability.

If any section, subsection, sentence, clause, phrase, or portion of this Ordinance or any part of the Code adopted herein by reference is, for any reason, held to be invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

Section 121 - Video Services; Providing for Penalties.

A violation of any provision of this Ordinance shall be a Class 1 misdemeanor, and upon conviction thereof shall be punished by a fine of not to exceed two thousand five hundred dollars or by imprisonment for a period not to exceed six months, or by both such fine and imprisonment. Each day that a violation continues shall be a separate offense punishable as hereinabove described.

Section 122 – Video Services; Amendment Of A Uniform Video Service License Agreement

(a) Each Video Service Provider desiring to amend the Uniform Video Service License Agreement by adding one or more new service areas to the Uniform Video Service License Agreement shall file with the City Clerk's Office an application for amendment.

(b) The application and affidavit shall be submitted to the City Clerk's Office, who shall forward the application and affidavit to the Development and Engineering Department for review.

- (c) The City Engineer or designee is authorized to execute the Uniform Video Service License Agreement on behalf of the City and to authorize minor deviations thereto upon showing a good cause.

Section 123 – Video Services; Extension of the Video Service License Agreement

- (a) To extend the term of a Uniform Video Service License Agreement, the holder of the Uniform Video Service License Agreement shall file with the City Clerk's Office, one month before the end of the term of the Uniform Video Service License Agreement, a notice to extend the term for a specified period not to exceed ten years.
- (b) The City Clerk's Office, shall forward the notice to extend to the Development and Engineering Department for review and processing.
- (c) Effective on the date the holder files the written notice to extend with the City Clerk's Office for a specified period from and after the date of the end of the then-current term.

Section 124 – Video Services; Annual Fees for Uniform Video License Equipment in the right-of-way

Fees for Uniform Video License equipment are found on Table 2-211 of the City Code, until an updated fee study can be completed.

SECTION 2. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by the decision of any Court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance.

SECTION 3. This ordinance shall become effective in the manner provided by law.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 1st day of October, 2019.

Cathy Carlat, Mayor

Date Signed

ATTEST:

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

Vanessa P. Hickman, City Attorney

Published in Peoria Times

Publication Dates: October 10, 2019

Effective Date: _____

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 9C.

Date Prepared: 9/18/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Erik Strunk, Deputy City Manager
FROM: Kevin Burke, Public Works Director
SUBJECT: Contract, DBA Construction, Inc. Municipal Operations Center, Lighting Improvements

Purpose:

Discussion and possible action to: (a) approve an individual job order utilizing an existing JOC contract with DBA Construction, Inc. in the amount of \$411,420 not to exceed the guaranteed maximum price (GMP) to construct the Municipal Operations Center (MOC) Lighting Improvements project; and (b) approve a budget transfer in the amount of \$100,000.

Summary:

The City's FY2020-FY2029 Capital Improvement Program includes the MOC Site Lighting Improvements project that will provide lighting upgrades to the MOC. The proposed improvements will include replacement of existing lighting infrastructure with current LED technology and additional lighting to achieve better efficiency, lower electrical costs and a more uniformly lighted facility. Equally important, this project will reduce dark areas in the parking lots, particularly during winter months when inadequate lighting is most noticeable, which will increase employee safety and site security.

This project is being coordinated with two other CIP projects at the MOC, which includes the Asphalt Repair and Replacement project (PW01190). It is expected that the asphalt treatment is to cost considerably less than the \$1,500,000 originally budgeted and have a savings available at the completion of the project. The MOC Site Lighting Improvements project's (PW00402) budget is \$343,314, but the contractor's GMP is \$411,420. Therefore, \$100,000 is being requested to be transferred from PW01190 to PW00402 to cover the shortfall and provide a contingency.

Construction is expected to begin in October 2019 and be completed in March 2020.

Previous Actions/Background:

In October 2016, a lighting study was completed and the contract was administratively approved.

In March 2019, a lighting design contract was administratively approved.

Options:

A: Approve the Contract with DBA Construction Inc. for the (MOC) Site Lighting Improvements Project and approve a budget transfer in the amount of \$100,000.

B : Deny approval of the (MOC) Site Lighting Improvements Project. This will result in cancellation of the project.

Staff Recommendation:

Staff recommends approval of the contract with DBA Construction Inc and the approval of the budget transfer in the amount of \$100,000.

Fiscal Analysis:

This action will not have a fiscal impact as the funds are already budgeted. If approved, staff will transfer \$100,000 from account 4253-4253-541003-CIPOF-PW01199CO in the Asphalt Repair and Replacement project to account 4253-4253-541003-CIPOF-PW00402CO in the MOC Site Lighting Improvements project.

ATTACHMENTS:

MOC Current Use Map

Contact Name and Number:

Kevin Burke, Public Works Director (623) 773-7395



FLEET: 230,107 SF

MATERIALS MANAGEMENT: 42,928 SF

PARKS: 46,765 SF EXISTING; 29,740 PROPOSED

POLICE: 42,532 SF

SOLID WASTE: 78,965 SF

STREETS: 93,859 SF

UTILITIES: 47,402 SF

FINANCE METERS: 6,356 SF

PW FACILITIES: 10,316 SF

COMMUNITY SERVICES: 8,017 SF

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 10C.

Date Prepared: 9/19/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager

THROUGH: Erik Strunk, Deputy City Manager

FROM: Chris Hallett, Neighborhood and Human Services Director

SUBJECT: Intergovernmental Agreement Amendment, Maricopa County HOME Consortium, HOME Investment Partnership Program Grant Funds

Purpose:

Discussion and possible action to approve an Intergovernmental Agreement amendment with Maricopa County governing the City's annual HOME Investment Partnership Program grant allocation to include the Federal Fiscal Year 2019 (current) allocation.

Summary:

The U.S. Department of Housing and Urban Development (HUD) allows units of local government that are geographically contiguous to form a consortium for the purpose of participating in the HOME Investment Partnership Program (HOME), and receive annual allocations of funds to further affordable housing projects. As allowed, the cities of Avondale, Chandler, Glendale, Peoria, Scottsdale, Surprise and Tempe, the Town of Gilbert and the County of Maricopa collectively formed the Maricopa HOME Consortium (Consortium), with Maricopa County acting as the lead agency and HUD providing regulatory oversight.

HUD requires each member of the Consortium to execute an annual Intergovernmental Agreement with the lead agency in order to receive the formula allocation of Consortium grant funds.

The City's allocation of HOME funds for Federal Fiscal Year 2019 was \$227,655.22. After a recommendation by the Council Not-For-Profit Review and Housing Subcommittee, the City Council approved the funds to be used as follows:

Agency	Description	Funding
Habitat for Humanity Central Arizona	Construction of affordable housing and homebuyer assistance	\$213,426.77
City of Peoria	Administration	\$14,228.45
	Total	\$227,655.22

Approval of the amendment to the Intergovernmental Agreement will allow the City to

administer the HOME Program grant as envisioned through the budget process, and further the Council goal of “Community Building.”

Previous Actions/Background:

- May 21, 2019 – FY20 Allocation approved with the City Council final budget adoption
- May 7, 2019 – FY20 Allocation approved with the City Council tentative budget adoption
- April 4, 2019 – FY20 Allocation recommended to City Council during the Neighborhood & Human Services Budget Hearing
- February 28, 2019 – FY20 Allocation recommendation determined by the Council Not-For-Profit Review and Housing Subcommittee

Options:

A: Approve the request as proposed.

B: Reject the request and provide further guidance to staff.

Staff Recommendation:

Staff recommends that Council approve the amendment to the Federal Fiscal Year 2018 Intergovernmental Agreement (LCON06616B) with Maricopa County, and authorize staff to execute all required documents.

Fiscal Analysis:

No fiscal impact

ATTACHMENTS:

Peoria HOME Amendment

Contact Name and Number:

Carin Imig, Community Assistance Manager, (623) 773-7381



AMENDMENT No. 3 TO THE
INTERGOVERNMENTAL AGREEMENT
BETWEEN
MARICOPA COUNTY
ADMINISTERED BY ITS
HUMAN SERVICES DEPARTMENT
AND
CITY OF PEORIA



- I. Maricopa County ("County") administered by its Human Services Department and the City of Peoria ("City" and or "Subrecipient") entered into a financial Intergovernmental Agreement ("Agreement") on or about December 6, 2017. The purpose of the Agreement is for the Subrecipient to construct single family homes and provide homebuyer assistance to low income families for the purchase of the homes. The County provided the Subrecipient with \$180,641 in 2016 HOME Investment Partnerships Program (HOME) funds from the U.S. Department of Housing and Urban Development (HUD). All work performed or cost incurred or expended shall be reimbursable through September 30, 2019. The County and the Subrecipient may be referred to individually as the "Party" and collectively referred to as the "Parties."

The Parties executed Amendment No. 1 on or about February 28, 2018 to add a 2017 Work Statement for the Subrecipient to construct two (2) single family houses and provide homebuyer assistance to low income families. The County provided the Subrecipient with \$177,887 for the 2017 Work Statement. All work performed or cost incurred or expended for 2017 Work Statement shall be reimbursable through September 30, 2021. Upon approval of Amendment No. 1, the Agreement funding amount increased to \$358,528.

The Parties executed Amendment No. 2 on or about October 18, 2018 to add a 2018 Work Statement for the Subrecipient to construct two (2) single family homes and provide homebuyer assistance to low income families. The County provided the Subrecipient with \$247,137 for the 2018 Work Statement. All work performed or cost incurred or expended for 2018 Work Statement shall be reimbursable through September 30, 2022. Upon approval of Amendment No. 2, the Agreement funding amount increased to \$605,665.

- II. The Parties agree to enter into this Amendment No. 3 to the Agreement to amend the Agreement as follows:
- A. Add an additional Work Statement hereinafter referred to as "2019 Work Statement" for the Subrecipient to construct two (2) single family homes and provide homebuyer assistance to low income families. All work performed or cost incurred or expended for 2019 Work Statement shall be reimbursable through September 30, 2023.
 - B. The County shall provide the Subrecipient with \$227,655.22 for the 2019 Work Statement activities.
 - C. Upon approval of Amendment No. 3, the Agreement funding amount shall be increased to \$833,320.22.
 - D. Section IV, Compensation, Subsection D, Reimbursement shall be amended to reference total funding of \$833,320.22.
- III. The County shall reimburse the Subrecipient on a Net 0 payment standard.

This Agreement is subject to A.R.S. §38-511. The foregoing paragraphs contain all the changes made by this Amendment. All other terms and conditions of the original Agreement and previous Amendments remain the same and in full force and effect as approved and amended.

IN WITNESS THEREOF, the Parties have signed this Amendment:

APPROVED BY:
CITY OF PEORIA

APPROVED BY:
MARICOPA COUNTY

Mayor, City of Peoria

Chairman, Board of Supervisors

Date: _____

Date: _____

Attested To:

Attested To:

City Clerk

Fran McCarroll, Clerk of the Board

IN ACCORDANCE WITH A.R.S. §§ 11-952, 11-201, AND 11-251, THIS AGREEMENT HAS BEEN REVIEWED BY THE UNDERSIGNED DEPUTY COUNTY ATTORNEY, AND, IN ACCORDANCE WITH A.R.S. § 11-952, THIS AGREEMENT HAS BEEN REVIEWED BY THE UNDERSIGNED ATTORNEY FOR CITY ON BEHALF OF CITY, AND, AS TO THEIR RESPECTIVE CLIENTS ONLY, EACH ATTORNEY HAS DETERMINED THAT THIS AGREEMENT IS IN PROPER FORM AND WITHIN THE POWER AND AUTHORITY GRANTED UNDER THE LAWS OF THE STATE OF ARIZONA.

CITY OF PEORIA

MARICOPA COUNTY

BY: _____
City Attorney

BY: _____
Deputy County Attorney

Date: _____

Date: _____

MARICOPA COUNTY
HOME Investment Partnerships Program
Program Year 2019

Consortium Member: City of Peoria, Arizona

Project: Construction of New Housing and Homebuyer Assistance

Program Year 2019 HOME Funds: \$203,426.77 (new construction w/developer fee), \$10,000 (homebuyer assistance) and \$14,228.45 (administration) = \$227,655.22

Type of Property: Single-Family

A. DETAILED SCOPE OF WORK: HOME funds will be used in the construction of two (2) new affordable homes located in Peoria's city limits. The homes will be sold to qualified low-to-moderate income families in need of housing. \$14,228.45 will be used for administrative costs, \$193,426.77 will be used towards infrastructure and direct construction costs, \$10,000 will be used for a developer fee, and the remaining \$10,000 will be used towards direct homebuyer assistance. Other pertinent information is as follows:

1. Consolidated Plan goals as it relates to this activity, include the priority rating i.e. High, Low
 - a. Affordable Housing is a High Priority.
2. Type of assistance/activity to be provided with HOME funds:
 - a. Construction of New Housing
 - b. Administration
 - c. Direct Homebuyer Assistance
3. Methods and instruments used for ensuring affordability:
 - a. The HOME funds will be secured by a Deed of Trust and Promissory Note.
 - b. The Recapture provision is used in which all HOME funds are subject to repayment. Any repayment of HOME funds will be made out of Net Proceeds, and are from the sale of the HOME assisted unit.
 - i. Net Proceeds is defined as: Net Proceeds = Sales Price (-) non-HOME debt (-) closing costs.
4. Anticipated use of program income/project proceeds:
 - a. There will be no program income generated through this project.

B. OBJECTIVES AND OUTCOMES (Check appropriate box below.):

	OUTCOMES		
	AVAILABILITY/ ACCESSIBILITY	AFFORDABILITY	SUSTAINABILITY
DECENT HOUSING	☐ Single Family Housing Rehab and Emergency Rehab, Homebuyer Assistance	☒ Homebuyer Activities, Acquisition/Rehab of rental housing, Acquisition/New Construction of rental housing, Preservation of existing public housing units and TBRA, Expansion of assisted rental units in the private marketplace	☐ Housing Activities in a targeted revitalization area

C. LOGIC MODEL: PERFORMANCE INDICATORS:

INPUTS/ RESOURCES In order to accomplish proposed activities, the subrecipient will need the following:	ACTIVITIES In order to address the issue, the subrecipient will conduct the following activities:	OUTPUTS Once completed, these activities will produce the following:	OUTCOMES When completed, these activities will lead to the following changes:	IMPACT Long term changes:
HOME funding, City Staff Administration, Client Volunteer Sweat Equity Hours	New construction of two single family homes and homebuyer assistance	Expand affordable housing opportunities	Low to moderate income families become first time homebuyers	Stable neighborhoods

D. PROPOSED BENEFICIARIES:

Targeted Population by Income Level	Number of Households	Total Number of Units	Number of <u>HOME Assisted</u> Units in program (if rental)
Households at or below 50%			
Households at or below 60%			
Households at or below 80%	2	2	
TOTAL	2	2	

E. PRIORITY POPULATIONS:

Complete the table below only if the Activity will specifically set-aside units for a priority population. Set-asides will be enforced through contract provisions.

Priority Populations	No. of Units
Elderly	
Physically Disabled	
Other Priority Populations: Veterans	

F. PERFORMANCE REPORTING GOALS-TIMELINE OF ACTIVITIES:

<u>MILESTONES</u>	<u>START DATE</u>	<u>COMPLETION DATE</u>
HOME Contract signed by City Council	October 2019	October 2019
Market Study		January 2019
Underwriting for the construction of the new homes		January 2019
Secure Financing		July 2019
Environmental Review	October 2019	June 2021
Obtain Site Control		HFH Stock
RFQ Issued-Application Process		January 2019
Developer Selected and Signed Development Contract	July 2019	December 2019
Home Set up Report to County	January 2020	June 2022
Acquisition and Construction to commence	January 2020	June 2022
Certificate of Occupancy	June 2021	June 2022
Underwriting of Low/Moderate Income Family	June 2021	June 2022
Unit Occupied by Low/Moderate Income Person/Family	June 2021	December 2022
Completion Report submitted to County	June 2021	December 2022

Any change to the Timeline will need to be submitted to and approved by Maricopa County.

G. ACTIVITY BUDGET SUMMARY:

ACTIVITIES	HOME Funds PY 2019	Additional Sources* (defined in Table H.)	TOTAL COST
ACQUISITION			
Land value of pre-owned, unsponsored property		\$ 90,000.00	\$ 90,000.00
Buildings			\$ -
Closing Costs			\$ -
Legal Fees			\$ -
TOTAL	\$ -	\$ 90,000.00	\$ 90,000.00
SITE & DEMOLITION			\$ -
Site Work			\$ -
Demolition			\$ -
TOTAL	\$ -	\$ -	\$ -
NEW CONSTRUCTION			\$ -
Construction Costs-Materials	\$ 171,016.77	\$ 52,983.23	\$ 224,000.00
Builder Overhead			\$ -
Developer Fee	\$ 10,000.00		\$ 10,000.00
General Requirements			\$ -
Consultant/Specialist			\$ -
Permits & Fees			\$ -
Construction Contingency			\$ -
Sales Tax			\$ -
Other-Infrastructure	\$ 22,410.00		\$ 22,410.00
TOTAL	\$ 203,426.77	\$ 52,983.23	\$ 256,410.00
ARCHITECTURAL FEES			\$ -
Design	\$ -	\$ -	\$ -
Supervision			\$ -
TOTAL	\$ -	\$ -	\$ -
CONSTRUCTION INTEREST & FEES & LEGAL FEES			\$ -
Construction Interest			\$ -
Bond Premium			\$ -
Title & recording			\$ -
Insurance			\$ -
Legal Fees			\$ -
TOTAL	\$ -	\$ -	\$ -
OTHER FEES			\$ -
HB closing/ counseling		\$ 7,300.00	\$ 7,300.00
HB Assistance	\$ 10,000.00		\$ 10,000.00
TOTAL	\$ 10,000.00	\$ 7,300.00	\$ 17,300.00
ADMINISTRATION COSTS			\$ -
Program Income Administration			
Administration	\$ 14,228.45		\$ 14,228.45
Volunteer Labor		\$ 48,000.00	\$ 48,000.00
TOTAL	\$ 14,228.45	\$ 48,000.00	\$ 62,228.45
GRAND TOTAL	\$ 227,655.22	\$ 198,283.23	\$ 425,938.45

H. SOURCE AND AMOUNT OF OTHER RESOURCES:

FUNDING AGENCY	CASH AMOUNT	VOLUNTEER/ IN-KIND AMOUNT	TOTAL
Volunteers		48,000	48,000
Foundation and Corporate Support	52,983.23		52,983.23
TOTALS	52,983.23	48,000	100,983.23

I. MATCH:

Identify match sources and amounts that have been committed to the project. Match commitment must equal 25% of the HOME funds requested. Documentation is due at the time of request for payment(s). Match Logs must be submitted annually by June 30th of each year.

TYPE	SOURCE/FUNDING AGENCY	TOTAL
Cash or cash equivalents from a non-federal source	Cash Donors	53,356.69
Value of waived taxes, fees or charges associated with HOME projects		
Value of donated land or real property		
Cost of infrastructure improvements associated with HOME projects		
Percentage of proceeds from single- or multi-family state housing bonds		
Value of donated materials, equipment, labor and professional services		
Sweat equity		
TOTAL		\$53,356.69

Date Prepared: 9/18/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Andy Granger, Deputy District Manager
FROM: Barry Houg, Deputy Finance Director
SUBJECT: Fiscal Year 2019 Year-End and Fiscal Year 2020 First Quarter Budget Amendments

Purpose:

Discussion and possible action to approve the Fiscal Year 2019 Year-End Budget Amendments and Fiscal Year 2020 Budget Amendments and Carryovers.

Summary:

The attached schedules list FY 2019 year-end budget amendments and FY 2020 year-to-date budget amendments and carryovers which, under current Council and/or Administrative policy, require Council approval. These amendments have been reviewed by the Management and Budget division and the Chief Financial Officer and are submitted to Council for approval. The following listing describes the budget amendments by category.

FY 2019 Year-End Budget Amendments Summary:

Clean-up – The amendments in the Clean-up category include the correction on a division number and corrected coding on a bond reconciliation. The Clean-up adjustments total \$310,000.

Personnel – The amendment in the Personnel category is to move budget for a School Resource Officer to match the reimbursement from PUSD per the IGA. The Personnel adjustment totals \$212,000.

Operating – The amendments in the Operating category include increased ProTem Judge costs and expenditure authority for a Governor's Office of Highway Safety grant. The Operating adjustments total \$65,026.

Capital Items – The amendments in this category include transfers of budget authority to close out G.O. bond sale funds in the total amount of \$34,813,718, transfer of budget for the Fire Station No. 3 Apparatus Bay Expansion project, and a return of \$1,000,000 in project savings to the Transportation Sales Tax Fund. The Capital Items adjustments total \$37,303,479.

Carryover - Capital – The amendment in this category is to carry over the remaining FY 2018 balance for the update of the Water/Wastewater Expansion Fee Update project. The Carryover - Capital Items total \$11,791.

FY 2020 Year-to-Date Budget Amendments and Carryover Summary:

Clean-up – The amendments in the Clean-up category include a correction to reverse a duplicate budget amendment, and an adjustment for the Online Payment Solution supplemental which was approved in the FY 2020 budget but was inadvertently deleted in the budget upload. The Clean-up adjustments total \$570,799.

Operating – The amendments in the Operating category include the transfer of a one-time supplemental for Land Development Consulting Services to the Office of Real Estate Development, and expenditure authority for a Prop 302 Tourism grant. The Operating adjustments total \$201,049.

Capital Items – The amendments in this category include reallocation of funds to Sports Complex O&M to pay for the capital project's refurbishment items, reallocation of capital project savings to the Community Works program, and reallocation of funding between CIP projects related to improvements at MOC. The Capital Items adjustments total \$571,262.

Carryovers – Items which were approved in FY 2019 but not yet completed.

Carryover - Operating – The amendments in this category include: a carryover of remaining budget authority for the Office of Communications for advertising and hotel study; Finance Department Northstar Upgrade, Altivon Utilization Exercise and ADP Meeting; Leadership and Management intern in City Manager's Office; funding to be repurposed for a data mining service; carryover reductions and additions in the Police Department; Fire Department grants; Parks, Recreation and Community Facilities Department; Water Services Department; Economic Development Services Department; Neighborhood and Human Services Department; Council District Funds; Real Estate Development Department; FY 2019 purchase orders rolled over into FY 2020; and a reversal of a carryover in the Water Services Department. The Carryover - Operating Items total \$1,224,074.

Carryover - Capital – The amendments in this category include a carryover of remaining budget authority for: Section 12 Drainage Improvements; purchase orders rolled over into FY 2020; General Fund capital projects; Water Equipment Reserve Fund; Fleet Reserve Fund; Streets/Transit Reserve Fund; and the LED Street Light Conversion project. The Carryover - Capital Items total \$21,253,083.

Previous Actions/Background:

No previous action has been taken on these budget amendments and carryovers.

Options:

A: Approve all budget amendments as recommended.

B: Approve only select budget amendments.

C: Do not approve the budget amendments and request further information from Staff.

Staff Recommendation:

Finance and Budget Department staff recommends approval of the attached budget amendments.

Fiscal Analysis:

These budget amendments and carryovers have no net fiscal impact to the city. Some of the budget amendments are to provide expenditure authority for funds that have been received, i.e., through grants, IGAs, and/or reimbursements. Other budget amendments are to move existing appropriation to the proper accounts.

ATTACHMENTS:

Exhibit 1: FY 2019 Budget Amendment Schedule and FY 2020 Budget Amendment and Carryover Schedule

Exhibit 2: Chargebacks and Arts Schedule

Contact Name and Number:

Barry Houg, (623) 773-7174

Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant					Debit	Credit
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Clean-up

#5343 - Information Technology - IT Projects

3500	3850	543007	IT Technology Systems	00000		\$60,000	\$0
3500	3500	543007	IT Technology Systems	00000		\$0	\$60,000

Comment: This transfer is to correct the division for the ADP Project on previous Transfer #5282.

#5344 - Non-Departmental - Gen Fund Capital Projects

4254	4254	543004	Storm Drain System	CIPDR	EN00628	\$250,000	\$0
4253	4253	543004	Storm Drain System	CIPDR	EN00628	\$0	\$250,000

Comment: This transfer is to correct coding for Project EN00628. It was coded to fund 4253 rather than fund 4252 for the reclass of expenditures for reconciliation of Fund 4252 G.O. Bonds - Phs 2 - See Trnf #5340

Subtotal for Clean-up Amendments:	\$310,000	\$310,000
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Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Personnel

#5375 - Police - Operations Support

7422	7582	510000	Salaries and Wages-Regular	00000	\$212,000	\$0
1000	1025	510000	Salaries and Wages-Regular	00000	\$0	\$212,000

Comment: This transfer is to move budget for a School Resource Officer to match the reimbursement from PUSD per the IGA.

Subtotal for Personnel Amendments:	\$212,000	\$212,000
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Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Operating

#5300 - Municipal Court - Municipal Court Enhancement Fd

8062	8062	510100	Wages-Part Time	\$20,100	\$0
8062	8062	510000	Salaries and Wages-Regular	\$17,000	\$0
8062	8062	511501	Retirement-State	\$13,500	\$0
8062	8062	511001	Social Security-OASDI	\$2,500	\$0
8062	8062	511002	Social Security-HI	\$1,000	\$0
8062	8062	512900	457 Compensation	\$400	\$0
8062	8062	512000	Med/Dental/Life/Vis Insurance	\$0	\$12,000
1000	0300	570000	Contingency	\$0	\$42,500

Comment: This transfer is to provide for increased ProTem Judge costs.

#5316 - Police - Citizen Donations-Pd

8040	8040	530008	Food Supplies & Catering	\$2,800	\$0
7990	7990	570000	Contingency	\$0	\$2,800

Comment: Funds have been received in the Citizen Donation Fund from the PPOA to pay for a portion of the 2019 Police Department Awards Ceremony. This action provides the budget authority to use the donated funds for this purpose. There is no financial impact.

#5333 - Police - Governor of Highway Safety Grants (GOHS)

7515	7765	530019	Operational Supplies/Equipment	\$7,726	\$0
7990	7990	570000	Contingency	\$0	\$7,726

Comment: This transfer will provide expenditure authority for a Governor's Office of Highway Safety Grant to purchase Portable Breath Testers to enhance DUI enforcement.

Subtotal for Operating Amendments:	\$65,026	\$65,026
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Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant					Debit	Credit
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Capital

#5314 - Non-Departmental - Gen Fund Capital Projects

2272	2298	543004	Storm Drain System	CIPDR	EN00119	\$3,563,557	\$0
4251	4251	520099	Other Professional Services	CIPDR	EN00119	\$0	\$600,000
4252	4252	543004	Storm Drain System	CIPDR	EN00119	\$0	\$2,963,557

Comment: Transfer of budget authority from GO Bonds to 2272 (WIFA Loan)

#5315 - Non-Departmental - Gen Fund Capital Projects

2272	2298	540000	Land and Improvements	CIPDR	EN00119	\$312,850	\$0
4251	4251	543004	Storm Drain System	CIPDR	EN00119	\$0	\$312,850

Comment: Transfer of budget authority from GO Bonds to 2272 (WIFA Loan).

#5330 - Non-Departmental - Gen Fund Capital Projects

4253	4253	543005	Park Improvements	CIPPK	CS00173	\$56,827	\$0
4253	4253	543004	Storm Drain System	CIPDR	EN00458	\$46,430	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPDR	EN00458	\$629	\$0
4253	4253	525515	Svc Charges-Arts Commission	CIPDR	EN00458	\$354	\$0
4251	4251	525515	Svc Charges-Arts Commission	CIPDR	EN00458	\$0	\$354
4251	4251	544001	Cap ENG Chargebacks	CIPDR	EN00458	\$0	\$629
4251	4251	543004	Storm Drain System	CIPDR	EN00458	\$0	\$46,430
4251	4251	543005	Park Improvements	CIPPK	CS00173	\$0	\$56,827

Comment: CIP - Budget amendments needed to move appropriation between funds in order close out the 2015 G.O. Bond Sale fund and plan accordingly for a 2019 G.O. sale. Phase 1 for Fund 4251.

Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Capital

#5331 - Non-Departmental - Gen Fund Capital Projects

4253	4253	543005	Park Improvements	CIPPK	CS00059	19,267,270	\$0
7010	7075	543001	Street System	CIPST	EN00422	\$390,000	\$0
4253	4253	543007	IT Technology Systems	CIPPK	CS00059	\$372,000	\$0
4253	4253	543001	Street System	CIPST	EN00463	\$331,011	\$0
4253	4253	543004	Storm Drain System	CIPDR	EN00455	\$320,000	\$0
4253	4253	543005	Park Improvements	CIPPK	CS00195	\$300,000	\$0
4254	4254	543005	Park Improvements	CIPPK	CS00203	\$239,613	\$0
7010	7075	520099	Other Professional Services	CIPST	EN00100	\$160,000	\$0
4253	4253	543005	Park Improvements	CIPRT	CS00128	\$105,263	\$0
4254	4254	543005	Park Improvements	CIPPK	CS00204	\$58,095	\$0
4253	4253	541003	Imp Other Than Land/Buildings	CIPOF	PW01199	\$21,019	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPPK	CS00059	\$5,512	\$0
2272	2298	544001	Cap ENG Chargebacks	CIPDR	EN00119	\$3,926	\$0
4254	4254	544001	Cap ENG Chargebacks	CIPPK	CS00203	\$2,821	\$0
7010	7075	544001	Cap ENG Chargebacks	CIPST	EN00422	\$1,149	\$0
7010	7075	544001	Cap ENG Chargebacks	CIPST	EN00100	\$470	\$0
4254	4254	544001	Cap ENG Chargebacks	CIPPK	CS00204	\$366	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPST	EN00463	\$193	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPRT	CS00128	\$188	\$0
7010	7075	544002	Cap MM Chargebacks	CIPST	EN00422	\$71	\$0
2272	2298	544002	Cap MM Chargebacks	CIPDR	EN00119	\$45	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPOF	PW01199	\$19	\$0
4252	4252	544001	Cap ENG Chargebacks	CIPOF	PW01199	\$0	\$19
4252	4252	544002	Cap MM Chargebacks	CIPDR	EN00119	\$0	\$45
4252	4252	544002	Cap MM Chargebacks	CIPST	EN00422	\$0	\$71
4252	4252	544001	Cap ENG Chargebacks	CIPRT	CS00128	\$0	\$188
4252	4252	544001	Cap ENG Chargebacks	CIPST	EN00463	\$0	\$193
4252	4252	544001	Cap ENG Chargebacks	CIPPK	CS00204	\$0	\$366
4252	4252	544001	Cap ENG Chargebacks	CIPST	EN00100	\$0	\$470
4252	4252	544001	Cap ENG Chargebacks	CIPST	EN00422	\$0	\$1,149
4252	4252	544001	Cap ENG Chargebacks	CIPPK	CS00203	\$0	\$2,821
4252	4252	544001	Cap ENG Chargebacks	CIPDR	EN00119	\$0	\$3,926
4252	4252	544001	Cap ENG Chargebacks	CIPPK	CS00059	\$0	\$5,512
4252	4252	541003	Imp Other Than Land/Buildings	CIPOF	PW01199	\$0	\$21,019
4252	4252	543005	Park Improvements	CIPPK	CS00204	\$0	\$58,095
4252	4252	543005	Park Improvements	CIPRT	CS00128	\$0	\$105,263
4252	4252	520099	Other Professional Services	CIPST	EN00100	\$0	\$160,000
4252	4252	543005	Park Improvements	CIPPK	CS00203	\$0	\$239,613
4252	4252	543005	Park Improvements	CIPPK	CS00195	\$0	\$300,000
4252	4252	543004	Storm Drain System	CIPDR	EN00455	\$0	\$320,000

Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant					Debit	Credit
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Capital

4252	4252	543001	Street System	CIPST	EN00463	\$0	\$331,011
4252	4252	543007	IT Technology Systems	CIPPK	CS00059	\$0	\$372,000
4252	4252	543001	Street System	CIPST	EN00422	\$0	\$390,000
4252	4252	543005	Park Improvements	CIPPK	CS00059	\$0	19,267,270

Comment: CIP - Budget amendments needed to move appropriation between funds in order close out the 2015 G.O. Bond Sale fund and plan accordingly for a 2019 G.O. sale. Phase 1 for Fund 4252.

#5332 - Non-Departmental - Gen Fund Capital Projects

4254	4254	543005	Park Improvements	CIPPK	CS00088	\$1,295,000	\$0
4254	4254	543005	Park Improvements	CIPPK	CS00088	\$679,208	\$0
4254	4254	543007	IT Technology Systems	CIPPS	PD00013	\$55,910	\$0
4550	4550	542001	Electronic Equipment	CIPOF	PW00510	\$37,975	\$0
4254	4254	544001	Cap ENG Chargebacks	CIPPK	CS00088	\$5,385	\$0
4254	4254	544001	Cap ENG Chargebacks	CIPPK	CS00088	\$2,824	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPRT	CS00088	\$0	\$2,824
4253	4253	544001	Cap ENG Chargebacks	CIPPK	CS00088	\$0	\$5,385
4253	4253	542001	Electronic Equipment	CIPOF	PW00510	\$0	\$37,975
4253	4253	543007	IT Technology Systems	CIPPS	PD00013	\$0	\$55,910
4253	4253	543005	Park Improvements	CIPRT	CS00088	\$0	\$679,208
4253	4253	543005	Park Improvements	CIPPK	CS00088	\$0	\$1,295,000

Comment: CIP - Budget amendments needed to move appropriation between funds in order close out the 2015 G.O. Bond Sale fund and plan accordingly for a 2019 G.O. sale. Phase 1 for Fund 4253.

#5334 - Non-Departmental - Gen Fund Capital Projects

4253	4253	541003	Imp Other Than Land/Buildings	CIPOF	PW00509	\$54,414	\$0
4253	4253	520099	Other Professional Services	CIPOF	PW00509	\$8,735	\$0
4252	4252	520099	Other Professional Services	CIPOF	PW00509	\$0	\$8,735
4252	4252	541003	Imp Other Than Land/Buildings	CIPOF	PW00509	\$0	\$54,414

Comment: CIP - Budget amendments needed to move appropriation between funds in order close out the 2015 G.O. Bond Sale fund and plan accordingly for a 2019 G.O. sale. Remaining PW00509 authority.

Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Capital

#5338 - Non-Departmental - Gen Fund Capital Projects

7935	7935	540500	Buildings & Improvements	CIPPS	FD13400	\$981,666	\$0
1000	0300	570000	Contingency			\$252,550	\$0
7935	7935	544001	Cap ENG Chargebacks	CIPPS	FD13400	\$55,534	\$0
7935	7935	541003	Imp Other Than Land/Buildings	CIPPS	FD13400	\$46,868	\$0
7935	7935	525515	Svc Charges-Arts Commission	CIPPS	FD13400	\$9,816	\$0
7935	7935	542006	Other Equipment	CIPPS	FD13400	\$6,573	\$0
7935	7935	544002	Cap MM Chargebacks	CIPPS	FD13400	\$136	\$0
4550	4550	544002	Cap MM Chargebacks	CIPPS	FD13400	\$0	\$136
4550	4550	525515	Svc Charges-Arts Commission	CIPPS	FD13400	\$0	\$9,816
4550	4550	542006	Other Equipment	CIPPS	FD13400	\$0	\$13,242
4550	4550	544001	Cap ENG Chargebacks	CIPPS	FD13400	\$0	\$55,534
4550	4550	541003	Imp Other Than Land/Buildings	CIPPS	FD13400	\$0	\$93,736
4550	4550	540500	Buildings & Improvements	CIPPS	FD13400	\$0	\$1,180,679

Comment: CIP - Move budget for Fire Station No. 3 Apparatus Bay Expansion project (FD13400) to impact fees from Prop. 400 reimbursements. This is a growth-related project, and we have a statutory requirement to spend certain previously collected impact fees before January 1, 2020.

Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Capital

#5339 - Non-Departmental - Gen Fund Capital Projects

4253	4253	543001	Street System	CIPST	EN00463	\$1,749,630	\$0
2272	2298	543004	Storm Drain System	CIPDR	EN00119	\$932,495	\$0
4253	4253	543004	Storm Drain System	CIPDR	EN00119	\$762,997	\$0
7010	7075	543001	Street System	CIPST	EN00422	\$372,549	\$0
4253	4253	543004	Storm Drain System	CIPDR	PW00112	\$250,853	\$0
2272	2298	540000	Land and Improvements	CIPDR	EN00119	\$109,000	\$0
4253	4253	540000	Land and Improvements	CIPST	EN00463	\$105,000	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPDR	PW00112	\$4,718	\$0
2272	2298	544001	Cap ENG Chargebacks	CIPDR	EN00119	\$3,600	\$0
7010	7075	544001	Cap ENG Chargebacks	CIPST	EN00422	\$1,097	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPST	EN00463	\$1,083	\$0
2272	2298	525515	Svc Charges-Arts Commission	CIPDR	EN00119	\$616	\$0
4253	4253	525515	Svc Charges-Arts Commission	CIPDR	PW00112	\$535	\$0
7010	7075	525515	Svc Charges-Arts Commission	CIPST	EN00422	\$101	\$0
7010	7075	544002	Cap MM Chargebacks	CIPST	EN00422	\$68	\$0
2272	2298	544002	Cap MM Chargebacks	CIPDR	EN00119	\$41	\$0
4251	4251	544002	Cap MM Chargebacks	CIPDR	EN00119	\$0	\$41
4251	4251	544002	Cap MM Chargebacks	CIPST	EN00422	\$0	\$68
4251	4251	525515	Svc Charges-Arts Commission	CIPST	EN00422	\$0	\$101
4251	4251	525515	Svc Charges-Arts Commission	CIPDR	PW00112	\$0	\$535
4251	4251	525515	Svc Charges-Arts Commission	CIPDR	EN00119	\$0	\$616
4251	4251	544001	Cap ENG Chargebacks	CIPST	EN00463	\$0	\$1,083
4251	4251	544001	Cap ENG Chargebacks	CIPST	EN00422	\$0	\$1,097
4251	4251	544001	Cap ENG Chargebacks	CIPDR	EN00119	\$0	\$3,600
4251	4251	544001	Cap ENG Chargebacks	CIPDR	PW00112	\$0	\$4,718
4251	4251	540000	Land and Improvements	CIPST	EN00463	\$0	\$105,000
4251	4251	540000	Land and Improvements	CIPDR	EN00119	\$0	\$109,000
4251	4251	543004	Storm Drain System	CIPDR	PW00112	\$0	\$250,853
4251	4251	543001	Street System	CIPST	EN00422	\$0	\$372,549
4251	4251	543004	Storm Drain System	CIPDR	EN00119	\$0	\$1,695,492
4251	4251	543001	Street System	CIPST	EN00463	\$0	\$1,749,630

Comment: CIP - Budget amendments needed to move appropriation between funds in order close out the 2015 G.O. Bond Sale fund and plan accordingly for a 2019 G.O. sale. Phase 2 for Fund 4251.

Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Capital

#5340 - Non-Departmental - Gen Fund Capital Projects

4253	4253	543004	Storm Drain System	CIPDR	PW00112	\$1,223,065	\$0
4253	4253	543004	Storm Drain System	CIPDR	EN00458	\$500,000	\$0
4253	4253	543004	Storm Drain System	CIPDR	EN00628	\$250,000	\$0
4253	4253	541003	Imp Other Than Land/Buildings	CIPOF	PW00509	\$173,895	\$0
4550	4550	542001	Electronic Equipment	CIPOF	PW00510	\$55,401	\$0
4550	4550	542006	Other Equipment	CIPOF	PW00510	\$19,129	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPDR	PW00112	\$16,049	\$0
4253	4253	520099	Other Professional Services	CIPOF	PW00509	\$15,925	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPDR	EN00458	\$7,024	\$0
4253	4253	544001	Cap ENG Chargebacks	CIPOF	PW00509	\$6,127	\$0
4253	4253	525515	Svc Charges-Arts Commission	CIPDR	PW00112	\$4,239	\$0
4253	4253	525515	Svc Charges-Arts Commission	CIPDR	EN00458	\$550	\$0
4253	4253	541500	Furniture	CIPOF	PW00509	\$500	\$0
4252	4252	541500	Furniture	CIPOF	PW00509	\$0	\$500
4252	4252	525515	Svc Charges-Arts Commission	CIPDR	EN00458	\$0	\$550
4252	4252	525515	Svc Charges-Arts Commission	CIPDR	PW00112	\$0	\$4,239
4252	4252	544001	Cap ENG Chargebacks	CIPOF	PW00509	\$0	\$6,127
4252	4252	544001	Cap ENG Chargebacks	CIPDR	EN00458	\$0	\$7,024
4252	4252	520099	Other Professional Services	CIPOF	PW00509	\$0	\$15,925
4252	4252	544001	Cap ENG Chargebacks	CIPDR	PW00112	\$0	\$16,049
4252	4252	542006	Other Equipment	CIPOF	PW00510	\$0	\$19,129
4252	4252	542001	Electronic Equipment	CIPOF	PW00510	\$0	\$55,401
4252	4252	541003	Imp Other Than Land/Buildings	CIPOF	PW00509	\$0	\$173,895
4252	4252	543004	Storm Drain System	CIPDR	EN00628	\$0	\$250,000
4252	4252	543004	Storm Drain System	CIPDR	EN00458	\$0	\$500,000
4252	4252	543004	Storm Drain System	CIPDR	PW00112	\$0	\$1,223,065

Comment: This transfer is to reclass expenditures for reconciliation of Fund 4252 G.O. Bonds - Phase 2.

#5342 - Non-Departmental - Gen Fund Capital Projects

7010	7075	570000	Contingency			\$1,000,000	\$0
7010	7075	543001	Street System	CIPST	EN00422	\$0	\$1,000,000

Comment: The 103rd Avenue; Olive Avenue to Northern Avenue CIP project (EN00422) resulted in project savings due to a re-scoping of the project improvements that excluded the east half of the street. Therefore, \$1,000,000 in project savings is being returned to the Transportation Sales Tax Fund. More specifically, the dollars are being transferred to the Transportation Sales Tax Contingency account.

#5368 - Non-Departmental - Gen Fund Capital Projects

4550	4550	541003	Imp Other Than Land/Buildings	CIPOF	IT00018	\$548,201	\$0
4253	4253	541500	Furniture	CIPOF	PW00509	\$100	\$0
4252	4252	541500	Furniture	CIPOF	PW00509	\$0	\$100
4253	4253	541003	Imp Other Than Land/Buildings	CIPOF	IT00018	\$0	\$548,201

Comment: Budget amendments needed to move appropriation between funds in order close out the 2015 G.O. Bond Sale fund and plan accordingly for a 2019 G.O. Bond sale.

Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant				Debit	Credit
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Capital

#5371 - Non-Departmental - Gen Fund Capital Projects

4253	4253	540000	Land and Improvements	CIPDR EN00119	\$136,618	\$0
4253	4253	543004	Storm Drain System	CIPDR EN00119	\$0	\$136,618

Comment: This transfer is to reclass budget authority from a construction account to a land account within the same fund.

Subtotal for Capital Amendments: \$37,303,479 \$37,303,479

Budget Amendment Schedule

Fiscal Year 2019 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Capital

#5298 - Non-Departmental - Gen Fund Capital Projects

2164	2224	520099	Other Professional Services	CIPWR UT00070	\$5,940	\$0
2506	2626	520099	Other Professional Services	CIPWR UT00070	\$4,151	\$0
2507	2627	520099	Other Professional Services	CIPWR UT00070	\$1,100	\$0
2509	2629	520099	Other Professional Services	CIPWR UT00070	\$600	\$0
2050	2050	570000	Contingency		\$0	\$11,791

Comment: CIP - Carry over remaining FY18 balance for update of Water/Wastewater Expansion Fee Update project (UT00070). Funds needed to complete the ongoing study.

Subtotal for Carryover - Capital Amendments:	\$11,791	\$11,791
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Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Clean-up

#5357 - Utilities - Wtr Eqt Reserve

2130	2190	542502	Trucks and Vans	\$110,000	\$0
2130	2055	542502	Trucks and Vans	\$0	\$110,000

Comment: Division was erroneously loaded as 2130 rather than 2190 for these trucks and vans. This transfer will move the funding from the incorrect division to the correct division.

#5377 - Finance Utilities - Revenue Administration

1000	0460	530025	On-Line Computer Services	\$135,000	\$0
1000	0300	570000	Contingency	\$0	\$135,000

Comment: Clean-up budget adjustment for the On-line Payment Solution supplemental. This was approved by Council with the FY2020 budget but was inadvertently deleted in the upload.

#5416 - Non-Departmental - Gen Fund Capital Projects

1000	0300	570000	Contingency	\$129,120	\$0
4810	4810	570000	Contingency	\$94,300	\$0
2050	2050	570000	Contingency	\$53,100	\$0
7010	7075	570000	Contingency	\$20,000	\$0
1000	0300	570000	Contingency	\$18,929	\$0
7010	7075	570000	Contingency	\$5,700	\$0
2050	2050	570000	Contingency	\$4,650	\$0
2050	2140	543002	Water System	CIPWR UT00416	\$0 \$4,650
7010	7075	540000	Land and Improvements	CIPST EN00081	\$0 \$5,700
4550	4550	543001	Street System	CIPOF ED00002	\$0 \$18,929
7010	7075	543001	Street System	CIPST EN00081	\$0 \$20,000
2050	2140	543002	Water System	CIPWR UT00394	\$0 \$53,100
4810	4810	540000	Land and Improvements	CIPST EN00081	\$0 \$94,300
4253	4253	543004	Storm Drain System	CIPDR PW00112	\$0 \$129,120

Comment: Correction to carryover adjustments from FY19 to FY20. Transfer Number 5401 inadvertently duplicated in PeopleSoft financial software system. This transfer will reverse the duplicate amendments.

Subtotal for Clean-up Amendments:	\$570,799	\$570,799
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Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Operating

#5356 - Economic Development Services - Business and Real Estate Development

1000	0027	520099	Other Professional Services		\$100,000	\$0
1000	0352	520099	Other Professional Services		\$0	\$100,000

Comment: \$100,000 one-time supplemental for Land Development Consulting Services - Land Development is being transferred to the correct department: Office of Real Estate Development.

#5367 - Non-Departmental - Non-Departmental

1000	0300	570000	Contingency	00000	NA	\$12,122	\$0
1000	1025	520017	Veterinary Svcs & Canine Suppl	00000	NA	\$0	\$12,122

Comment: Reduce budget authority for canine supplemental 1025-04 - the canine was purchased in FY19.

#5411 - Non-Departmental - Proposed Grants

7850	7890	522501	Advertising	00000		\$88,927	\$0
7990	7990	570000	Contingency	00000		\$0	\$88,927

Comment: This transfer is to establish expenditure authority for Fund 7850 FY20 Tourism Grant - Prop 302.

Subtotal for Operating Amendments:	\$201,049	\$201,049
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Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant					Debit	Credit
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Capital

#5376 - Non-Departmental - Gen Fund Capital Projects

2000	2000	543005	Park Improvements	CIPPK	CS00185	\$150,000	\$0
1000	0310	543005	Park Improvements	CIPPK	CS00185	\$0	\$150,000

Comment: Moving budget from General Fund to Sports Complex O&M Capital Outlay expenditure account to pay for the capital project's refurbishment items.

#5384 - Non-Departmental - Gen Fund Capital Projects

1000	0310	540500	Buildings & Improvements	CIPOF	COP0001	\$34,691	\$0
1000	0310	540500	Buildings & Improvements	CIPOF	COP0001	\$15,309	\$0
1000	0310	540500	Buildings & Improvements	CIPOF	CD00008	\$1,262	\$0
1000	0310	541003	Imp Other Than Land/Buildings	CIPOF	CD00008	\$0	\$1,262
1000	0300	570000	Contingency			\$0	\$15,309
1000	0310	541003	Imp Other Than Land/Buildings	CIPOF	CD00008	\$0	\$34,691

Comment: Project budget not subject to Davis-Bacon regulation is being moved to the Community Works program in the General Fund.

#5420 - Non-Departmental - Gen Fund Capital Projects

1000	0310	524004	Grounds/Detention R & M	CIPPK	CS00019	\$270,000	\$0
1000	0310	543005	Park Improvements	CIPPK	CS00019	\$0	\$270,000

Comment: Moving budget from capital account 543005 to the proper non-capital account 524004.

#5425 - Non-Departmental - Gen Fund Capital Projects

4550	4550	541003	Imp Other Than Land/Buildings	CIPOF	PW00402	\$100,000	\$0
4253	4253	541003	Imp Other Than Land/Buildings	CIPOF	PW01199	\$0	\$100,000

Comment: Per Public Works' request, reallocating funding between CIP projects related to the improvements at MOC to cover additional lighting costs.

Subtotal for Capital Amendments:	\$571,262	\$571,262
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Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Operating

#5386 - Office of Communications - Public Information Office

1000	0040	522501	Advertising	\$20,000	\$0
1000	0041	530019	Operational Supplies/Equipment	\$8,400	\$0
1000	0300	570000	Contingency	\$0	\$28,400

Comment: Carryover for Office of Communications for funding approved in FY2019 not yet expended for advertising and hotel study.

#5387 - Finance - Finance Admin

1000	0450	520099	Other Professional Services	\$58,180	\$0
1000	0410	520510	Overnight Travel	\$8,000	\$0
1000	0450	530016	Office Equipment & Furniture	\$5,600	\$0
1000	0300	570000	Contingency	\$0	\$71,780

Comment: Carryover for Finance Department - approved FY2019 funding not yet expended for Northstar Upgrade, Altivon Utilization Exercise and ADP Meeting.

#5389 - Leadership and Management - City Manager's Office

1000	0020	520099	Other Professional Services	\$22,000	\$0
1000	0300	570000	Contingency	\$0	\$22,000

Comment: Carryover for Leadership and Management includes funding approved in FY 2019 budget not yet expended. This is \$22,000 carried over from the Human Resources department for an intern in the City Manager's Office.

#5390 - Police - Patrol Services - South

1000	0300	570000	Contingency	00000	\$85,000	\$0
1000	1040	510100	Wages-Part Time	00000	\$0	\$35,000
1000	1020	510000	Salaries and Wages-Regular	00000	\$0	\$50,000

Comment: Carryover reductions for Police Department. Carryover amounts were approved in FY 2020 budget but additional dollars were expended in FY 2019. Reduction of \$50,000 in Division 1020 and \$35,000 in Division 1040.

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Operating

#5391 - Police - Police Administration

7515	7765	510200	Wages-Overtime	00000	\$48,159	\$0
7460	7710	520012	Contract Labor	00000	\$36,300	\$0
7350	7500	532502	Weapons and Accessories	00000	\$33,549	\$0
7390	7550	510000	Salaries and Wages-Regular	00000	\$30,247	\$0
7507	7757	520505	In-House Employee Trng	00000	\$21,297	\$0
7360	7520	532502	Weapons and Accessories	00000	\$20,529	\$0
7360	7520	530019	Operational Supplies/Equipment	00000	\$18,145	\$0
7360	7520	530009	Wearing Apparel-General	00000	\$16,500	\$0
7350	7500	530019	Operational Supplies/Equipment	00000	\$15,000	\$0
7350	7500	524002	Building R & M	00000	\$12,000	\$0
7360	7520	520511	Local Training/Meeting	00000	\$12,000	\$0
7360	7520	542001	Electronic Equipment	00000	\$9,211	\$0
7515	7765	530019	Operational Supplies/Equipment	00000	\$7,731	\$0
7545	7795	520510	Overnight Travel	00000	\$6,200	\$0
7360	7520	530016	Office Equipment & Furniture	00000	\$5,205	\$0
7507	7757	510200	Wages-Overtime	00000	\$5,000	\$0
7545	7795	530028	Electronic Supplies/Equipment	00000	\$4,269	\$0
7460	7710	510000	Salaries and Wages-Regular	00000	\$4,100	\$0
7350	7500	525600	Direct Svc Chgs-Fleet Maintenance	00000	\$4,004	\$0
7350	7500	530028	Electronic Supplies/Equipment	00000	\$4,000	\$0
7360	7520	530028	Electronic Supplies/Equipment	00000	\$3,776	\$0
7460	7710	520511	Local Training/Meeting	00000	\$3,100	\$0
7520	7770	530010	Wearing Apparel-Safety	00000	\$2,891	\$0
7350	7500	530021	Computer Software	00000	\$2,650	\$0
7350	7500	530003	Computer Hardware	00000	\$2,500	\$0
7350	7500	530021	Computer Software	00000	\$2,500	\$0
7350	7500	530021	Computer Software	00000	\$1,817	\$0
7545	7795	520511	Local Training/Meeting	00000	\$1,432	\$0
7360	7520	542006	Other Equipment	00000	\$880	\$0
7507	7757	525008	Computer Software Supp & Maint	00000	\$701	\$0
7350	7500	520511	Local Training/Meeting	00000	\$600	\$0
7350	7500	530019	Operational Supplies/Equipment	00000	\$527	\$0
7545	7795	523510	Telecomm Svc, Lease/Rentals	00000	\$369	\$0
7990	7990	570000	Contingency	00000	\$0	\$337,189

Comment: Carryover for grants in the Police Department in FY 2020 includes approved grant items from FY 2019 not yet completed.

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant				Debit	Credit
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Carryover - Operating

#5392 - Fire-Medical - Homeland Security Grant

7670	7870	510206	Wages-Reimbursable OT	00000	\$39,444	\$0
7990	7990	570000	Contingency	00000	\$0	\$39,444

Comment: Carryover for Fire Department Grants in FY 2020 includes approved grant items from FY 2019 not yet completed.

#5393 - Parks, Recreation and Community Facilities - PRCF Administration

1000	1390	520099	Other Professional Services	00000	\$11,250	\$0
1000	1560	530014	Landscape Supplies & Equipment	00000	\$2,452	\$0
1000	1570	530014	Landscape Supplies & Equipment	00000	\$2,452	\$0
1000	0300	570000	Contingency	00000	\$0	\$4,904
1000	0300	570000	Contingency	00000	\$0	\$11,250

Comment: Carryover for Parks, Recreation & Community Facilities in FY 2020 includes approved items from FY 2019 not yet completed.

#5395 - Leadership and Management - Office of Sustainability

2050	2105	522099	Community Promotions		\$30,000	\$0
2050	2105	520505	In-House Employee Trng		\$15,000	\$0
1000	0300	570000	Contingency		\$0	\$15,000
2050	2050	570000	Contingency		\$0	\$30,000

Comment: Carryover for Water Services in FY 2020 includes approved items from FY 2019 not yet completed. Items include in-house employee sustainability training of \$15k and northern Arizona forest funding of \$30,000 .

#5396 - Economic Development Services - Business and Real Estate Development

1000	0352	522099	Community Promotions		\$30,000	\$0
1000	0300	570000	Contingency		\$0	\$30,000

Comment: Carryover for Economic Development Services Dept includes approved items in FY2019 not yet completed--Community Promotions \$30,000.

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Operating

#5400 - Non-Departmental - Non-Departmental

1111	0120	541003	Imp Other Than Land/Buildings	00000	\$81,774	\$0
1111	0120	524002	Building R & M	00000	\$69,000	\$0
1000	1400	520099	Other Professional Services	00000	\$17,500	\$0
1000	1400	522503	Printing and Binding	00000	\$12,000	\$0
1111	0120	530034	Art Work - Non-Capital	00000	\$10,400	\$0
1000	1400	522099	Community Promotions	00000	\$8,000	\$0
1000	1400	522004	Recreation Programs	00000	\$5,000	\$0
1000	1400	530008	Food Supplies & Catering	00000	\$5,000	\$0
1000	1400	520036	Copier Services	00000	\$3,500	\$0
1000	1400	524506	Building and Land Lease/Rental	00000	\$3,000	\$0
1000	1400	520099	Other Professional Services	00000	\$2,000	\$0
1000	1400	520036	Copier Services	00000	\$1,500	\$0
1000	1400	524505	Motor Vehicle Lease/Rental	00000	\$1,500	\$0
1000	1400	520510	Overnight Travel	00000	\$1,340	\$0
1000	1400	530021	Computer Software	00000	\$1,000	\$0
1000	1400	530001	Office and General Supplies	00000	\$503	\$0
1000	1400	520510	Overnight Travel	00000	\$500	\$0
1000	1400	530009	Wearing Apparel-General	00000	\$500	\$0
1000	1400	530001	Office and General Supplies	00000	\$497	\$0
1000	1400	520511	Local Training/Meeting	00000	\$483	\$0
1000	1400	513501	Cell Phone Allowance	00000	\$456	\$0
1000	1400	520512	Mileage Reimbursement	00000	\$400	\$0
1000	1400	530028	Electronic Supplies/Equipment	00000	\$350	\$0
1000	1400	520511	Local Training/Meeting	00000	\$217	\$0
1000	1400	520510	Overnight Travel	00000	\$160	\$0
1000	1400	522503	Printing and Binding	00000	\$121	\$0
1000	0300	570000	Contingency	00000	\$0	\$17,500
1000	0300	570000	Contingency	00000	\$0	\$48,027
1111	0120	570000	Contingency	00000	\$0	\$161,174

Comment: FY20 Carryover Requests for Neighborhood and Human Services to include the new Community Engagement Program in Division 1400.

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Operating

#5402 - Non-Departmental - Non-Departmental

1000	0300	522045	District at Large-Palo Verde	00000	\$30,000	\$0
1000	0300	522046	District at Large-Pine	00000	\$30,000	\$0
1000	0300	522043	District at Large-Acacia	00000	\$20,015	\$0
1000	0300	522047	District at Large-Willow	00000	\$14,826	\$0
1000	0300	522044	District at Large-Ironwood	00000	\$14,381	\$0
1000	0300	522042	District at Large-Mesquite	00000	\$1,037	\$0
1000	0300	570000	Contingency	00000	\$0	\$110,259

Comment: FY20 Carryover for District Funds not expended in FY 2019.

#5403 - Leadership and Management - Office of Real Estate Development

1000	0027	520099	Other Professional Services		\$123,962	\$0
1000	0027	520511	Local Training/Meeting		\$1,589	\$0
1000	0027	520510	Overnight Travel		\$744	\$0
1000	0027	521002	Empl Prof Membshp Dues		\$652	\$0
1000	0300	570000	Contingency		\$0	\$126,947

Comment: Carryover - FY2019 funding not expended in Real Estate Development Office. Items include Professional Development training, conference speaking engagements, planning conference.

#5405 - Utilities - Sustainability and Conservation

2050	2050	570000	Contingency		\$30,000	\$0
2050	2105	522099	Community Promotions		\$0	\$30,000

Comment: This transfer is to reverse a carryover for Water Services in FY 2020 for approved items from FY 2019 not yet completed. After the carryover was requested, it became known that the City had already paid in full for the Arizona Forest Fund commitment.

#5415 - Leadership and Management - Office of Real Estate Development

1000	0027	520099	Other Professional Services		\$31,200	\$0
1000	0300	570000	Contingency		\$0	\$31,200

Comment: Carryover - FY 2019 purchase orders not completed by fiscal year end were rolled over into FY 2020. This carries over the funding for those purchase orders in the Real Estate Development Office.

#5426 - Non-Departmental - Non-Departmental

1000	0040	520099	Other Professional Services		\$24,000	\$0
1000	0300	570000	Contingency		\$0	\$24,000

Comment: Carryover - funding approved in FY 2019 but not yet expended will be repurposed in FY 2020 to purchase a 1-year license for a data mining service.

Subtotal for Carryover - Operating Amendments: \$1,224,074 \$1,224,074

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Capital

#5373 - Non-Departmental - Gen Fund Capital Projects

4253	4253	543004	Storm Drain System	CIPDR	EN00119	\$296,470	\$0
4253	4253	540000	Land and Improvements	CIPDR	EN00119	\$285,232	\$0
2272	2298	543004	Storm Drain System	CIPDR	EN00119	\$66,529	\$0
2272	2298	540000	Land and Improvements	CIPDR	EN00119	\$0	\$2,000
1000	0300	570000	Contingency			\$0	\$646,231

Comment: CIP - Carryover adjustment for project EN00119 - Section 12 Drainage Improvements. This amendment reallocates the budget between the WIFA Loan Fund and the 2019 G.O. Bond Fund to align with the WIFA Loan Agreement, but does not change the total budgeted amounts in these two funds.

#5374 - Non-Departmental - Gen Fund Capital Projects

1000	0300	570000	Contingency			\$600,000	\$0
2272	2298	520099	Other Professional Services	CIPDR	EN00119	\$0	\$600,000

Comment: CIP - Carryover adjustment for project EN00119 - Section 12 Drainage Improvements. This amendment reallocates the budget between the WIFA Loan Fund and the 2019 G.O. Bond Fund to align with the WIFA Loan Agreement, but does not change the total budgeted amounts in these two funds (This account was inadvertently left off the previous adjustment #5373).

#5378 - Non-Departmental - Gen Fund Capital Projects

4253	4253	543004	Storm Drain System	CIPDR	PW00112	\$160,566	\$0
1000	0300	570000	Contingency	00000		\$0	\$59,281
4251	4251	570000	Contingency	00000		\$0	\$101,285

Comment: CIP - Carryover for Project PW00112 - Beardsley Road Channel Improvements.

#5401 - Non-Departmental - Gen Fund Capital Projects

4253	4253	543004	Storm Drain System	CIPDR	PW00112	\$129,120	\$0
4810	4810	540000	Land and Improvements	CIPST	EN00081	\$94,300	\$0
2050	2140	543002	Water System	CIPWR	UT00394	\$53,100	\$0
7010	7075	543001	Street System	CIPST	EN00081	\$20,000	\$0
4550	4550	543001	Street System	CIPOF	ED00002	\$18,929	\$0
7010	7075	540000	Land and Improvements	CIPST	EN00081	\$5,700	\$0
2050	2140	543002	Water System	CIPWR	UT00416	\$4,650	\$0
2050	2050	570000	Contingency			\$0	\$4,650
7010	7075	570000	Contingency			\$0	\$5,700
1000	0300	570000	Contingency			\$0	\$18,929
7010	7075	570000	Contingency			\$0	\$20,000
2050	2050	570000	Contingency			\$0	\$53,100
4810	4810	570000	Contingency			\$0	\$94,300
1000	0300	570000	Contingency			\$0	\$129,120

Comment: CIP - Carryover - Capital project carryover adjustments from FY19 to FY20.

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant					Debit	Credit
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Carryover - Capital

#5407 - Utilities - Wtr Oper Capital Projects

2050	2140	524012	Water System R & M	CIPWR	UT00418	\$193,352	\$0
2050	2140	543002	Water System	CIPWR	UT00418	\$71,695	\$0
2050	2050	570000	Contingency			\$0	\$265,047

Comment: CIP - Carryover - Capital project carryover adjustments from FY19 to FY20.

#5408 - Utilities - Wtr Eqt Reserve

2130	2190	542502	Trucks and Vans	00000		\$113,000	\$0
2430	2560	542501	Automobiles	00000		\$9,232	\$0
2050	2070	530012	Expendable Tools & Equipment	00000		\$7,361	\$0
2400	2480	570000	Contingency	00000		\$0	\$9,232
2130	2190	570000	Contingency	00000		\$0	\$50,000
2050	2050	570000	Contingency	00000		\$0	\$70,361

Comment: FY 2019 Carryover for Water Equipment Reserve Fund for vehicle replacements not completed in FY 2019.

#5409 - Public Works - Fleet Reserve

1000	0300	570000	Contingency	00000		\$478,026	\$0
3100	3500	542501	Automobiles	00000		\$48,952	\$0
3100	3500	542504	Motorcycles	00000		\$48,952	\$0
3100	3500	542502	Trucks and Vans	00000		\$0	\$575,930

Comment: Reduce FY 2019 Carryover for Fleet Reserve Fund vehicles purchased in FY 2019.

#5410 - Public Works - Streets/Transit Equipment Reserve

3150	3550	542502	Trucks and Vans	00000		\$600,000	\$0
1000	0300	570000	Contingency	00000		\$0	\$50,000
3150	3550	570000	Contingency	00000		\$0	\$50,000
7000	7000	570000	Contingency	00000		\$0	\$500,000

Comment: FY 2019 Carryover Request for Streets/Transit Reserve Fund for vehicle replacements not completed in FY 2019.

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Capital

#5413 - Non-Departmental - Gen Fund Capital Projects

4254	4254	543005	Park Improvements	CIPPK	CS00088	\$1,974,208	\$0
4253	4253	543005	Park Improvements	CIPPK	CS00059	\$1,504,429	\$0
2050	2140	543002	Water System	CIPWR	UT00390	\$1,000,000	\$0
7010	7075	543001	Street System	CIPST	EN00463	\$1,000,000	\$0
2050	2140	543002	Water System	CIPWR	UT00206	\$790,005	\$0
2162	2222	543002	Water System	CIPWR	UT00336	\$667,795	\$0
1000	0310	543005	Park Improvements	CIPPK	CS00185	\$586,058	\$0
2162	2222	543002	Water System	CIPPS	UT00334	\$508,516	\$0
4810	4810	540000	Land and Improvements	CIPST	EN00088	\$459,022	\$0
7010	7075	543001	Street System	CIPST	EN00592	\$406,095	\$0
7010	7075	543001	Street System	CIPST	EN00088	\$363,706	\$0
1210	0350	570000	Contingency			\$357,794	\$0
4253	4253	543001	Street System	CIPST	EN00463	\$331,011	\$0
1900	1900	570000	Contingency			\$322,920	\$0
2163	2223	543003	Wastewater System	CIPWW	UT00309	\$299,999	\$0
2050	2140	543002	Water System	CIPWR	UT00335	\$284,446	\$0
7000	7050	524010	Street Repairs	CIPOF	COP0001	\$273,923	\$0
7010	7075	543001	Street System	CIPST	EN00593	\$266,600	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00398	\$255,166	\$0
1000	0310	543005	Park Improvements	CIPPK	CS00177	\$249,130	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00116	\$229,816	\$0
2050	2140	543002	Water System	CIPWR	UT00392	\$211,599	\$0
4301	4301	540500	Buildings & Improvements	CIPOF	PW00507	\$211,452	\$0
2400	2550	541003	Imp Other Than Land/Buildings	CIPWR	UT00326	\$208,172	\$0
2400	2550	520099	Other Professional Services	CIPWW	UT00284	\$200,000	\$0
2050	2140	524012	Water System R & M	CIPWR	UT00418	\$193,352	\$0
7010	7075	543001	Street System	CIPST	EN00243	\$184,359	\$0
7010	7075	543001	Street System	CIPST	EN00594	\$166,828	\$0
4253	4253	543004	Storm Drain System	CIPDR	EN00455	\$160,000	\$0
1000	0310	543005	Park Improvements	CIPPK	CS00185	\$150,000	\$0
2050	2140	543003	Wastewater System	CIPWW	UT00100	\$150,000	\$0
1210	0350	541003	Imp Other Than Land/Buildings	CIPOF	ED00024	\$142,131	\$0
2506	2626	543003	Wastewater System	CIPWW	UT00309	\$134,481	\$0
7000	7050	543001	Street System	CIPST	PW00138	\$134,257	\$0
1000	0310	541003	Imp Other Than Land/Buildings	CIPOF	EN00645	\$129,154	\$0
2162	2222	543002	Water System	CIPWR	UT00312	\$107,106	\$0
2162	2222	543002	Water System	CIPWR	UT00285	\$94,643	\$0
4253	4253	541003	Imp Other Than Land/Buildings	CIPOF	PW00509	\$94,104	\$0
2050	2140	543002	Water System	CIPWR	UT00245	\$91,969	\$0
7000	7050	543001	Street System	CIPOF	COP0001	\$84,000	\$0

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Capital

2050	2140	541003	Imp Other Than Land/Buildings	CIPWR	UT00326	\$83,591	\$0
1000	0310	524004	Grounds/Detention R & M	CIPPK	CS00004	\$73,130	\$0
1000	0310	524002	Building R & M	CIPO	EN00019	\$72,193	\$0
2506	2626	543002	Water System	CIPWR	UT00309	\$71,875	\$0
1000	0310	522099	Community Promotions	CIPO	EN00021	\$67,450	\$0
2050	2140	543002	Water System	CIPWR	UT00266	\$66,667	\$0
2050	2140	543002	Water System	CIPWR	UT00316	\$58,891	\$0
2507	2627	543002	Water System	CIPWR	UT00309	\$55,451	\$0
7010	7075	543001	Street System	CIPST	EN00642	\$53,900	\$0
2050	2140	543002	Water System	CIPWR	UT00418	\$53,754	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00321	\$52,000	\$0
2400	2550	524013	Wastewater System R & M	CIPWW	UT00422	\$50,853	\$0
2400	2550	541003	Imp Other Than Land/Buildings	CIPWR	UT00266	\$47,971	\$0
2270	2350	543002	Water System	CIPWR	UT00390	\$45,187	\$0
7000	7050	520099	Other Professional Services	CIPST	PW00512	\$43,545	\$0
2400	2550	543002	Water System	CIPWR	UT00266	\$40,040	\$0
4550	4550	541003	Imp Other Than Land/Buildings	CIPOF	ED00002	\$39,269	\$0
3400	3820	570000	Contingency			\$37,031	\$0
4254	4254	543005	Park Improvements	CIPPK	CS00203	\$36,634	\$0
7000	7050	543001	Street System	CIPST	PW00046	\$34,977	\$0
2050	2140	543002	Water System	CIPWR	UT00272	\$34,554	\$0
1000	0310	543005	Park Improvements	CIPPK	COP0001	\$32,265	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00314	\$31,493	\$0
2050	2140	520099	Other Professional Services	CIPWR	UT00298	\$30,000	\$0
2162	2222	520099	Other Professional Services	CIPWR	UT00309	\$29,860	\$0
2050	2140	543002	Water System	CIPWR	UT00408	\$29,163	\$0
2163	2223	520099	Other Professional Services	CIPWR	UT00309	\$28,125	\$0
2400	2550	520099	Other Professional Services	CIPWW	UT00256	\$28,066	\$0
7010	7075	543001	Street System	CIPST	EN00556	\$27,730	\$0
1900	1900	520099	Other Professional Services	CIPOF	ED00024	\$27,378	\$0
2050	2140	541003	Imp Other Than Land/Buildings	CIPWR	UT00266	\$25,766	\$0
2164	2224	520099	Other Professional Services	CIPWR	UT00309	\$25,698	\$0
2050	2140	543002	Water System	CIPWR	UT00204	\$24,067	\$0
3400	3800	542008	Computer Hardware	CIPOF	IT00026	\$22,662	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00307	\$22,294	\$0
2400	2550	520099	Other Professional Services	CIPWR	UT00428	\$21,000	\$0
2161	2221	543002	Water System	CIPWR	UT00117	\$20,522	\$0
1000	0310	542006	Other Equipment	CIPOF	PW00506	\$20,497	\$0
4810	4810	543001	Street System	CIPST	PW11190	\$20,152	\$0
7010	7075	520099	Other Professional Services	CIPST	EN00100	\$20,000	\$0
1000	0310	543001	Street System	CIPOF	ED00002	\$19,134	\$0

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Capital

4253	4253	524004	Grounds/Detention R & M	CIPOF	PW00995	\$17,917	\$0
2162	2222	543002	Water System	CIPWR	UT00245	\$17,607	\$0
7000	7050	541003	Imp Other Than Land/Buildings	CIPTC	PW00993	\$16,456	\$0
2400	2550	520099	Other Professional Services	CIPWR	UT00298	\$13,345	\$0
2161	2221	543002	Water System	CIPWR	UT00272	\$10,149	\$0
1000	0310	522006	City Partic-Outside Programs	CIPOF	COP0001	\$10,000	\$0
2506	2626	520099	Other Professional Services	CIPWR	UT00309	\$9,155	\$0
2507	2627	520099	Other Professional Services	CIPWR	UT00309	\$8,771	\$0
2506	2626	520099	Other Professional Services	CIPWW	UT00309	\$8,489	\$0
2050	2140	543002	Water System	CIPWR	UT00309	\$8,480	\$0
2400	2550	520099	Other Professional Services	CIPWW	UT00314	\$8,045	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00296	\$7,422	\$0
1210	0350	540000	Land and Improvements	CIPOF	ED00025	\$7,334	\$0
4254	4254	543005	Park Improvements	CIPPK	CS00204	\$7,083	\$0
4301	4301	520099	Other Professional Services	CIPOF	PW00507	\$6,982	\$0
4550	4550	542001	Electronic Equipment	CIPOF	PW00510	\$6,844	\$0
7000	7050	524010	Street Repairs	CIPST	PW11160	\$6,833	\$0
7003	7053	520099	Other Professional Services	CIPOF	CD00007	\$6,600	\$0
7010	7075	543001	Street System	CIPST	PW11190	\$6,520	\$0
2507	2627	543003	Wastewater System	CIPWW	UT00309	\$6,274	\$0
4253	4253	541003	Imp Other Than Land/Buildings	CIPOF	PW00995	\$5,175	\$0
4810	4810	520099	Other Professional Services	CIPRT	CS00088	\$5,000	\$0
7010	7075	543001	Street System	CIPST	PW00138	\$4,726	\$0
7003	7053	570000	Contingency			\$3,975	\$0
2164	2224	520099	Other Professional Services	CIPWR	UT00117	\$3,831	\$0
2400	2550	524002	Building R & M	CIPOF	PW00507	\$2,980	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00313	\$2,664	\$0
2162	2222	543002	Water System	CIPWR	UT00439	\$2,593	\$0
7000	7050	543001	Street System	CIPST	PW11160	\$2,401	\$0
7010	7075	543001	Street System	CIPST	EN00614	\$2,000	\$0
1210	0350	540000	Land and Improvements	CIPOF	ED00024	\$1,785	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00266	\$1,731	\$0
2050	2140	544002	Cap MM Chargebacks	CIPWR	UT00316	\$1,611	\$0
2050	2140	542006	Other Equipment	CIPWR	UT00326	\$1,590	\$0
2050	2140	520099	Other Professional Services	CIPWR	UT00285	\$1,574	\$0
2400	2550	541003	Imp Other Than Land/Buildings	CIPWW	UT00333	\$1,231	\$0
2270	2350	544002	Cap MM Chargebacks	CIPWR	UT00390	\$889	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00333	\$844	\$0
1000	0310	541003	Imp Other Than Land/Buildings	CIPOF	PW11150	\$771	\$0
2400	2550	542006	Other Equipment	CIPWW	UT00266	\$684	\$0
2050	2140	544002	Cap MM Chargebacks	CIPWR	UT00272	\$666	\$0

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Capital

2400	2550	520099	Other Professional Services	CIPWW	UT00388	\$626	\$0
2400	2550	544002	Cap MM Chargebacks	CIPWW	UT00314	\$613	\$0
7010	7075	543001	Street System	CIPST	PW00025	\$537	\$0
2050	2140	544002	Cap MM Chargebacks	CIPWR	UT00206	\$503	\$0
2050	2140	544002	Cap MM Chargebacks	CIPWR	UT00390	\$420	\$0
4253	4253	543004	Storm Drain System	CIPOF	PW00995	\$411	\$0
7000	7050	543001	Street System	CIPST	PW00993	\$374	\$0
2164	2224	544002	Cap MM Chargebacks	CIPWW	UT00309	\$366	\$0
2164	2224	520099	Other Professional Services	CIPWR	UT00070	\$320	\$0
7000	7050	543001	Street System	CIPST	PW13000	\$280	\$0
2163	2223	544002	Cap MM Chargebacks	CIPWW	UT00309	\$262	\$0
2400	2550	543003	Wastewater System	CIPWW	UT00422	\$247	\$0
1000	0310	540500	Buildings & Improvements	CIPOF	PW11150	\$236	\$0
2161	2221	544002	Cap MM Chargebacks	CIPWR	UT00272	\$216	\$0
2164	2224	544002	Cap MM Chargebacks	CIPWR	UT00309	\$201	\$0
2050	2140	544002	Cap MM Chargebacks	CIPWW	UT00314	\$189	\$0
2050	2140	544002	Cap MM Chargebacks	CIPWR	UT00309	\$151	\$0
2506	2626	544002	Cap MM Chargebacks	CIPWW	UT00309	\$144	\$0
2163	2223	544002	Cap MM Chargebacks	CIPWR	UT00309	\$137	\$0
7010	7075	543001	Street System	CIPST	PW13000	\$128	\$0
2162	2222	544002	Cap MM Chargebacks	CIPWR	UT00272	\$125	\$0
1900	1900	540000	Land and Improvements	CIPOF	ED00024	\$115	\$0
2050	2140	544002	Cap MM Chargebacks	CIPWR	UT00203	\$101	\$0
2400	2550	544002	Cap MM Chargebacks	CIPWW	UT00296	\$101	\$0
2050	2140	541003	Imp Other Than Land/Buildings	CIPWW	UT00333	\$97	\$0
2162	2222	544002	Cap MM Chargebacks	CIPWR	UT00309	\$66	\$0
2506	2626	544002	Cap MM Chargebacks	CIPWR	UT00309	\$46	\$0
2507	2627	544002	Cap MM Chargebacks	CIPWR	UT00309	\$46	\$0
2509	2629	544002	Cap MM Chargebacks	CIPWW	UT00309	\$43	\$0
2162	2222	520099	Other Professional Services	CIPWR	UT00070	\$34	\$0
2164	2224	543002	Water System	CIPWR	UT00309	\$30	\$0
2400	2550	544002	Cap MM Chargebacks	CIPWW	UT00309	\$29	\$0
2507	2627	544002	Cap MM Chargebacks	CIPWW	UT00309	\$21	\$0
4550	4550	542006	Other Equipment	CIPOF	PW00510	\$9	\$0
2506	2626	544002	Cap MM Chargebacks	CIPWW	UT00314	\$4	\$0
1000	0310	540500	Buildings & Improvements	CIPPK	CS00223	\$1	\$0
1210	0350	520045	Lot Clean Up	CIPOF	ED00025	\$1	\$0
2509	2629	543003	Wastewater System	CIPWW	UT00309	\$1	\$0
7010	7075	543001	Street System	CIPST	PW00027	\$1	\$0
4810	4810	543001	Street System	CIPST	EN00015	\$0	\$1
7907	7907	543005	Park Improvements	CIPPK	CS00059	\$0	\$1

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Capital

2163	2223	543002	Water System	CIPWR	UT00441	\$0	\$25
7940	7940	541003	Imp Other Than Land/Buildings	CIPOF	IT00034	\$0	\$801
1000	0300	520099	Other Professional Services	CIPOF	PW00507	\$0	\$1,007
7010	7075	543001	Street System	CIPST	EN00395	\$0	\$2,541
4254	4254	543004	Storm Drain System	CIPDR	EN00628	\$0	\$3,403
4253	4253	520099	Other Professional Services	CIPOF	PW00509	\$0	\$4,130
4253	4253	543007	IT Technology Systems	CIPPK	CS00059	\$0	\$4,200
2400	2550	543003	Wastewater System	CIPWW	UT00323	\$0	\$4,740
2400	2550	520099	Other Professional Services	CIPWW	UT00322	\$0	\$6,026
1000	0310	520099	Other Professional Services	CIPOF	PW00080	\$0	\$7,900
4253	4253	540000	Land and Improvements	CIPST	EN00463	\$0	\$8,050
4254	4254	543005	Park Improvements	CIPPK	CS00205	\$0	\$8,138
2050	2140	541003	Imp Other Than Land/Buildings	CIPWR	UT00316	\$0	\$9,099
7003	7053	543001	Street System	CIPST	EN00463	\$0	\$10,575
2400	2550	520099	Other Professional Services	CIPWR	UT00304	\$0	\$12,640
2050	2140	543002	Water System	CIPWR	UT00274	\$0	\$13,102
2162	2222	543002	Water System	CIPWR	UT00272	\$0	\$13,242
1000	0310	540500	Buildings & Improvements	CIPPS	PW00507	\$0	\$13,493
7010	7075	520099	Other Professional Services	CIPST	EN00585	\$0	\$13,906
7000	7050	520099	Other Professional Services	CIPST	PW00025	\$0	\$14,030
4253	4253	543004	Storm Drain System	CIPDR	EN00458	\$0	\$18,983
4253	4253	543005	Park Improvements	CIPPK	CS00086	\$0	\$20,428
1210	0350	541003	Imp Other Than Land/Buildings	CIPOF	ED00025	\$0	\$24,904
1970	1970	540500	Buildings & Improvements	CIPOF	PW00060	\$0	\$28,319
7010	7075	543001	Street System	CIPTC	PW00133	\$0	\$30,069
1000	0310	540500	Buildings & Improvements	CIPOF	PW00306	\$0	\$37,126
1210	0350	520099	Other Professional Services	CIPOF	EN00556	\$0	\$38,647
7009	7059	543001	Street System	CIPST	EN00642	\$0	\$51,441
7010	7075	543001	Street System	CIPST	EN00585	\$0	\$59,387
3400	3800	541003	Imp Other Than Land/Buildings	CIPOF	IT00009	\$0	\$59,693
2507	2627	570000	Contingency			\$0	\$70,563
2050	2140	543002	Water System	CIPWR	UT00203	\$0	\$73,241
1900	1900	522099	Community Promotions	CIPOF	ED00028	\$0	\$81,247
7920	7920	543005	Park Improvements	CIPPK	CS00128	\$0	\$87,459
2164	2224	543002	Water System	CIPWR	UT00285	\$0	\$94,643
2400	2550	543003	Wastewater System	CIPWW	UT00420	\$0	\$105,085
4810	4810	570000	Contingency			\$0	\$133,535
2000	2000	543005	Park Improvements	CIPPK	CS00185	\$0	\$150,000
1970	1970	541003	Imp Other Than Land/Buildings	CIPOF	PW00050	\$0	\$158,154
2400	2550	543003	Wastewater System	CIPWW	UT00308	\$0	\$223,992
2050	2140	543002	Water System	CIPWR	UT00037	\$0	\$244,001

Budget Amendment Schedule

Fiscal Year 2020 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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Carryover - Capital

7010	7075	543001	Street System	CIPST	EN00015	\$0	\$248,813
1900	1900	522099	Community Promotions	CIPO	ED00018	\$0	\$269,166
2050	2140	541003	Imp Other Than Land/Buildings	CIPWR	UT00334	\$0	\$300,000
7910	7910	543005	Park Improvements	CIPPK	CS00059	\$0	\$440,587
1210	0350	543001	Street System	CIPST	EN00556	\$0	\$445,494
7010	7075	543001	Street System	CIPST	EN00422	\$0	\$478,661
2050	2140	543002	Water System	CIPWR	UT00410	\$0	\$525,907
2050	2050	570000	Contingency			\$0	\$656,850
2164	2224	543002	Water System	CIPWR	UT00336	\$0	\$667,795
7010	7075	570000	Contingency			\$0	\$669,568
2164	2224	543003	Wastewater System	CIPWW	UT00309	\$0	\$677,393
7001	7051	543001	Street System	CIPST	EN00422	\$0	\$686,856
2400	2480	570000	Contingency			\$0	\$874,950
1000	0300	570000	Contingency			\$0	\$7,965,333

Comment: CIP carryover adjustments from FY19 to FY20. This is part 1 of 2 (see Transfer #5416 for small adjustment)

#5414 - Non-Departmental - Gen Fund Capital Projects

7000	7050	541003	Imp Other Than Land/Buildings	CIPST	PW00513	\$520,642	\$0
1000	0300	570000	Contingency			\$0	\$520,642

Comment: CIP - Carryover adjustment from FY19 to FY20 for the LED Street Light Conversion project.

#5421 - Non-Departmental - Half Cent Sales Tax

1000	1600	524004	Grounds/Detention R & M	CIPO	ED00029	\$26,949	\$0
1210	0350	570000	Contingency			\$0	\$26,949

Comment: At its June 7, 2018 meeting, the City Council approved a budget amendment of \$1,825,680 for the Country Gables Land Acquisition Project (see Transfer #5144). This amendment will carry over \$26,949 of unspent monies in FY 2019 into FY 2020 for property maintenance of the Country Gables location.

#5424 - Non-Departmental - Gen Fund Capital Projects

4253	4253	541003	Imp Other Than Land/Buildings	CIPOF	PW01199	\$518,778	\$0
1000	0300	570000	Contingency			\$32,208	\$0
1210	0350	520099	Other Professional Services	CIPOF	EN00556	\$0	\$32,208
1000	0300	570000	Contingency			\$0	\$518,778

Comment: CIP carryover adjustments from FY 2019 to FY 2020. Reducing account 520099 in EN00556 - Peoria Auto District and increasing PW01199 - MOC Asphalt Repair and Maintenance.

Subtotal for Carryover - Capital Amendments: \$21,253,083 \$21,253,083

Chargebacks and Arts

Transfer #	CC Category	Description	Amount
5311	CIP - Chargebacks-Arts	FY 2019 Second Quarter Percent for the Arts Chargebacks	\$ 111,545
5321	CIP - Chargebacks-Arts	FY 2019 Second Quarter Engineering Chargebacks	\$ 405,996
5322	CIP - Chargebacks-Arts	FY 2019 Second Quarter Materials Management Chargebacks	\$ 15,000
5323	CIP - Chargebacks-Arts	FY 2019 Third Quarter Percent for the Arts Chargebacks	\$ 92,468
5324	CIP - Chargebacks-Arts	FY 2019 Third Quarter Engineering Chargebacks	\$ 405,998
5325	CIP - Chargebacks-Arts	FY 2019 Third Quarter Materials Management Chargebacks	\$ 14,999
5361	CIP - Chargebacks-Arts	FY 2019 Fourth Quarter Engineering Chargebacks	\$ 406,006
5364	CIP - Chargebacks-Arts	FY 2019 Fourth Quarter Materials Management Chargebacks	\$ 15,003
5418	CIP - Chargebacks-Arts	FY 2019 Fourth Quarter Percent for the Arts Chargebacks	\$ 205,113
5419	CIP - Chargebacks-Arts	FY 2019 Fourth Quarter Percent for the Arts Chargebacks	\$ 3,824
<i>Subtotal for Chargebacks and Arts Amendments</i>			<u>\$ 1,675,952</u>

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 12C.

Date Prepared: 9/19/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Andy Granger, Deputy City Manager
FROM: Kris Dalmolin, IT Director
SUBJECT: Budget Amendment, IT Carryovers

Purpose:

Discussion and possible action to authorize a budget amendment in the amount of \$1,103,040, including the use of \$94,000 in fund balance in the IT Operations Fund, in order to use Fiscal Year 2019 operating budget savings for various IT purposes.

Summary:

IT had a number of budgeted projects that were expected to be completed by the end of FY 2019. Due to unanticipated delays, these projects were not completed and funding needs to be carried over into FY 2020. These projects are listed below:

- Accela Inspector Apps \$34,532
- Office365 Implementation \$567,351
- Furniture for IT Director's Office \$6,373
- Pyramid Peak Radio Site Electricity \$10,000
- Technology Systems Upgrades/Projects \$82,444
- Faster Fleet Upgrade \$48,209
- PerfectMind System Implementation \$17,131

In addition to the project carryovers, new initiatives and needs have been identified since the arrival of the new IT Director, Kris Dalmolin. IT has FY 2019 operating budget savings that will fund these initiatives and needs.

- ITIL4 Training & Certifications for IT Staff \$35,000
- Training & Technical Conferences for IT Staff \$20,000
- GIS Scripting Conversion \$10,000
- Microsoft SCCM Implementation \$28,000
- OnBase Professional Services \$20,000
- PeopleSoft Financials Upgrade Professional Services \$30,000

The FY 2020 CIP budget includes funding to replace the City's Data Backup System in the

amount of \$260,000. Due to changes in technology since the development of this project's budget, an additional \$194,000 is required to fully replace the Data Backup System. This additional amount will come from operating budget savings (\$100,000) and available fund balance in the IT Operations Fund (\$94,000).

Previous Actions/Background:

Council approved appropriations for these projects during previous budget processes.

Options:

A: Approve the budget transfer of \$1,103,040 to provide FY 2020 budget allocation.

B: Choose not to approve the budget transfer of \$1,103,040 to provide FY 2020 budget allocation.

Staff Recommendation:

Staff recommends approval of a budget adjustment in the amount of \$1,103,040 from General Fund contingency to various IT operating budget accounts.

Fiscal Analysis:

This request will not have a fiscal impact on the City, as the funds were previously budgeted from the available balances of the three different IT funds (IT Operations, IT Reserve, IT Projects). This action will enable the IT Department to carry over \$1,003,040 in FY 2019 operating savings in these three funds to the current fiscal year and use \$94,000 in available fund balance in the IT Operations Fund.

If approved, \$1,103,040 will be transferred from General Fund Contingency (1000-0300-570000) to the various accounts listed below.

Chartfield	Description	Amount
3300-3750-520099	Professional Services	\$88,000
3300-3750-520510	Overnight Travel	\$20,000
3300-3750-520511	Local Training/Meeting	\$35,000
3300-3750-525008	Software Maintenance	\$435,413
3300-3750-530003	Computer Hardware	\$5,000
3300-3750-530016	Office Furniture	\$6,373
3300-3750-543007	IT Technology Systems	\$194,000
3300-3760-523504	Electricity	\$10,000

3400-3820-530003	Computer Hardware	\$11,470
3500-3850-520099	Professional Services	\$69,684
3500-3850-530021	Computer Software	\$48,209
3500-3850-543007	IT Technology Systems	\$179,891
	Total	\$1,103,040

Contact Name and Number:

Kris Dalmolin, (623) 773-7736

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 13C.

Date Prepared: 9/18/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Katie Gregory, Deputy City Manager
FROM: Chris M. Jacques, AICP, Planning Director
SUBJECT: Stipulation Modification, Haciendas at White Peak, 139th Avenue and Morning Vista Lane

Purpose:

Discussion and possible action to adopt **ORD. 2019-26** approving the request to modify the conditions of approval (*Ordinance No. 2018-27*) pertaining to the Haciendas at White Peak PAD zoning for a 60 acre site located west of the northwest corner of 135th Avenue and Morning Vista Lane.

Summary:

Introduction

Withey Morris PLC requests to modify Condition #4 of *Ordinance No. 2018-27* pertaining to the Haciendas at White Peak PAD. The proposed modification of the condition would allow for potential alternative roadway dedications and improvements for the development, subject to the approval of the City Engineer. The subject site is located west of the northwest corner of 135th Avenue and Morning Vista Lane (formerly Ridgeline Road alignment) and consists of approximately 60 acres.

It should be noted that this request does *not* change the entitlement for the property that was approved through Case Z17-32. As approved, the development was limited to a maximum of one-hundred fifty-two (152) residential lots with a corresponding gross density of 2.5 dwelling units per acre. The development standards allow for two typical single-family lot sizes of 6,000 square feet and 8,000 square feet.

Adjacent Uses

This site is located outside of the City's current circulation network. Immediately to the east of the subject site is a vacant 10 acre parcel that borders the future alignment of 135th Avenue. Trilogy West is located further to the east. To the south are two undeveloped 40-acre parcels, one of which is part of an application currently under review for a Minor General Plan Amendment and Rezone to Planned Area Development (PAD) for a single-family development. To the west of the site are two 5-acre parcels that are privately owned. The north 5-acre parcel is currently under review to rezone to PAD and is reliant on Haciendas at White Peak for

circulation and extension of infrastructure. To the north is Arizona State Trust Land, which is managed by the Arizona State Land Department.

Analysis of Request

The applicant request to modify Condition of Approval #4 allows the developer flexibility in meeting City requirements for access and required right-of-way dedication and improvements as surrounding properties are developed. Under the original conditions for the Haciendas at White Peak rezoning, the development was responsible for fully improving Morning Vista Lane as a major arterial with two lanes in each direction and a raised-curb median. This requirement was to ensure emergency services would not be negatively impacted by the limited roadway network in this portion of the City; in case of an emergency, the roadway providing access to the Haciendas subdivision could remain open on one side to allow two-way traffic and not impede access into or out of the development.

Subsequent to the approval of Haciendas at White Peak, the Cowley Rezoning and General Plan Amendment cases (Z19-02 and GPA19-02) directly to the south of the subject site has been submitted, thereby changing the circulation pattern and the possibility for secondary means of access. As the Haciendas civil plans have been further refined through City review, and taking into account the Cowley rezoning case, it was determined that the necessary roadway cross section for the Haciendas subdivision could be accommodated within a sixty (60) foot right-of-way for Morning Vista Lane. The development will be required to dedicate the right-of-way for the future Dixileta Drive, which is the roadway alignment along the northern property line as well as dedicate the right-of-way for Morning Vista Lane and complete the roadway up to the subdivision's secondary access on that roadway.

Currently, the developer for Haciendas has been working with the developer of the Cowley project to coordinate a development agreement concerning the completion of the Morning Vista Lane roadway, which may negate the need for Haciendas to provide subdivision access from Dixileta Drive. As this is a private development agreement, City staff recommend a new condition of approval to ensure that secondary access for the Haciendas at White Peak subdivision is completed. The additional condition of approval allows the development to move forward until such time as the certificate of occupancy is issued for the 100th lot, at which point the developer will need to provide secondary access for the subdivision subject to the approval of the City Engineer.

Access and Circulation

The site will be served by the future Morning Vista Lane, accessed from the future 135th Avenue. The developer is required to dedicate fifty-five (55) feet of right-of-way for the future Dixileta Drive, sixty (60) feet for the future Morning Vista Lane, and the internal local streets as outlined in the conditions of approval for Case Z17-32. The site will also provide four points of internal access to the adjacent properties, two to the west and two to the east for future residential development to be connected within the local street network.

The site is located beyond the existing roadway network. Access for future development is subject to the hilly topography of north Peoria. Further to the west of the site is an approximately 200-foot tall mountain range that will impede any future roadway development. Due to

topography, and coordination with the City of Surprise, City staff does not anticipate the Morning Vista Lane roadway extending further than the parcels west of Haciendas at White Peak. As modified in 2018 through the City of Peoria General Plan Circulation Plan update, the segment west of Upcountry Way was renamed from Dixileta Parkway to Ridgeline Road. The alignment of Ridgeline Road goes from Upcountry Way and turns north to meet the alignment of 135th Avenue. The extent of Morning Vista Lane is from the alignment of 135th Avenue to the alignment of 139th Avenue. Through that Circulation Plan update, the roadway classification for Morning Vista Lane was changed from a major arterial to a major collector roadway.

It is a City requirement that subdivisions have a secondary point of access. Due to coordination between the two private developers concerning the roadway network in this part of the City, staff have recommended the additional condition of approval be added to ensure the secondary access for Haciendas at White Peak is completed regardless of whether the parcel to the south is developed.

Summary/Findings

Staff supports the request to modify Condition #4 of Ordinance No. 2018-27 pertaining to the Haciendas at White Peak PAD based upon the following:

1. The requested stipulation modification is the minimum necessary for the development to finalize civil plans;
2. City staff recommendations for an additional condition of approval will ensure the necessary roadways are completed related to this development regardless of development of surrounding parcels;
3. The applicant/owner has submitted a signed and notarized Proposition 207 waiver, which will be recorded with the conditions of approval.

Public Involvement

Pursuant to Section 21-315 of the Peoria Zoning Ordinance, the application was properly noticed to all property owners within 1,320-feet of the site, and registered HOA's within one-mile. Additionally, a sign was posted on site, and an ad was placed in the Peoria Times at least 15-days prior to the public hearing.

Support/Opposition

At the time of this writing, staff has received one (1) email from a resident within the notification radius. In the email, the individual requested more information about the request. City staff responded to the individual's inquiry and no further communication was received.

Previous Actions/Background:

On September 5, 2019, the Planning and Zoning Commission held a public hearing regarding this request. The Commission voted 7-0, recommending approval of the stipulation modification.

Options:

- A:** Approve as recommended by Staff and the Planning & Zoning Commission; or
- B:** Approve with modifications; or
- C:** Deny; or

D: Continue action to a date certain or indefinitely; or

E: Remand to the Planning & Zoning Commission for further consideration.

Staff Recommendation:

This is a request for City Council to approve Case Z17-32A.1, as recommended by staff and the Planning and Zoning Commission.

Fiscal Analysis:

This request will not have immediate budgetary impacts to the City.

ATTACHMENTS:

Exhibit 1 - Vicinity Map

Exhibit 2 - Context Map

Exhibit 3 - Conditions of Approval

Exhibit 4 - Staff Report

Exhibit 5 - Draft Ordinance

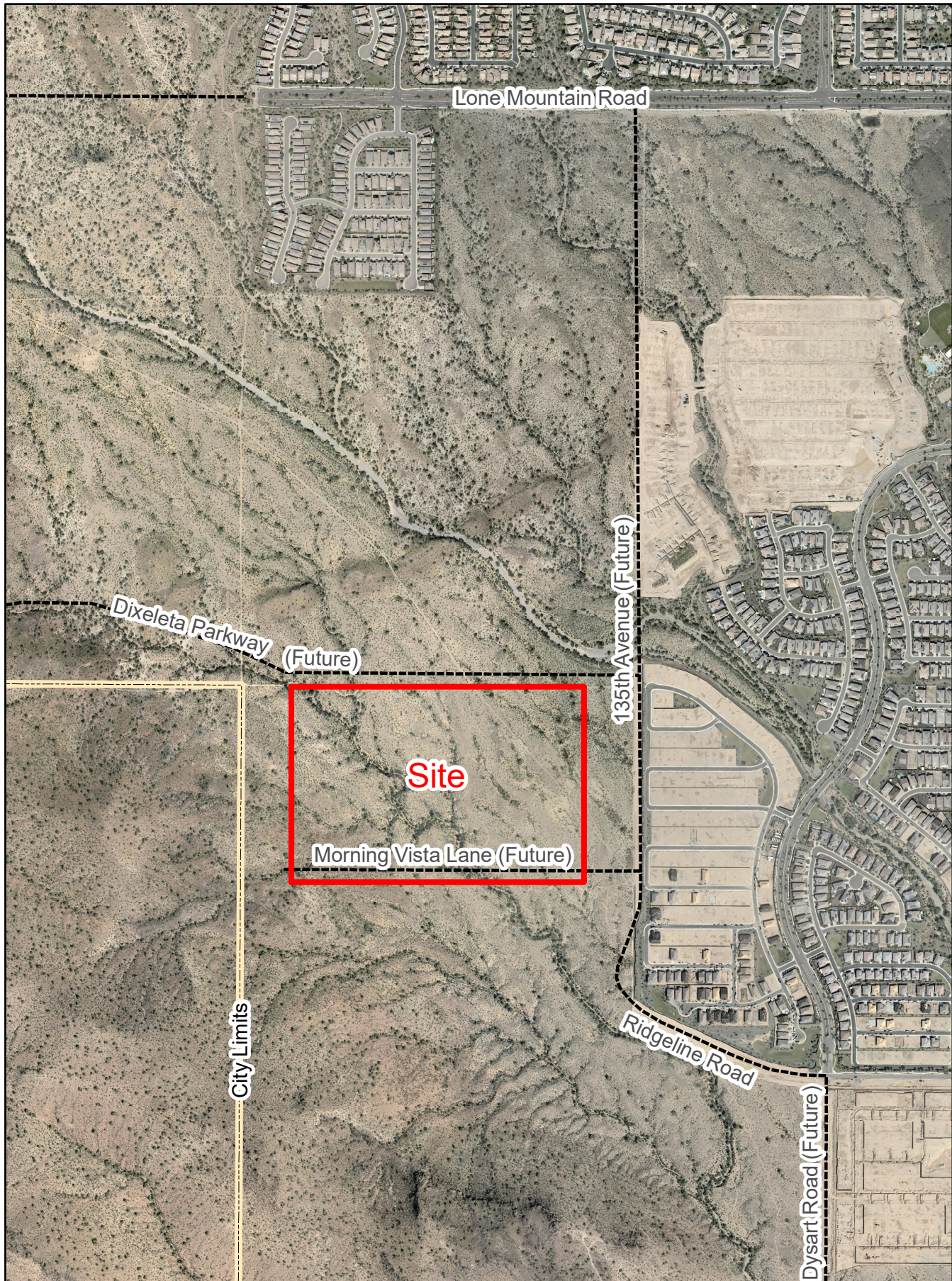
Contact Name and Number:

Chris M. Jacques, AICP, Planning Director (623) 773-7609

Amanda Beck, Planner (623) 773-7128

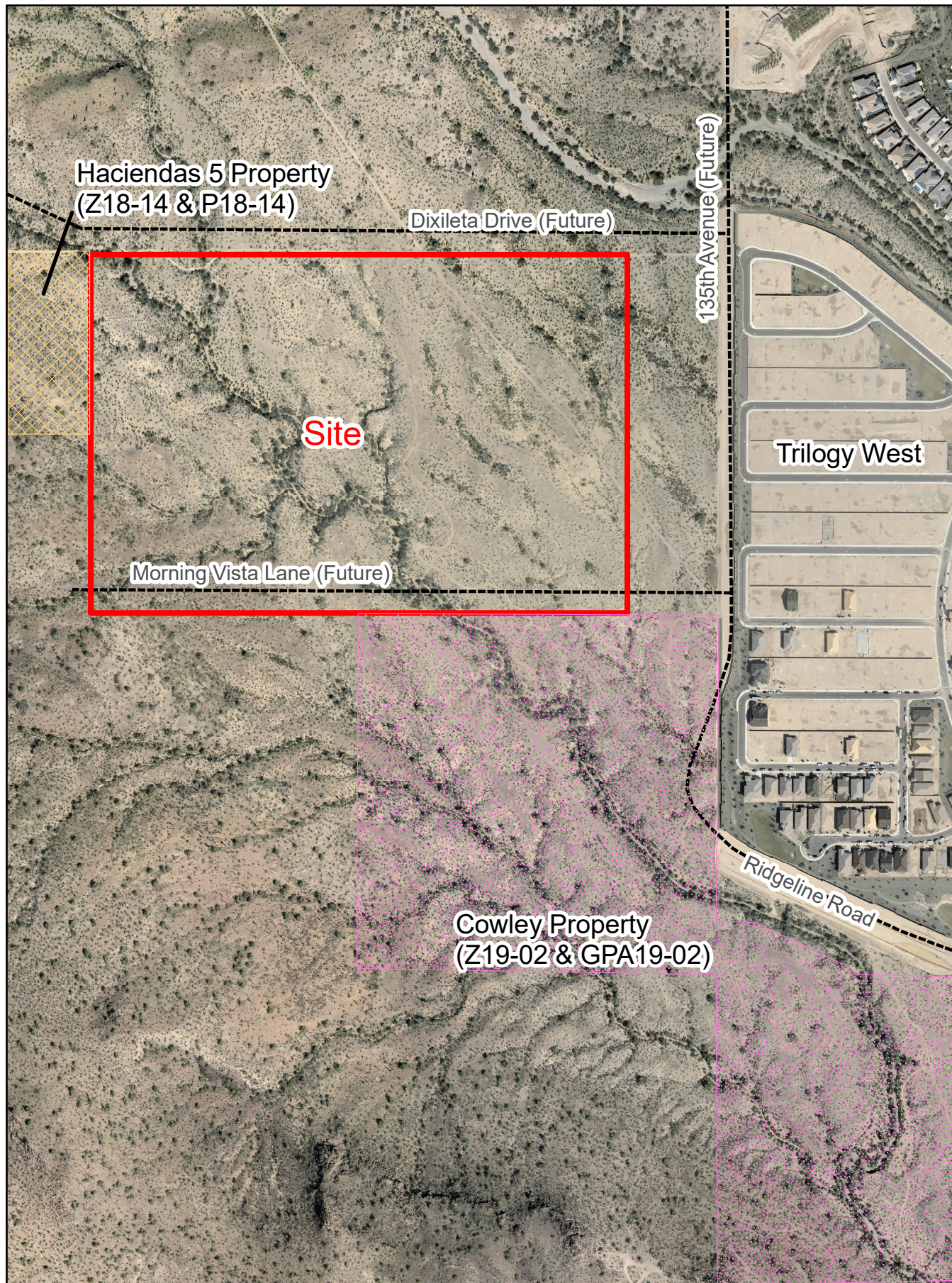
Z17-32A.1: Haciendas Stipulation Modification

East of NEC of 139th Avenue and Morning Vista Lane



Z17-32A.1: Haciendas Stipulation Modification

East of NEC of 139th Avenue and Morning Vista Lane



Z17-32A.1 Haciendas at White Peak Stipulation Modification

East of the NEC of 139th Avenue and Morning Vista Lane



The rezoning stipulation modification for the above mentioned property is subject to the following Conditions of Approval in order to protect the public health, safety, welfare, and the City of Peoria:

1. The development shall substantially conform to the Haciendas at White Peak Standards and Guidelines Report as contained in the staff report to the Planning and Zoning Commission for July 19, 2017.
2. The development shall be limited to a maximum of one hundred fifty two (152) residential lots, and shall not exceed a gross density of 2.5 dwelling units to the acre.
3. The developer shall comply with all City of Peoria engineering design standards, policies and requirements at time of final engineering submittal and development.
4. The developer shall provide right-of-way (R/W) dedications for the following roadway(s) subject to the approval of the City Engineer:
 - a. 50' R/W for local streets (Full Street R/W Dedication)
 - b. 55' R/W for Dixileta Drive (Half Street R/W Dedication)
 - c. 60' R/W for Morning Vista Lane (Full Street R/W Dedication)
5. The developer shall provide two points of access to an existing City Right-of-Way. This may be achieved by providing a four (4) lane median divided roadway from the farthest point of access to an existing City Right-of-Way, subject to the approval of the City Engineer.
6. The developer shall provide a Traffic Impact Study/Analysis at time of development and final engineering submittal.
7. The developer shall construct a secondary access to the City's existing street network to provide a separate ingress/egress route for the development prior to issuance of the 100th unit residential building permit subject to approval of the City Engineer. The City Engineer shall approve design of the secondary access and will have the right to deny issuance of new permits and C of Os for the development if secondary access is not completed.



PLANNING AND ZONING COMMISSION REPORT

Meeting September 5, 2019

Date:

Agenda Item: 4R

Case Name: Haciendas at White Peak: Stipulation Modification (Z17-32A.1)

General Application Information

Proposal:

Withey Morris PLC requests to modify Condition #4 of Ordinance No. 2018-27 (Case Z17-32), pertaining to the Haciendas at White Peak PAD zoning. The proposed modification of the condition would allow for potential alternative roadway dedications and improvements for the subdivision, subject to the approval of the City Engineer.

Location:

East of the northeast corner of 139th Avenue and Ridgeline Road

Project Acreage:

Approximately 60 acres

Applicant:

Jason Morris of Withey Morris, PLC on behalf of White Peak LLC

Recommendations:

Approve Case Z17-32A.1, subject to the Conditions of Approval identified in Exhibit 1 of the staff report.

ATTACHMENTS:

Description

Staff Report

Exhibit 1 - Conditions of Approval

Exhibit 2 - Vicinity Map

Exhibit 3 - Context Map

Exhibit 4 - Applicant's Request

Exhibit 5 - Ordinance 2018-27

Exhibit 6 - Conceptual Development Plan

Exhibit 7 - Zoning Map

Exhibit 8 - 2018 Circulation Plan

Exhibit 9 - Letters of Support / Opposition



PLANNING AND ZONING COMMISSION STAFF REPORT

Date September 5, 2019

To Planning and Zoning Commission

From Amanda Beck
Planner

Subject **Haciendas at White Peak Stipulation Modification**
Request to modify Condition #4 of *Ordinance No. 2018-27* pertaining to the Haciendas at White Peak PAD zoning (Case Z17-32).

PROPOSAL

Withey Morris PLC requests to modify Condition #4 of *Ordinance No. 2018-27* pertaining to the Haciendas at White Peak PAD. The proposed modification of the condition would allow for potential alternative roadway dedications and improvements for the subdivision, subject to the approval of the City Engineer. The subject site is located east of the northeast corner of 139th Avenue and Morning Vista Lane (formerly Ridgeline Road alignment) and consists of approximately 60 acres.

APPLICATION INFORMATION

Case Numbers Rezoning Application (Z17-32A.1)

Applicant Jason Morris, of Withey Morris PLC, on behalf of White Peak LLC

Request(s) 1. Modify Condition #4 of *Ordinance No. 2018-27* (Case Z17-32) to allow for potential alternative roadway dedications and improvements for the Haciendas at White Peak subdivision, subject to the approval of the City Engineer.

LOCATION AND CONTEXT

SUBJECT SITE

East of the northeast corner of the 139th Avenue alignment and Morning Vista Lane (formerly Ridgeline Road alignment) as shown in Exhibit 2.

CONTEXT

Immediately to the east of the subject site there is a vacant 10 acre parcel that borders the future alignment of 135th Avenue. Trilogy West is located further to the east. To the south are two undeveloped 40-acre parcels. To the west of the site are two 5-acre parcels that are privately owned. To the north is Arizona State Trust Land, which is managed by the Arizona State Land Department. A more detailed view showing the subject site in relation to existing and known future development in the area is shown in Exhibit 3.

APPLICANT'S PROPOSAL

The applicant request is to modify Condition #4 of *Ordinance No. 2018-27* Haciendas at White Peak PAD (Case Z17-32). The applicant is requesting this language be modified in the approving stipulation to allow the developer flexibility for the required access conditions. No modifications will be made to the entitlement of the property established with the approval of Rezoning Z17-32. As approved, the development shall be limited to a maximum of one-hundred fifty-two (152) residential lots, and shall not exceed a gross density of 2.5 dwelling units to the acre. The applicant's request is included in Exhibit 4. Below is a comparison of the existing and proposed language for Condition of Approval #4. The applicant's language is underlined.

Existing Language	Applicant Proposed Language
The developer shall provide right-of-way (R/W) dedications for the following roadway(s) prior to the time of Final Plat approval: a. 50' R/W for local streets (Full Street R/W Dedication) b. 55' R/W for Dixileta Drive (Half Street R/W Dedication) c. 90' R/W for Ridgeline Road (Full Street R/W Dedication)	The developer shall provide right-of-way (R/W) dedications for the following roadway(s) prior to the time of Final Plat approval <u>subject to the approval of the City Engineer</u> : a. 50' R/W for local streets (Full Street R/W Dedication) b. 55' R/W for Dixileta Drive (Half Street R/W Dedication) c. 90' R/W for Ridgeline Road (Full Street R/W Dedication)

STAFF ANALYSIS

GENERAL PLAN

The proposal does not include a request to amend the General Plan, nor is it required. A decision regarding the Condition of Approval language will have no bearing on the General Plan and/or the land use designation for this area.

ZONING

The site is currently zoned Haciendas at White Peak Planned Area Development (PAD), as shown in Exhibit 7. The PAD permits detached single-family homes and associated community amenities. The development standards allow for two typical single-family lot sizes of 6,000 square feet and 8,000 square feet. A maximum of 152 lots are permitted by the entitlement, and the community is required to have two points of access. The conceptual development plan for the Haciendas at White Peak Rezoning is shown in Exhibit 6.

ANALYSIS

LAND USE AND ZONING HISTORY

On August 14, 2018, the Mayor and City Council adopted *Ordinance 2018-27* for Haciendas at White Peak Planned Area Development (PAD). The rezoning case (Z17-32) had six (6) approving conditions as outlined in Exhibit 5.

The applicant request to modify Condition of Approval #4 allows the developer flexibility in meeting City requirements for access and required right-of-way dedication and improvements as surrounding properties are developed. Circulation analysis, as it relates to this case and surrounding properties, is discussed further in the report as well as staff recommendations concerning an update to the conditions of approval.

TRAFFIC

The conceptual development plan completed during the rezoning case anticipated Haciendas as being solely responsible for completing Morning Vista Lane (formerly Ridgeline Road alignment) to accomplish required access for the subdivision. The developer is also required to dedicate fifty-five (55) feet of right-of-way for the future Dixileta Drive, as outlined in the conditions of approval for Rezoning Z17-32. The site will also provide four points of internal access to the adjacent properties, two to the west and two to the east for future residential development to be connected within the local street network. These additional entries into the community will be developed at a later time when future development on the privately owned parcels comes online.

Unless an application is under review for adjacent parcels, City staff will review a rezoning on its own merit to ensure the necessary improvements are installed regardless of the eventual outcome of other developments. At the time of approval, Haciendas at White Peak was the sole project proposed in the area. Working with the developer, staff determined that dedication and completion of a ninety (90) foot right-of-way for Morning Vista Lane would allow appropriate circulation and address ingress/egress access for emergency services, and became a stipulation of approval.

Subsequent to the approval of the Haciendas at White Peak rezoning, a rezoning that encompasses several parcels directly to the south of the subject site has been submitted, thereby changing the circulation pattern and the possibility for secondary means of access (Exhibit 3). The developer for Haciendas at White Peak has revised the proposed subdivision layout to reflect these changes and is now proposing subdivision access from Morning Vista Lane and Dixileta Drive. Given these changes, the developer has requested that that dedication for Morning Vista

Lane be reduced to a sixty (60) foot right-of-way. The implications for these changes are discussed in the staff analysis below.

CIRCULATION ANALYSIS

The site is located beyond the existing roadway network and will be served by the future Dixileta Drive and Morning Vista Lane as shown in Exhibit 2. Access for future development is subject to the hilly topography of north Peoria. Further to the west of the site is an approximately 200-foot tall mountain range that will impede any future roadway development along this alignment. As modified in 2018 through the City of Peoria General Plan Circulation Plan update, the segment west of Upcountry Way was renamed from Dixileta Parkway to Ridgeline Road. The alignment of Ridgeline Road goes from Upcountry Way and turns north to meet the alignment of 135th Avenue. The extent of Morning Vista Lane is from the alignment of 135th Avenue to the alignment of 138th Avenue. Through that Circulation Plan update, the roadway classification for Morning Vista Lane was changed from a major arterial to a major collector roadway (Exhibit 8).

Under the original conditions for the Haciendas at White Peak rezoning, the development was responsible for fully improving Morning Vista Lane as a major arterial with two lanes in each direction and a raised-curb median. This requirement was to ensure emergency services would not be negatively impacted by the limited roadway network in this portion of the City; in case of an emergency, the roadway providing access to the Haciendas subdivision could remain open on one side to allow two-way traffic and not impede access into or out of the development. Since the Haciendas rezoning case was submitted, subsequent rezoning cases have been submitted, effectively adding secondary access points for emergency services and traffic circulation. Directly south of the Haciendas subdivision are the Cowley Rezoning and General Plan Amendment cases (Z19-02 and GPA19-02) which are currently under staff review.

As the Haciendas civil plans have been further refined through City review, and taking into account the Cowley rezoning case, it was determined that the necessary roadway cross section for the Haciendas subdivision could be accommodated within a sixty (60) foot right-of-way for Morning Vista Lane. It is anticipated that less than 2,000 vehicles per day will utilize Morning Vista Lane, which is on the lower end of the range for a collector road standard. The development directly to the south of Haciendas at White Peak, the Cowley Rezoning, will be providing a secondary point of access directly to Morning Vista Lane via a local street network through that proposed subdivision. Due to topography, and coordination with the City of Surprise, City staff does not anticipate the Morning Vista Lane roadway extending further than the parcels west of Haciendas at White Peak. Coupled with the secondary access along Morning Vista Lane provided by the future development to the south of Haciendas, the roadway has been changed to a major collector and a ninety (90) foot right-of-way is no longer anticipated as necessary to provide access for subdivisions in this section of the city. Additionally, the Haciendas at White Peak subdivision is now proposing subdivision access via Dixileta Drive.

The proposed Haciendas at White Peak development will be required to dedicate the right-of-way for the future Dixileta Drive, which is the roadway alignment along the northern property line (Exhibit 2). The development is also required to dedicate the right-of-way for Morning Vista Lane

and complete the roadway up to the subdivision's secondary access on that roadway. Currently, the developer for Haciendas has been working with the developer of the Cowley project to coordinate a development agreement concerning the completion of the Morning Vista Lane roadway, which may negate the need for Haciendas to provide subdivision access from Dixileta and two points along Morning Vista Lane. As this is a private development agreement, City staff recommend a new condition of approval to ensure that secondary access for the Haciendas at White Peak subdivision is completed. The additional condition of approval allows the development to move forward until such time as the certificate of occupancy is issued for the 100th lot, at which point the developer will need to provide secondary access for the subdivision subject to the approval of the City Engineer (Exhibit 1).

The reasoning for this added stipulation is twofold: the condition of approval allows the development to reasonably move forward for pre-plat and civil engineering plans; and importantly, it provides a measure to ensure the existing and new residents in this area of the City will have an adequate traffic network. Staff believes the suggested condition of approval allows the necessary flexibility to engineer a solution, both for the developer and the City. It is not in the City's interest to maintain Dixileta Drive when circulation for that area may be accomplished on the other roadways. City staff does not anticipate traffic demand to warrant the design and maintenance of this roadway, until such time as development north of this subject site dictates the need, and as such has encouraged the developer for Haciendas at White Peak to coordinate with the developer for the Cowley rezoning. But, it is a City requirement that subdivisions have a secondary point of access, and as such City staff have recommended the additional condition of approval be added to ensure the secondary access for Haciendas at White Peak is completed regardless of whether the parcel to the south is developed.

Staff also recommends that the conditions of approval be updated to correctly reference roadway names, and to reflect the reduced right-of-way dedication for Morning Vista Lane from ninety (90) to sixty (60) feet.

COMMUNITY INVOLVEMENT

Public Noticing

The application was properly noticed pursuant to Section 21-315 of the Peoria Zoning Ordinance, which includes notification to all property owners within 600 feet of the site and registered HOAs within one (1) mile, posting of a sign on the site, and placing an ad in the Peoria Times at least 15 days prior to the Public Hearing.

Support / Opposition

At the time of this writing, Staff has received one (1) email from a resident within the notification radius (see Exhibit 9). In the email, the individual requested more information about the request. City staff responded to the individual's inquiry and no further communication was received.

KEY FINDINGS

1. The requested stipulation modification is the minimum necessary for the development to finalize civil plans;
2. City staff recommendations for an additional condition of approval will ensure the necessary roadways are completed related to this development regardless of development of surrounding parcels;
3. The applicant/owner has submitted a signed and notarized Proposition 207 waiver, which will be recorded with the conditions outlined in Exhibit 1.

SCHOOL DISTRICT INFORMATION

This property is within the Peoria Unified School District (PUSD) boundary. PUSD participated in the review of this project during the rezoning an General Plan amendment cases, and committed to the terms of a separate Developer Assistance Agreement (DAA) with the District.

PROPOSITION 207

The voters of Arizona approved Proposition 207, which among other things requires municipalities to compensate property owners for actions which have the effect of diminishing the value of property. The City Attorney's Office has drafted an agreement which waives the applicant's rights to future Proposition 207 claims against the City. Accordingly, the applicant has furnished a signed and notarized Proposition 207 Waiver.

RECOMMENDATION

Staff recommends that the Planning and Zoning Commission take the following action:

- 1) **Place an additional condition of approval as outlined in Exhibit 1; and**
- 2) **Recommend approval of Rezoning Case Z17-32A.1 to the City Council.**

STAFF CONTACT

Amanda Beck
Planner
623-773-7128
amanda.beck@peoriaaz.gov

Z17-32A.1 Haciendas at White Peak Stipulation Modification

East of the NEC of 139th Avenue and Morning Vista Lane

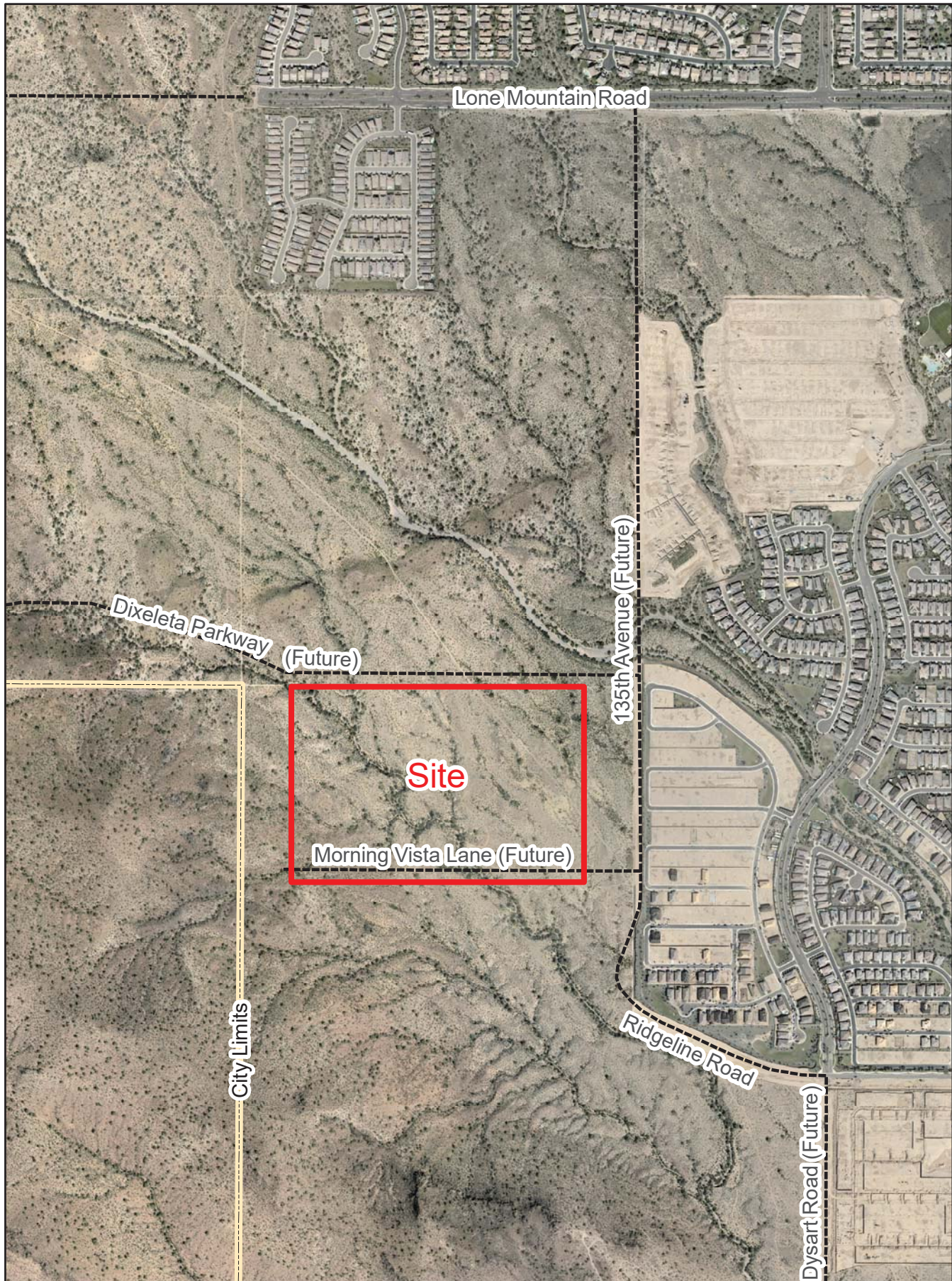


The rezoning stipulation modification for the above mentioned property is subject to the following Conditions of Approval in order to protect the public health, safety, welfare, and the City of Peoria:

1. The development shall substantially conform to the Haciendas at White Peak Standards and Guidelines Report as contained in the staff report to the Planning and Zoning Commission for July 19, 2017.
2. The development shall be limited to a maximum of one hundred fifty two (152) residential lots, and shall not exceed a gross density of 2.5 dwelling units to the acre.
3. The developer shall comply with all City of Peoria engineering design standards, policies and requirements at time of final engineering submittal and development.
4. The developer shall provide right-of-way (R/W) dedications for the following roadway(s) subject to the approval of the City Engineer:
 - a. 50' R/W for local streets (Full Street R/W Dedication)
 - b. 55' R/W for Dixileta Drive (Half Street R/W Dedication)
 - c. 60' R/W for Morning Vista Lane (Full Street R/W Dedication)
5. The developer shall provide two points of access to an existing City Right-of-Way. This may be achieved by providing a four (4) lane median divided roadway from the farthest point of access to an existing City Right-of-Way, subject to the approval of the City Engineer.
6. The developer shall provide a Traffic Impact Study/Analysis at time of development and final engineering submittal.
7. The developer shall construct a secondary access to the City's existing street network to provide a separate ingress/egress route for the development prior to issuance of the 100th unit residential building permit subject to approval of the City Engineer. The City Engineer shall approve design of the secondary access and will have the right to deny issuance of new permits and C of Os for the development if secondary access is not completed.

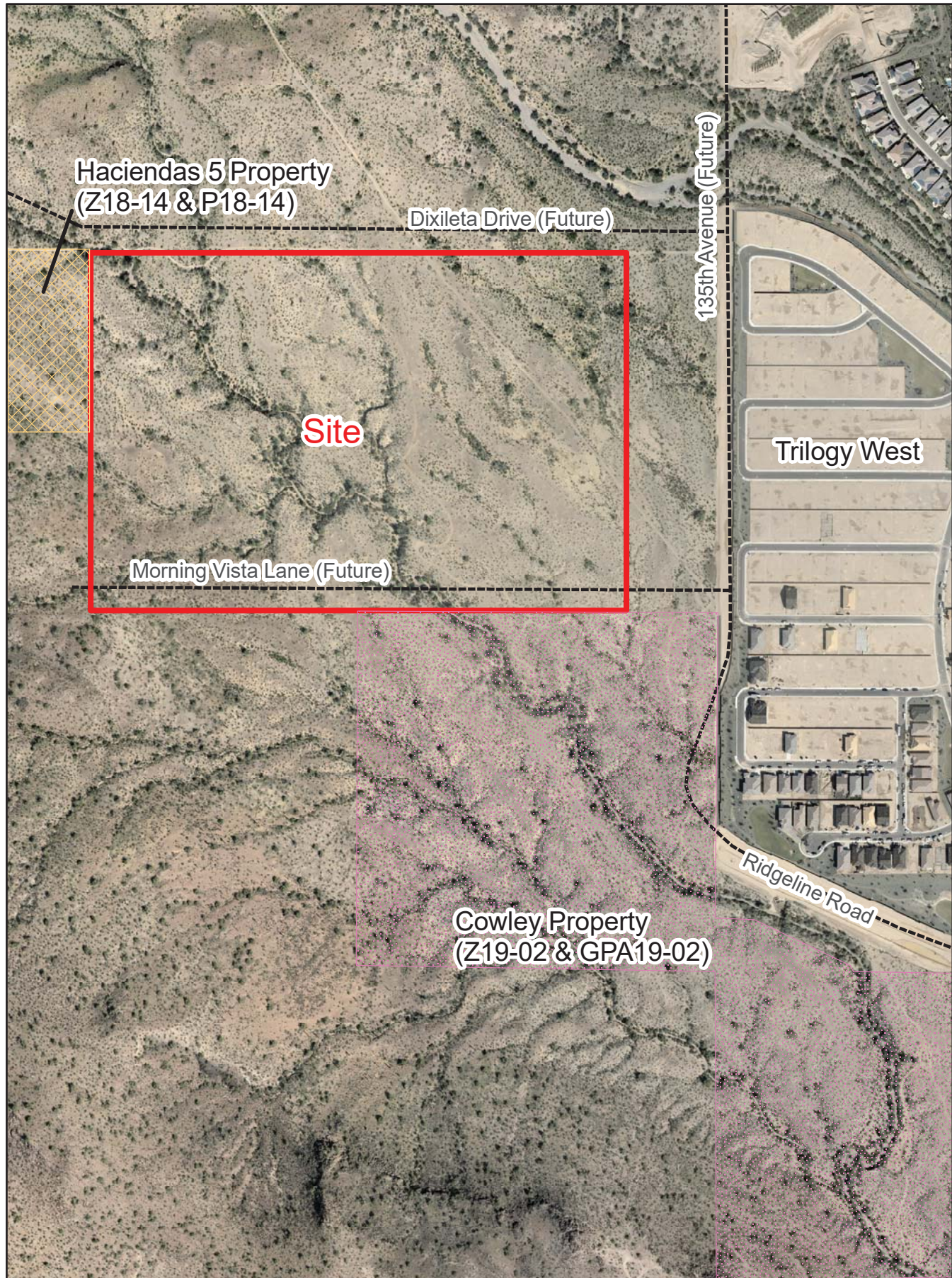
Z17-32A.1: Haciendas Stipulation Modification

East of NEC of 139th Avenue and Morning Vista Lane



Z17-32A.1: Haciendas Stipulation Modification

East of NEC of 139th Avenue and Morning Vista Lane





Z17-32A.1 Haciendas Stipulation Modification Exhibit 4 | Applicant's Request

PHONE: 602-212-1600

FAX: 602-212-1787

2525 E. Arizona Biltmore Circle, Suite A-212, Phoenix, AZ 85016

August 5, 2019

Chris Jacques
City of Peoria
9875 N. 85th Avenue
Peoria, AZ 85345

RE: Haciendas at White Peak Stipulation Modification Proposal (Z17-32)
Northwest of 135th Avenue and Ridgeline Road (alignment)

Dear Chris:

This firm represents White Peak, LLC ("White Peak") regarding the vacant +/- 60-acre property located northwest of 135th Avenue and Ridgeline Road (alignment) (the "Property"). See **Exhibit A**, an aerial parcel map, legal description and approved zoning map of the Property. As you know, City Council approved the request for Planned Area Development ("PAD") zoning for the project, "Haciendas at White Peak" (Case No. Z17-32) subject to six (6) stipulations. **Exhibit B**, approved zoning stipulations under Ordinance 2018-27.

The rezoning case was intended to allow a 152-lot, single-family subdivision (2.5 du/ac) with special attention given to enhanced amenities, significant amounts of natural and usable open space, as well as a mix of lot sizes. No development has occurred on-site due to the extensive coordination and meetings that haven't taken place over the past several months with City Staff as well as the adjacent property owners. These discussions resulted in a joint access solution in order to promote connectivity between the developable parcels that will ultimately benefit the regional circulation system in the immediate area. The city has also agreed to modify the required right-of-way dedications and roadway improvements for Haciendas. Further, the updated land use plan which reflects the latest roadway design meets the intent of the approved PAD development standards and does not substantially alter City Council's land use entitlements for Haciendas. See **Exhibit C**, the proposed conceptual site plan for the development.

In light of the city's recent determination for alternative roadway improvements, it is necessary and appropriate to modify Stipulation #4 (as noted below) so that the project may proceed forward with the required platting and site plan approval processes. Accordingly, we respectfully request the modification to Stipulation #4 of Z17-32 as follows:

City-Approved Stipulation #4:

4. The developer shall provide right-of-way (R/W) dedications for the following roadway(s) prior to the time of Final Plat approval:
 - a. 50' R/W for local streets (Full Street RM/ Dedication)
 - b. 55' R/W for Dixileta Drive (Half Street RM/ Dedication)
 - c. 90' R/W for Ridgeline Road (Full Street RNV Dedication)

Z17-32A.1 Haciendas Stipulation Modification

Exhibit 4 | Applicant's Request

PROPOSED Stipulation #4:

4. The developer shall provide right-of-way (R/W) dedications for the following roadway(s) prior to the time of Final Plat approval **SUBJECT TO THE APPROVAL OF THE CITY ENGINEER:**
- a. 50' R/W for local streets (Full Street RM/ Dedication)
 - b. 55' R/W for Dixileta Drive (Half Street RM/ Dedication)
 - c. 90' R/W for Ridgeline Road (Full Street RNV Dedication)

The purpose of this request is to provide for the necessary flexibility for Haciendas to meet the required access conditions that were later altered as part of the city's recent direction and negotiations with the adjacent property owners. Our understanding is that Haciendas is now required to dedicate a 60-foot right of way for Ridgeline Road, which may be designed as a modified collector cross-section with one 12-foot travel lane in each direction, bike lanes and detached sidewalks. Ridgeline Road will serve as the primary access and will be constructed by Haciendas from 135th Avenue to the second community entrance location. Haciendas will also dedicate 60-feet of right of way for the remainder of Ridgeline Road to the western boundary of the Haciendas property. The remainder of Ridgeline Road will be constructed by others at the time of development, if needed. Internal connections are also provided to the two 5-acre parcels to the west and 10-acre parcel to the east through the Haciendas subdivision, ensuring the necessary interconnectivity to these properties. Haciendas will dedicate the southern half-street for Dixileta Drive to serve as secondary access along its property boundary and construct the southern half-street to the first community entrance location. Right of way has also been dedicated from the intervening 10-acre property (just east of Haciendas) further the connection to 135th Avenue. Both roads will connect to the east half-street of 135th Avenue which will be completed by Shea and/or others pursuant to the city's final approval. The proposed stipulation request will allow for Haciendas to implement the city's latest requirements while preserving the intent of the approved PAD.

In summary, we have worked closely with various parties to come up with a well-designed plan that solves a vital issue to the continued long-term growth in this immediate area. This proposal will bring about the development improvements that the City has already approved for Haciendas in conformance with the approved plans and the city's direction for needed infrastructure. The proposed stipulation modification also reflects the needed flexibility the city typically provides for engineering-related requirements. Therefore, we ask for your approval of this request.

Yours truly,



Jason Morris

JM/kk

Enclosures

Cc: Dave MacKenney, Jack Jakub

When recorded mail to:
City Clerk's Office
City of Peoria
8401 W. Monroe Street
Peoria, AZ 85345

0822183-5-2-1--
leonardil

CAPTION HEADING: Ordinance 2018-27

DO NOT REMOVE

This is part of the official document.

ORDINANCE NO 2018-27

AN ORDINANCE OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA ZONING PROPERTY FROM SUBURBAN RANCH (SR-43) TO HACIENDAS AT WHITE PEAK PLANNED AREA DEVELOPMENT (PAD) DISTRICT FOR A DEVELOPMENT KNOWN AS HACIENDAS AT WHITE PEAK; AMENDING THE ZONING MAP AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Peoria Planning and Zoning Commission held a public hearing on July 19, 2018 in zoning case Z17-32 in the manner prescribed by law for the purpose of considering an amendment to the zoning district boundaries of property within the City of Peoria, Arizona to provide for rezoning of a parcel of land as described below from Planned Area Development (PAD) to a Planned Area Development (PAD) zoning district as provided in Section 21-317 of Chapter 21 of the Peoria City Code;

WHEREAS, due and proper notice of such Public Hearing was given in the time, form, substance and manner provided by law including publication of such notice in the Peoria Times Newspaper on June 29, 2018; and

WHEREAS, the City of Peoria Planning and Zoning Commission has recommended to the Mayor and the Council of the City of Peoria, Arizona, the zoning of property as aforesaid and the Mayor and the Council of the City of Peoria, Arizona desires to accept such recommendation and rezone the property as described below as aforesaid.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Peoria, Arizona that:

SECTION 1. Two parcels of land in Peoria, Maricopa County, Arizona, which is more accurately described in Exhibits A, and B to this Ordinance, is hereby conditionally rezoned from Suburban Ranch (SR-43) to Haciendas at White Peak Planned Area Development (PAD) zoning district.

SECTION 2. The amendment to the zoning herein provided be conditioned and subject to the following stipulations:

1. The development shall substantially conform to the Haciendas at White Peak Standards and Guidelines Report (Exhibit F) as contained in the staff report to the Planning and Zoning Commission for July 19, 2017.
2. The development shall be limited to a maximum of one hundred fifty two (152) residential lots, and shall not exceed a gross density of 2.5 dwelling units to the acre.
3. The developer shall comply with all City of Peoria engineering design standards, policies and requirements at time of final engineering submittal and development.

4. The developer shall provide right-of-way (R/W) dedications for the following roadway(s) prior to the time of Final Plat approval:
 - a. 50' R/W for local streets (Full Street R/W Dedication)
 - b. 55' R/W for Dixileta Drive (Half Street R/W Dedication)
 - c. 90' R/W for Ridgeline Road (Full Street R/W Dedication)
5. The developer shall provide two points of access to an existing City Right-of-Way. This may be achieved by providing a four (4) lane median divided roadway from the farthest point of access to an existing City Right-of-Way, subject to the approval of the City Engineer.
6. The developer shall provide a Traffic Impact Study/Analysis at time of development and final engineering submittal.

SECTION 3. Amendment of Zoning Map. The City of Peoria zoning map is herewith amended to reflect the change in districts referred to in Section 1 above and as defined by the Legal Description as represented in Exhibit A and the corresponding parcel map as shown as Exhibit B.

SECTION 4: Effective Date. This Ordinance shall become effective at the time and in the manner prescribed by law.

PASSED AND ADOPTED by the Mayor and Council for the City of Peoria, Arizona this 14th day of August, 2018.

[Redacted Signature]

Cathy Carlat, Mayor

8-21-2018

Date Signed

ATTEST:

[Redacted Signature]

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

[Redacted Signature]

Vanessa P. Hickman, City Attorney

Published in: Peoria Times

Pub. Dates: August 24, 2018

Effective Date: September 21, 2018

EXHIBIT A
Legal Description

A parcel of land being situated within a portion of the North Half of the Northwest Quarter of Section 27, Township 5 North, Range 1 West of the Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

COMMENCING at a found aluminum cap accepted as the Northwest corner of said Section 27 from which a found GLO brass cap accepted as the North Quarter corner of said Section 27 thereof bears South 89°41'06" East, 2639.54 feet;

Thence South 89°41'06" East, 329.94 feet along the north line of the Northwest Quarter of said Section 27 to the POINT OF BEGINNING;

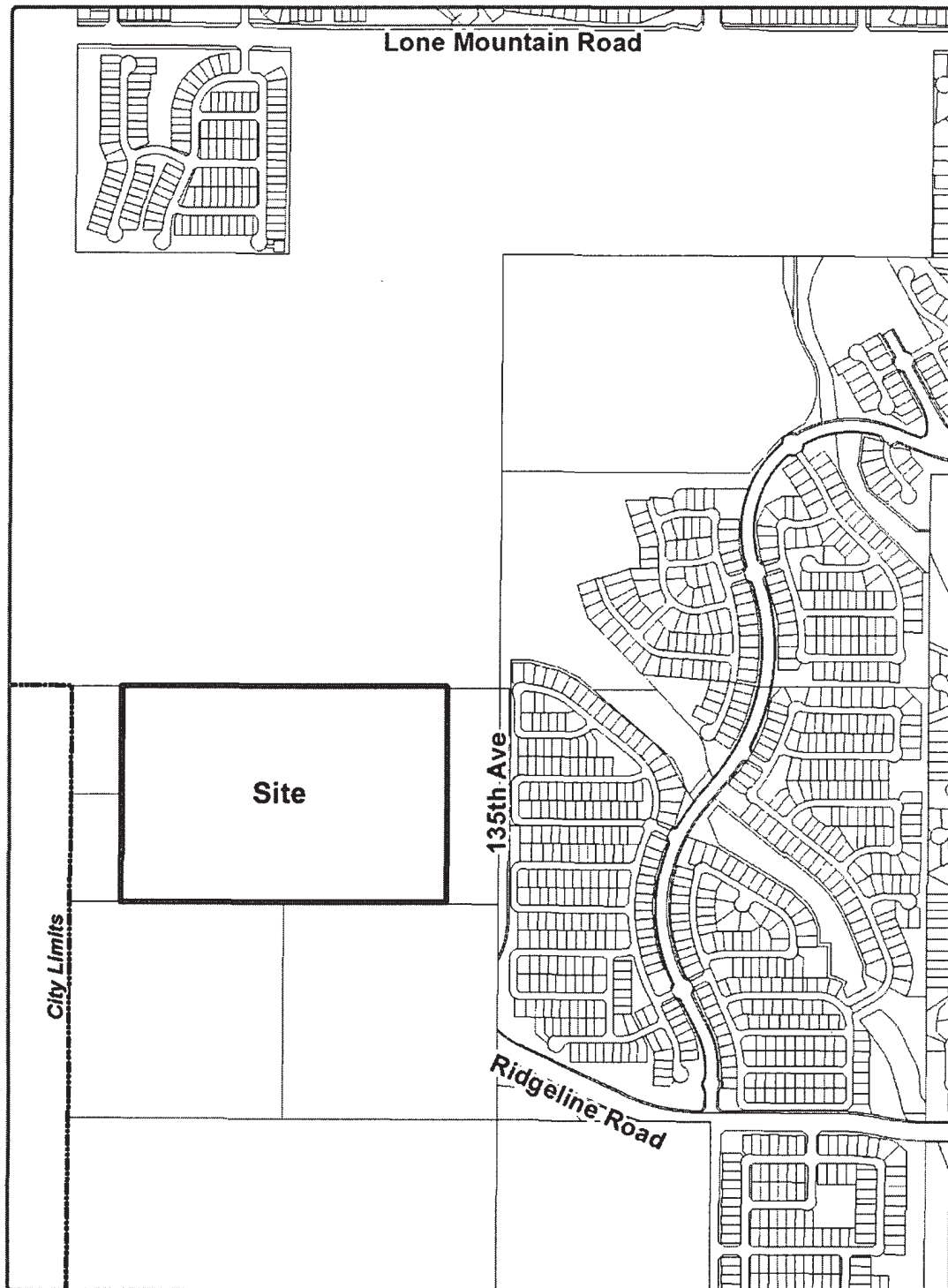
Thence continuing South 89°41'06" East, 1979.67 feet along said north line;

Thence leaving said north line, South 00°14'33" West, 1319.26 feet;

Thence North 89°42'08" West, 1981.19 feet;

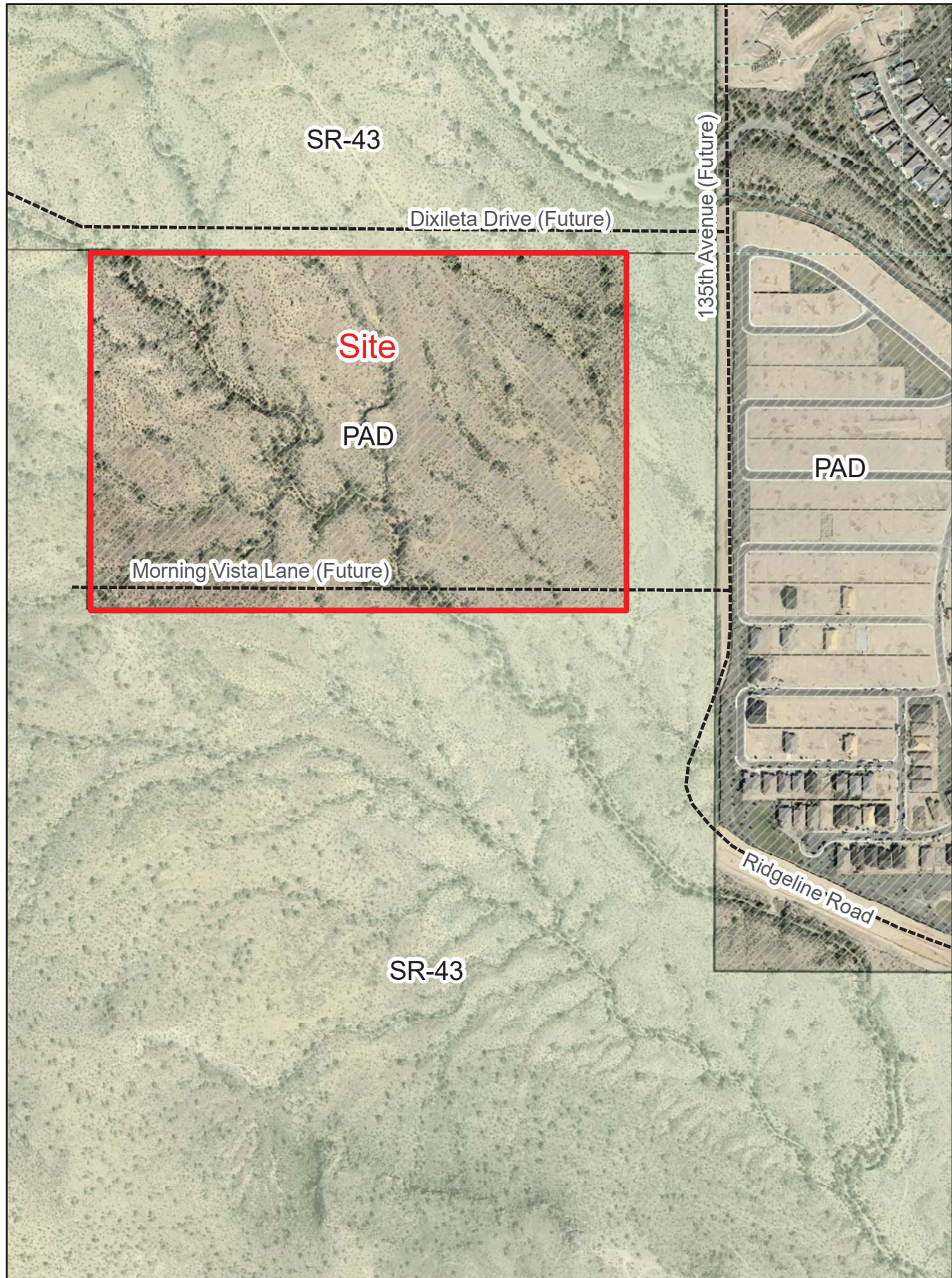
Thence North 00°18'31" East, 1319.85 feet to the aforesaid north line to the POINT OF BEGINNING.

EXHIBIT B



Z17-32A.1: Haciendas Stipulation Modification

East of NEC of 139th Avenue and Morning Vista Lane



List of Proposed Circulation Changes

#	Road	Beginning Extent	Ending Extent	Modification
1	I 15th Avenue	Northern Avenue	Butler Drive	Realign to address topography
2	I 03rd Avenue	Northern Avenue	Olive Avenue	Change from existing minor arterial to existing major collector
3	69th Avenue	Mountain View	Peoria Avenue	Change from existing local to existing minor collector
4	91st Avenue	Thunderbird Road	Union Hills Drive	Change from existing major arterial to existing minor arterial
5	Beardsley Road	Loop 101	81st Avenue	Change from existing major arterial to existing minor arterial and show roundabout
6	Speckled Gecko Drive	Lake Pleasant Parkway	98th Avenue	Change from future minor collector to existing minor collector
7	98th Avenue	Deer Valley Road	Speckled Gecko Drive	Change from existing local to existing minor collector
8	Williams Road	99th Avenue	95th Avenue	Change from future minor collector to existing minor collector
9	99th Avenue	Williams Road	Pinnacle Peak Road	Change from existing local to existing minor collector
10	Pinnacle Peak Road	91st Avenue	83rd Avenue	Change from existing major arterial to existing major collector
11	Pinnacle Peak Road	107th Avenue	Lake Pleasant Parkway	Change from future minor arterial to future major collector
12	Tessmer Road	Rose Garden Lane	107th Avenue	Change from future minor arterial to existing minor arterial
13	79th Avenue	Williams Road	Patrick Lane	Remove future minor collector
14	77th Avenue	Happy Valley Road	Jomax Road	Add future minor collector
15	Yearling Road	83rd Avenue	77th Avenue	Add future minor collector
16	Buckhorn Trail	96th Drive	Lake Pleasant Parkway	Change from existing minor collector to local
17	Aloravita Boulevard	Jomax Road	Dynamite Boulevard	Add future minor collector
18	Terramar Boulevard / 69th Avenue alignment	Jomax Road	Pinnacle Vista Drive	Add future minor collector
19	Loop 303 Frontage Road	Westland Road	96th Avenue	Add future major collector
20	El Mirage Road	Vistancia Boulevard	Lone Mountain Parkway	Change from future major arterial to existing major arterial
21	Westland Road	El Mirage Road	I 15th Avenue	Change future major arterial into two separate segments
22	Carefree Highway	Agua Fria River	96th Avenue	Add future minor collector
23	I 36th Drive (Approximate)	Carefree Highway Alignment	Saddleback Heights (Arterial between Cloud and Carefree Highway alignment)	Add future major arterial and change from future major collector to future major arterial
24	Vistancia Boulevard	North of CAP Canal	Saddleback Heights (Arterial)	Change alignment and add future arterial from Canyon Ranch Boulevard to Galvin Boulevard
25	I 19th Avenue	Vistancia Boulevard	Happy Valley Road	Remove future arterial
26	Jomax/Happy Valley Connector	Happy Valley Road	Jomax Road	Remove future limited access parkway
27	Westland Drive	Loop 303	Dynamite Boulevard	Rename from Westland Drive to Litchfield Road
28	Ridgeline Road	Upcountry Way	I 35th Avenue Alignment	Rename from Dixileta Parkway to Ridgeline Road and classify as future minor arterial. Change alignment of Ridgeline Road to turn north towards I 35th Avenue.
29	Dixileta Drive	I 35th Avenue	West out to municipal planning boundary	Add future major arterial on alignment starting at I 35th Ave. Alignment will deviate north at mountain and continue to planning boundary.
30	Morning Vista Lane	I 35th Avenue	I 38th Avenue Alignment	Change from future arterial to future major collector
31	99th Avenue/96th Avenue	Dynamite Boulevard	Dixileta Drive	Remove future collector and arterial portions
32	Twin Buttes Road	Vistancia Boulevard	El Mirage Road	Change from future minor arterial to major collector and revise alignment
33	Sonoran View Drive	Vistancia Boulevard	White Peak Road	Change from future minor collector to future minor arterial
34	I 35th Avenue	Ridgeline Road	Lone Mountain Road	Change from future major arterial to future minor arterial
35	Upcountry Way	Ridgeline Road	Vistancia Boulevard	Add minor collector
36	Westland Road	El Mirage Road	Vistancia Boulevard	Change from future major arterial to future minor arterial
37	White Peak Drive	I 34th Drive	Mountain Just North of CAP	Change from future collector to local road
38	El Mirage Road	Pinnacle Peak Road	State Route 74	Change from existing and future parkway to existing and future arterial
39	Loop 303	Beardsley Canal	Beardsley Canal	Show bridge over the Beardsley Canal
40	El Mirage Road	CAP Canal	CAP Canal	Show bridge over the CAP Canal
41	Bullard Avenue	CAP Canal	CAP Canal	Show bridge over the CAP Canal
42	Canyon Ranch	Vistancia Boulevard	Bullard Avenue	Change from future major arterial to future minor arterial
43	Canyon Ranch	Bullard Avenue	CAP Canal	Change from future minor arterial to future major collector
44	Canyon Ranch	Bullard Avenue	I 45th Avenue (Approximate)	Change from future major arterial to future major collector
45	Saddleback Heights System	See Map	See Map	Change alignment to reflect existing entitlement

Z17-32A.1: Haciendas Stipulation Modification

Exhibit 9 | Letters of Support / Opposition

From: Ron Pint
To: [Amanda Beck](#)
Cc: [REDACTED]
Subject: Project Information for Haciendas at White Peak Stipulation Modification
Date: Tuesday, August 20, 2019 12:21:18 PM

Amanda,

Thanks for sending the Project Information card for Haciendas at White Peak. I live in Trilogy at Vistancia and am guessing that I will be impacted by this project. After reading the card a couple of times, I am unclear as to what you or the applicant is doing in this project based on the information provided. Please provide me with clear, concise information as to what you and/or the applicant are proposing to do on this project.

Thank you,

Ron Pint

Exhibit 5
Draft Ordinance

ORDINANCE NO 2019-26

AN ORDINANCE OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, AMENDING THE CONDITIONS OF APPROVAL OF AN EXISTING REZONING CASE Z17-32 KNOWN AS HACIENDA AT WHITE PEAK PLANNED AREA DEVELOPMENT (PAD) PERTAINING TO RIGHT-OF-WAY DEDICATION AND SECONDARY ACCESS; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS the City of Peoria Planning and Zoning Commission held a public hearing on September 5, 2019, in zoning case Z17-32A.1 in the manner prescribed by law for the purpose of considering an amendment to the conditions of approval for Rezone Case Z17-32 Haciendas at White Peak Planned Area Development (PAD) zoning district as described below, as provided in Section 21-317 of Chapter 21 of the Peoria City Code;

WHEREAS, due and proper notice of such Public Hearing was given in the time, form, substance and manner provided by law including publication of such notice in the Peoria Times Newspaper on August 15, 2019; and

WHEREAS, the City of Peoria Planning and Zoning Commission has recommended to the Mayor and the Council of the City of Peoria, Arizona, to amend the conditions of approval as aforesaid and the Mayor and the Council of the City of Peoria, Arizona desires to accept such recommendation to modify the conditions of approval as described below as aforesaid.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Council of the City of Peoria, Arizona that:

SECTION 1. The conditions of approval for the entitlement of parcels of land in Peoria, Maricopa County, Arizona, which are more accurately described in Exhibits A and B, to this Ordinance are hereby amended as outlined in Section 2.

SECTION 2. The amendment to the zoning conditions of approval herein provided is conditioned and subject to the following stipulations:

1. The development shall substantially conform to the Haciendas at White Peak Standards and Guidelines Report as contained in the staff report to the Planning and Zoning Commission for July 19, 2017.
2. The development shall be limited to a maximum of one hundred fifty two (152) residential lots, and shall not exceed a gross density of 2.5 dwelling units to the acre.
3. The developer shall comply with all City of Peoria engineering design standards, policies and requirements at time of final engineering submittal and development.
4. The developer shall provide right-of-way (R/W) dedications for the following roadway(s) subject to the approval of the City Engineer:
 - a. 50' R/W for local streets (Full Street R/W Dedication)
 - b. 55' R/W for Dixileta Drive (Half Street R/W Dedication)

- c. 60' R/W for Morning Vista Lane (Full Street R/W Dedication)
5. The developer shall provide two points of access to an existing City Right-of-Way. This may be achieved by providing a four (4) lane median divided roadway from the farthest point of access to an existing City Right-of-Way, subject to the approval of the City Engineer.
 6. The developer shall provide a Traffic Impact Study/Analysis at time of development and final engineering submittal.
 7. The developer shall construct a secondary access to the City's existing street network to provide a separate ingress/egress route for the development prior to issuance of the 100th unit residential building permit subject to approval of the City Engineer. The City Engineer shall approve design of the secondary access and will have the right to deny issuance of new permits and C of Os for the development if secondary access is not completed.

SECTION 3. Effective Date. This Ordinance shall become effective at the time and in the manner prescribed by law.

PASSED AND ADOPTED by the Mayor and Council for the City of Peoria, Arizona
this 1st day of October, 2019.

Cathy Carlat, Mayor

Date signed

ATTEST:

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

Vanessa P. Hickman, City Attorney

Published in: Peoria Times

Publication Date: October 10, 2019

Effective Date: _____

EXHIBIT A

Legal Description

A parcel of land being situated within a portion of the North Half of the Northwest Quarter of Section 27, Township 5 North, Range 1 West of the Gila and Salt River Meridian, Maricopa County, Arizona, being more particularly described as follows:

COMMENCING at a found aluminum cap accepted as the Northwest corner of said Section 27 from which a found GLO brass cap accepted as the North Quarter corner of said Section 27 thereof bears South 89°41'06" East, 2639.54 feet;

Thence South 89°41'06" East, 329.94 feet along the north line of the Northwest Quarter of said Section 27 to the POINT OF BEGINNING;

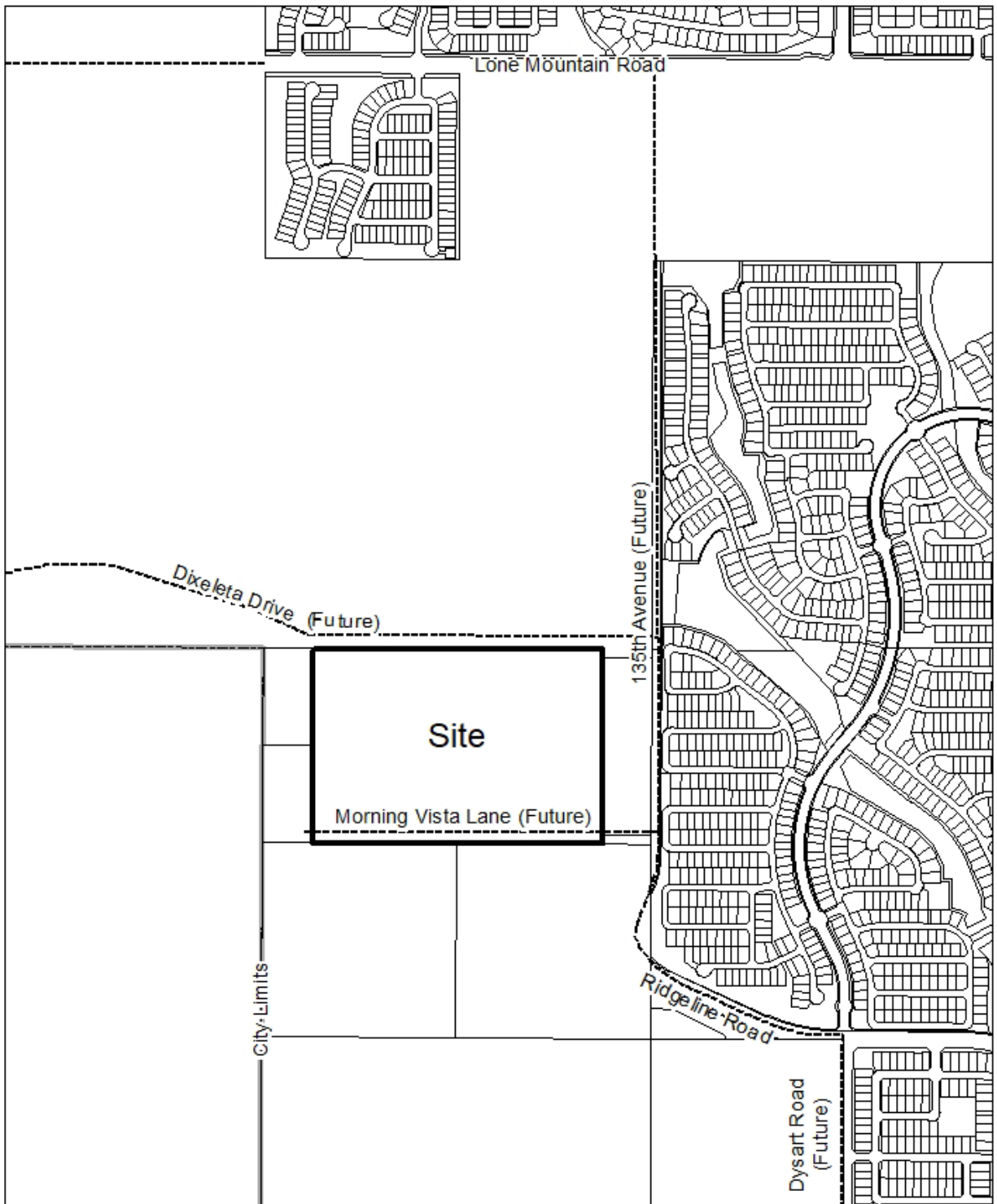
Thence continuing South 89°41'06" East, 1979.67 feet along said north line;

Thence leaving said north line, South 00°14'33" West, 1319.26 feet;

Thence North 89°42'08" West, 1981.19 feet;

Thence North 00°18'31" East, 1319.85 feet to the aforesaid north line to the POINT OF BEGINNING.

EXHIBIT B Map



**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 14C.

Date Prepared: 9/18/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Katie Gregory, Deputy City Manager
FROM: Adina Lund, P.E., Development and Engineering Director
SUBJECT: Deeds and Easements, Various Locations

Purpose:

Discussion and possible action to adopt **RES. 2019-121** accepting Deeds and Easements for various Real Property interests acquired by the City.

Summary:

The City of Peoria periodically acquires a number of property interests including deeds, roadway dedications and various types of easements. All documents are reviewed for accuracy and recorded. A Resolution to accept these documents has been prepared, which lists each document by recording number and provides information related to each so the property interest to be accepted can be identified.

Previous Actions/Background:

This is an ongoing process which occurs when we have acquired a number of real property interests.

Options:

A: Approve the adoption of the Resolution accepting Deeds and Easements into our system.

B: Deny adoption of the Resolution that formally accepts the Deeds and Easements into our system, resulting in the City not having an official record of what has been transferred to the City through recordation in the Maricopa County Recorder's office.

Staff Recommendation:

Staff recommends the adoption of a Resolution accepting Deeds and Easements for various Real Property interests acquired by the City and previously recorded by the Maricopa County Recorder's Office to ensure completeness of the process.

Fiscal Analysis:

No fiscal impact.

ATTACHMENTS:

Exhibit 1; Resolution

Contact Name and Number:

Adina Lund, Development and Engineering Director, (623) 773-7249

RESOLUTION NO. 2019-121

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA ADOPTING A RESOLUTION FORMALLY ACCEPTING DEEDS AND EASEMENTS FOR PROPERTY RIGHTS CONVEYED TO THE CITY OF PEORIA.

WHEREAS, the real estate interests hereinafter referenced have been conveyed to the City of Peoria;

WHEREAS, it is to the advantage of the City of Peoria to accept said real property interests; and

WHEREAS, the City has determined that acquisition of these property interests is in the interest of the public health, safety and welfare.

NOW THEREFORE, be it resolved by the Mayor and Council of the City of Peoria, Maricopa County, Arizona as follows:

SECTION 1. That the following real property interests are hereby accepted by the City of Peoria and referenced by the recording number issued by the Maricopa County Recorder's Office.

AZ Cosmetic and Family Dentistry
Brijest Bobba and Vasudha Narra, members of Dental Reality, LLC
EASEMENT FOR PUBLIC WATER LINE
Maricopa County Recording No. 20190733334
(Project No. R190027/ Deed No. 19-026) 75th Ave & Thunderbird

SECTION 2. Public Easement and Land Rights

That the Mayor and Council accept the deeds and public easements transferred to the City of Peoria as described herein.

SECTION 3. Recording Authorized

That the City Clerk shall record the original of this Resolution with the Maricopa County Recorder's Office.

Resolution No. 2019-121
Acceptance of Deeds and Easements
October 1, 2019
Page 2

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria,
Arizona, this 1st day of October, 2019.

Cathy Carlat, Mayor

ATTEST:

Date Signed

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

Vanessa P. Hickman, City Attorney

Effective Date: _____

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 15C.

Date Prepared: 9/4/2019

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager

THROUGH: Katie Gregory, Deputy City Manager

FROM: Adina Lund, P. E., Development and Engineering Director

SUBJECT: Abandonment of City Interest, Water Line Easement, 85th Avenue Self Storage

Purpose:

Discussion and possible action to adopt **RES. 2019-122** abandoning the City's interest in a portion of a Water Line Easement in the vicinity of 85th Avenue and Northern Avenue.

Summary:

The City approved the 85th Avenue Self Storage Final Plat, which included the dedication of a 20 foot wide Water Line Easement. As the property was developed, field conditions triggered the installation of portions of the water line to be placed outside of where the water line was platted. The property owner dedicated an easement via separate instrument for those areas where the line fell outside of the original platted water line alignment. The storage facility is now complete and the property owner has reached out to the City with an additional abandonment request as their lender surveyed the land and it was determined that three portions of the water line fall outside of the existing easements. Even though the encroachment is minimal (six inches or less) the lender will not move forward with their loan until this has been corrected.

Previous Actions/Background:

09/18/18 – Council approved the abandonment of a portion of the water line easement dedicated per the final plat.

02/20/18 – Council approved the Final Plat of 85th Avenue Self Storage.

Options:

A: City Council authorizes the abandonment, removing this restriction from the property.

B: City Council denies the abandonment maintaining the current easement encumbrance on the property and may cause a hardship for the property owner in securing funding on the property.

Staff Recommendation:

Staff recommends that City Council approve the adoption of the attached Resolution authorizing the abandonment of portions of the water line easement within the property platted as 85th Avenue Self Storage.

Fiscal Analysis:

There is no fiscal impact to the City associated with the release of a portion of the water line easement.

ATTACHMENTS:

Vicinity Map

Location Map

Resolution

Resolution Exhibit A1 Amended

Resolution Exhibit A2 Amended

Resolution Exhibit A3 Amended

Resolution Exhibit A4 Amended

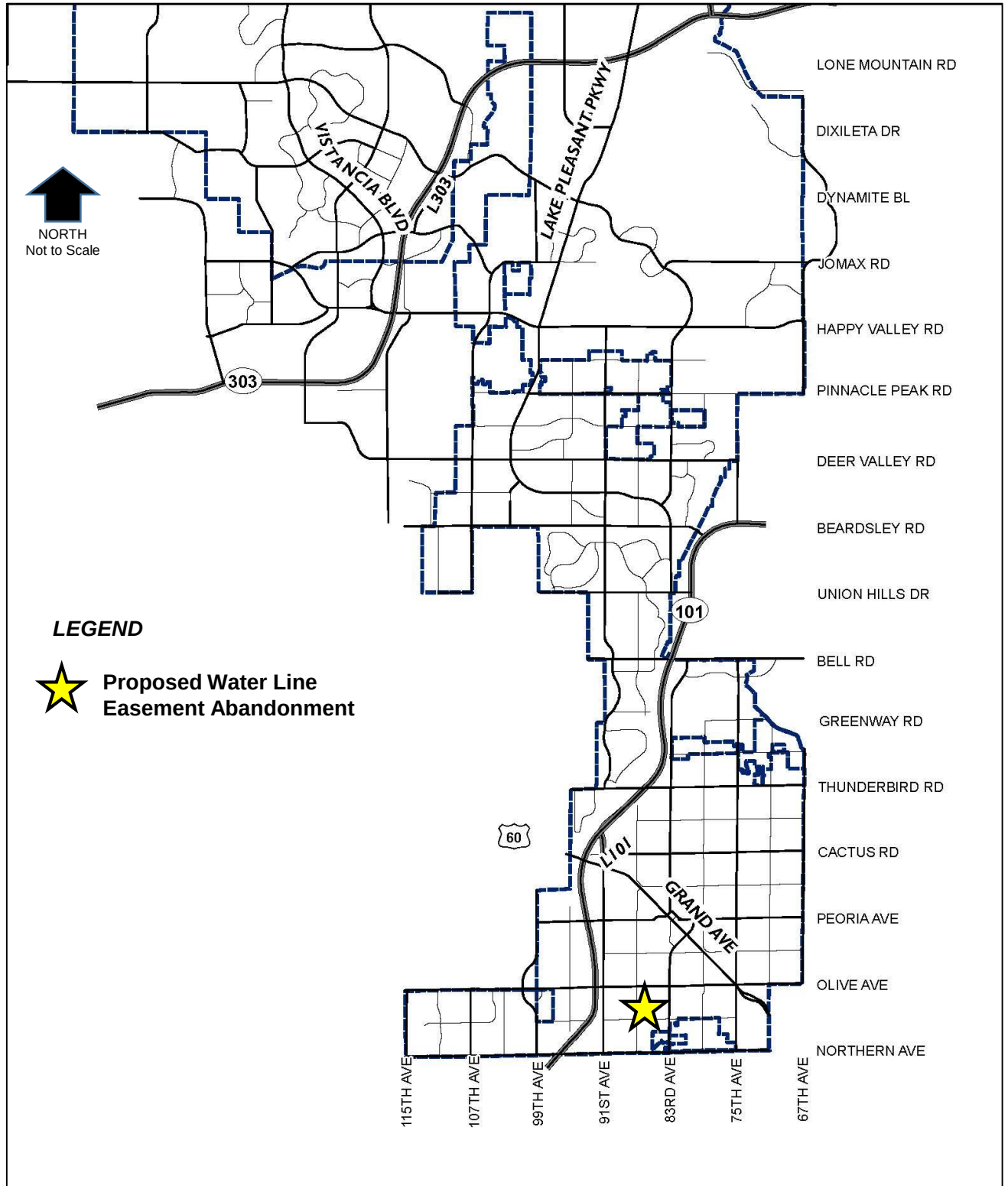
Contact Name and Number:

Adina Lund, Development & Engineering Director, (623) 773-7249



City of Peoria
Development & Engineering

Water Line Easement Abandonment
85th Avenue Self Storage
Vicinity Map





City of Peoria
Development & Engineering

Water Line Easement Abandonment
85th Avenue Self Storage
Location Map



LEGEND



Proposed Water Line
Easement Abandonment



NOTES
Map based on geographic source
information, subject to change and
FOR GENERAL REFERENCE ONLY

RESOLUTION NO. 2019-122

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA FINDING THAT A PORTION OF A CERTAIN EASEMENT FOR PUBLIC WATER LINE TO BE UNNECESSARY TO CITY PURPOSES AND NO LONGER REQUIRED TO BE RETAINED BY THE CITY AND DIRECTING THAT SUCH UNNECESSARY EASEMENT FOR PUBLIC WATER LINE BE DISPOSED OF IN THE MANNER PROVIDED BY LAW AND DECLARING AN EMERGENCY.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Peoria as follows:

WHEREAS, pursuant to A.R.S. 9-402, the City Council of the City of Peoria is vested with the power to determine and find that certain public easement may no longer be necessary to the City; and

WHEREAS, pursuant to A.R.S. 9-402, the City Council of the City of Peoria is vested with the power to vacate such easement by transferring title to adjacent property owners and others; and

WHEREAS, the Mayor and Council find and determine that a portion of a certain Water Line Easement located in the City of Peoria, Maricopa County, Arizona, west of 85th Avenue north of Northern Avenue, and more specifically described in the Legal Descriptions (Exhibit A1-A4) attached to this Resolution are no longer needed by the City for water line purposes.

THEREFORE, BE IT RESOLVED AS FOLLOWS:

SECTION 1. That Mayor and Council find and determine that portions of the Water Line Easement per the 85th Avenue Self Storage Final Plat as recorded in Maricopa County Recorder Book 1375 Page 20 and Easement for Public Water Line recorded in Maricopa County Recorder Number 20180880467 more specifically set forth on Exhibits "A1 – A4" attached to this Resolution be and are hereby declared abandoned as provided by Chapter 4, Article 1, Title 9 of the Arizona Revised Statutes.

SECTION 2. That the City Engineer is directed to prepare and provide descriptions for the retention of such easements for public utilities, if any, as may be deemed appropriate across the described property.

Resolution No. 2019-122
Easement Abandonment
85th & Northern Avenues
October 1, 2019
Page: 2

SECTION 3. That the City Clerk shall record the original of this Resolution with the Maricopa County Recorder's Office.

SECTION 4. The immediate operation of the provisions of this Resolution are necessary for the preservation of the public peace, health and safety of the City of Peoria, an EMERGENCY is hereby declared to exist and this Resolution shall be in full force and effect from and after its passage, adoption and approval by the Mayor and Council of the City of Peoria, and it is hereby exempt from the referendum provision of the Constitution and laws of the State of Arizona.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona this 1st day of October, 2019.

Cathy Carlat, Mayor

Date Signed

ATTEST:

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

Vanessa P. Hickman, City Attorney

ATTACHMENTS:

1. Exhibit A1 – Legal Description
2. Exhibit A2 – Legal Description
3. Exhibit A3 – Legal Description
4. Exhibit A4 – Legal Description



EXHIBIT A 1

LEGAL DESCRIPTION

FOR A WATER LINE EASEMENT, PARTIAL, ABANDONMENT
A PORTION OF THE SOUTHEAST QUARTER OF SECTION 34,
TOWNSHIP 3 NORTH, RANGE 1 EAST, AS RECORDED IN MARICOPA
COUNTY RECORDER, MARICOPA COUNTY, ARIZONA MORE
PARTICULARLY DESCRIBED AS FOLLOW;

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF FINAL
THE PLAT 85TH AVENUE SELF STORAGE AS RECORDED IN BOOK
1375, PAGE 20, MARICOPA COUNTY RECORDER OFFICE,
MARICOPA COUNTY, ARIZONA;

THENCE SOUTH SOUTH 00°03'49" WEST A DISTANCE OF 41.31
FEET;

THENCE NORTH 90°00'00" EAST A DISTANCE 194.32 FEET;

THENCE SOUTH 00°00'00" EAST A DISTANCE 265.99 FEET;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 131.50 FEET;

THENCE SOUTH 00°00'00" EAST A DISTANCE OF 17.67 FEET;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 16.94 FEET TO
THE TRUE POINT OF BEGINNING;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 0.54 FEET;

THENCE SOUTH 00°00'00" EAST A DISTANCE OF 20.00 FEET;

THENCE NORTH 90°00'00" EAST A DISTANCE OF 0.54 FEET;

Page 1 of 3

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 w. BRILES ROAD SURPRISE, AZ. 85387

Phone: (623) 875-1200

Fax: (632) 875- 3777

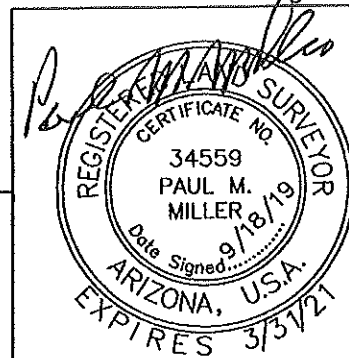




EXHIBIT A 1

LEGAL DESCRIPTION

FOR A WATER LINE EASEMENT PARTIAL ABANDONMENT

THENCE NORTH 00°00'00" EAST A DISTANCE OF 20.00 FEET TO
THE TRUE POINT OF BEGINNING;

Page 2 of 3

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 w. BRILES ROAD SURPRISE, AZ. 85387

Phone: (623) 875-1200

Fax: (632) 875- 3777

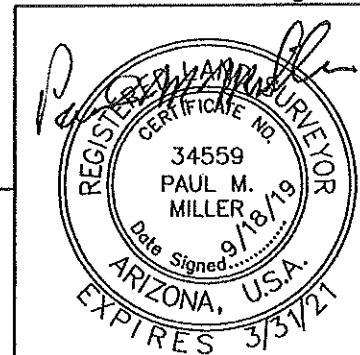
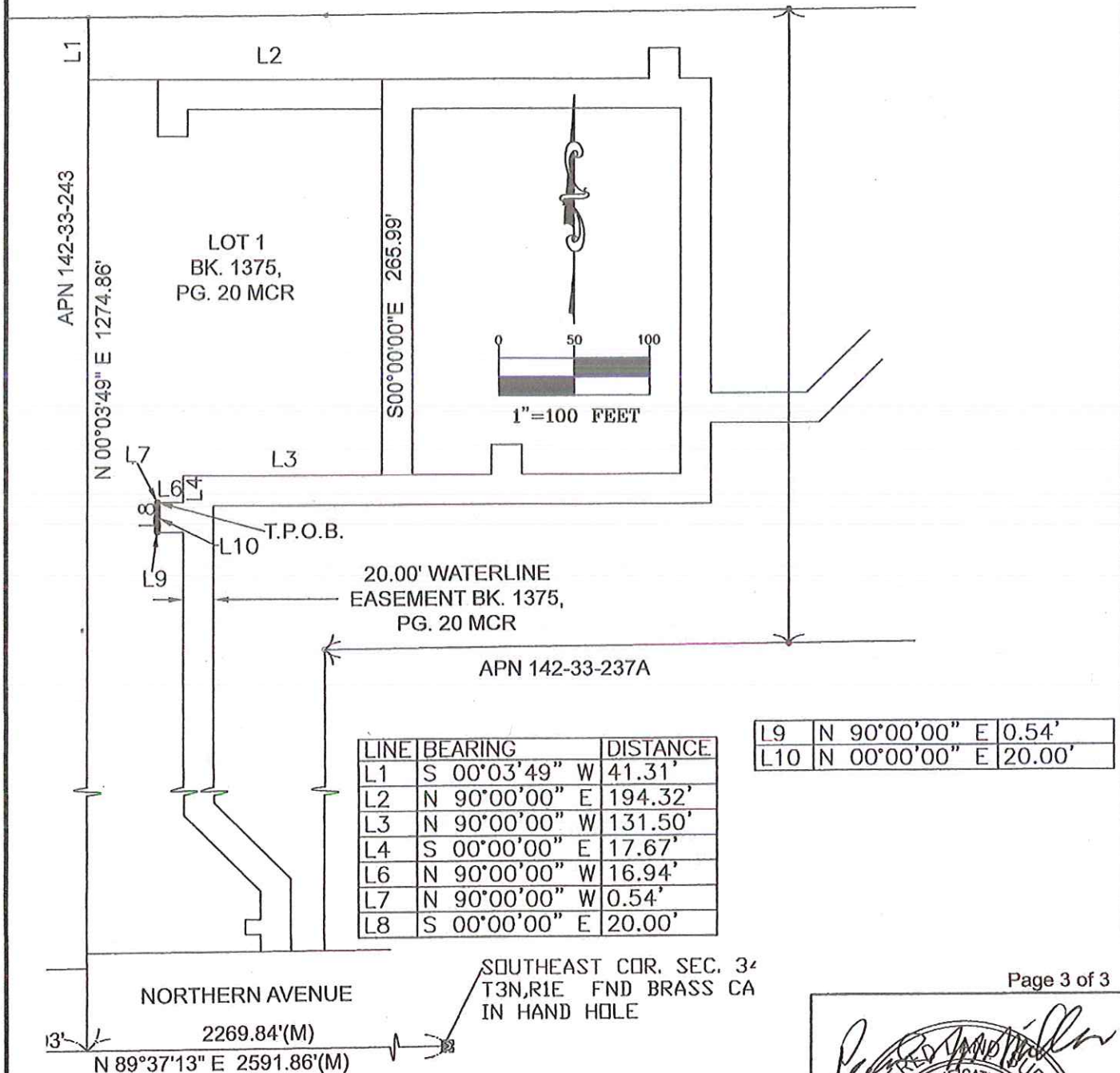




EXHIBIT A 1

SKETCH



Page 3 of 3

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 W. BRILES ROAD SURPRISE, ARIZONA

Phone: (623) 875-1200

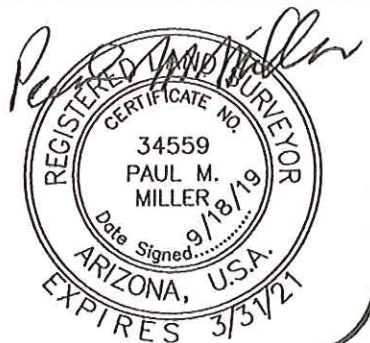




EXHIBIT A 2

LEGAL DESCRIPTION

FOR A WATER LINE EASEMENT, PARTIAL, ABANDONMENT
A PORTION OF THE SOUTHEAST QUARTER OF SECTION 34,
TOWNSHIP 3 NORTH, RANGE 1 EAST, AS RECORDED IN MARICOPA
COUNTY RECORDER, MARICOPA COUNTY, ARIZONA MORE
PARTICULARLY DESCRIBED AS FOLLOW;

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF FINAL
THE PLAT 85TH AVENUE SELF STORAGE AS RECORDED IN BOOK
1375, PAGE 20, MARICOPA COUNTY RECORDER OFFICE,
MARICOPA COUNTY, ARIZONA;

THENCE SOUTH 00°03'49" WEST A DISTANCE OF 41.31 FEET
ALONG THE EAST PROPERTY LINE OF LOT 1;

THENCE NORTH 90°00'00" EAST A DISTANCE 45.64 FEET TO THE
TRUE POINT OF BEGINNING;

THENCE SOUTH 00°00'00" EAST A DISTANCE 32.98 FEET;

THENCE NORTH 90°00'00" EAST A DISTANCE OF 20.00 FEET;

THENCE NORTH 00°00'00" EAST A DISTANCE OF 12.98 FEET;

THENCE NORTH 90°00'00" EAST A DISTANCE OF 1.35 FEET;

THENCE NORTH 00°00'00" EAST A DISTANCE OF 20.00 FEET;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 21.35 FEET

TO THE TRUE POINT OF BEGINNING;

Page 1 of 3

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 w. BRILES ROAD SURPRISE, AZ. 85387

Phone: (623) 875-1200

Fax: (632) 875- 3777

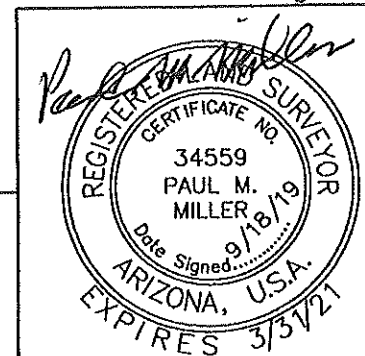




EXHIBIT A 2

SKETCH

LINE	BEARING	DISTANCE
L1	S 00°03'49" W	41.31'
L2	N 90°00'00" E	45.64'
L3	S 00°00'00" E	32.98'
L4	N 90°00'00" E	20.00'
L5	N 00°00'00" E	12.98'
L6	N 90°00'00" E	1.35'
L7	N 00°00'00" E	20.00'
L8	N 90°00'00" W	21.35'

Page 2 of 3

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 W. BRILES ROAD SURPRISE, ARIZONA.

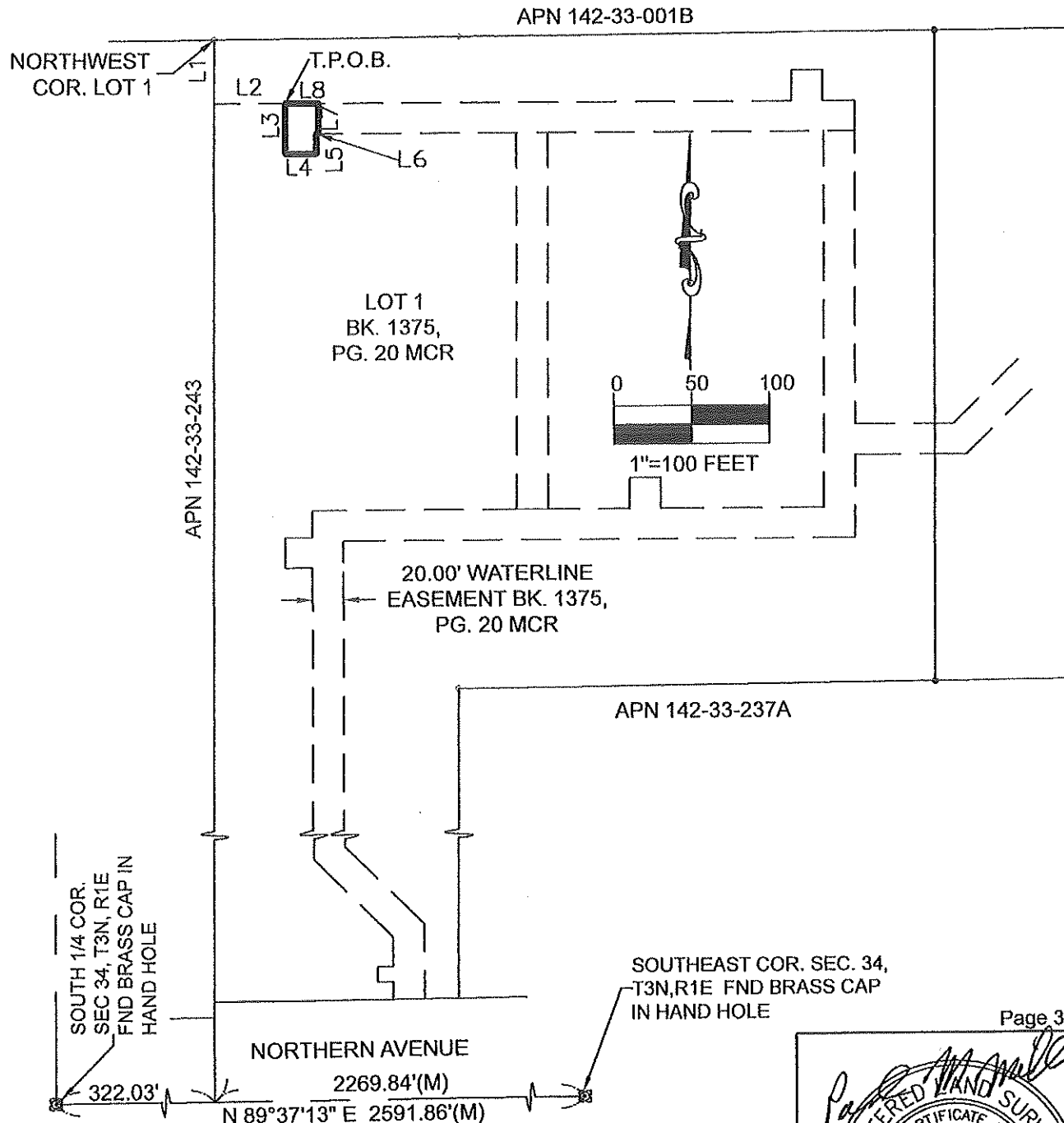
Phone: (623) 875-1200

Fax: (623) 875-3777





EXHIBIT A 2 SKETCH



Page 3 of 3

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 W. BRILES ROAD SURPRISE, ARIZONA.

Phone: (623) 875-1200

Fax: (623) 875-3777

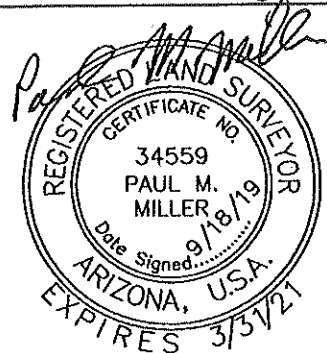




EXHIBIT A 3

LEGAL DESCRIPTION

FOR A WATER LINE EASEMENT, PARTIAL, ABANDONMENT
A PORTION OF THE SOUTHEAST QUARTER OF SECTION 34,
TOWNSHIP 3 NORTH, RANGE 1 EAST, AS RECORDED IN MARICOPA
COUNTY RECORDER, MARICOPA COUNTY, ARIZONA MORE
PARTICULARLY DESCRIBED AS FOLLOW;

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF FINAL
THE PLAT 85TH AVENUE SELF STORAGE AS RECORDED IN BOOK
1375, PAGE 20, MARICOPA COUNTY RECORDER OFFICE,
MARICOPA COUNTY, ARIZONA;

THENCE SOUTH SOUTH 00°03'49" WEST A DISTANCE OF 41.31
FEET ALONG THE EAST LINE OF SAID LOT 1;

THENCE NORTH 90°00'00" EAST A DISTANCE 214.32 FEET;

THENCE SOUTH 00°00' 00" EAST A DISTANCE OF 265.99 FEET;

THENCE NORTH 90°00'00" EAST A DISTANCE OF 52.34 FEET TO
THE TRUE POINT OF BEGINNING;

THENCE NORTH 00°00'00" EAST A DISTANCE OF 20.00 FEET;

THENCE NORTH 90°00'00" EAST A DISTANCE OF 20.00 FEET;

THENCE SOUTH 00°00'00" EAST A DISTANCE OF 20.00 FEET;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 20.00 FEET TO
THE POINT OF BEGINNING.

Page 1 of 2

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 w. BRILES ROAD SURPRISE, AZ. 85387

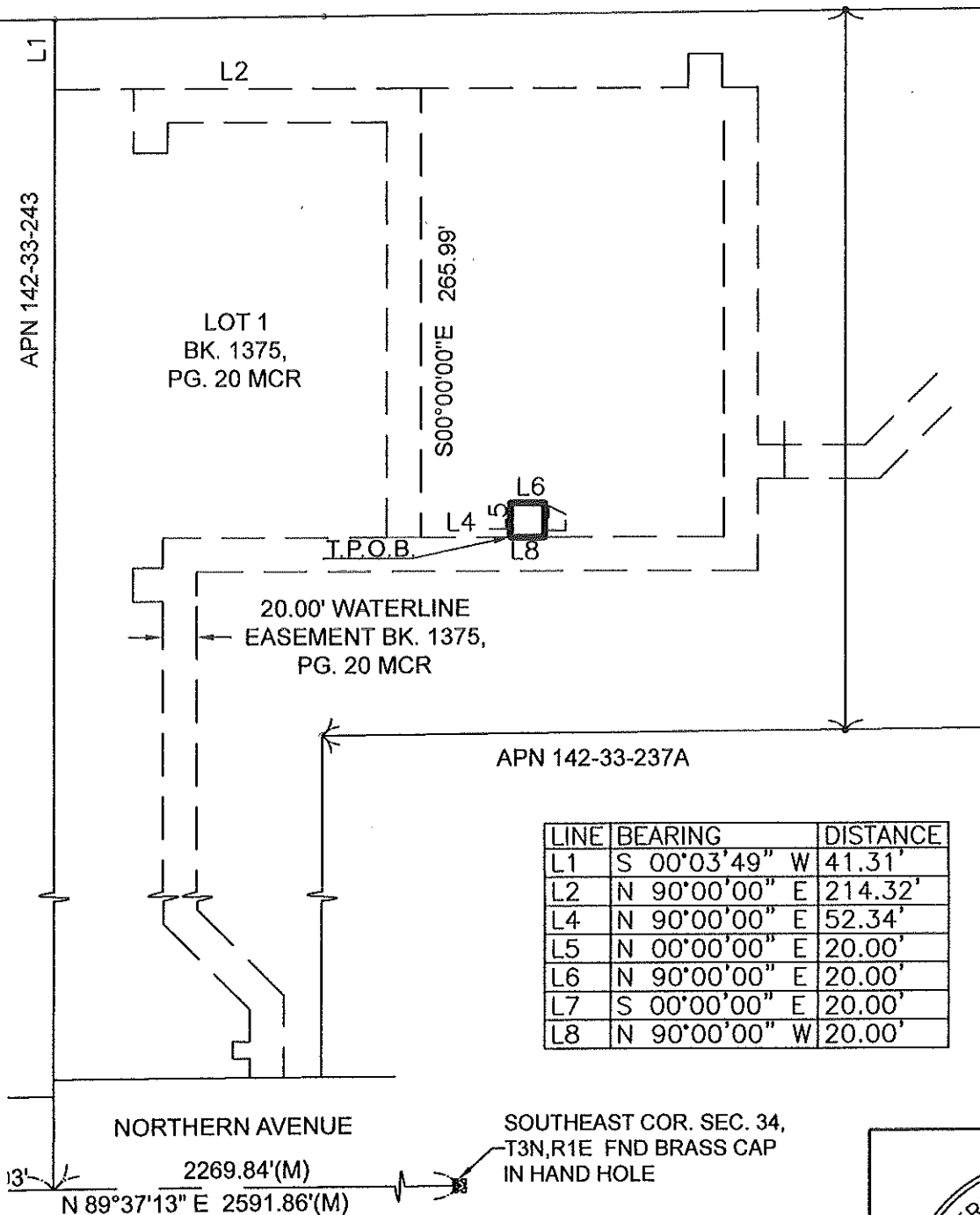
Phone: (623) 875-1200

Fax: (632) 875- 3777





EXHIBIT A 3 SKETCH



Page 2 of 2

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 W. BRILES ROAD SURPRISE, ARIZONA

Phone: (623) 875-1200





EXHIBIT A 4

LEGAL DESCRIPTION

FOR A WATER LINE EASEMENT, PARTIAL, ABANDONMENT
A PORTION OF THE SOUTHEAST QUARTER OF SECTION 34,
TOWNSHIP 3 NORTH, RANGE 1 EAST, AS RECORDED IN MARICOPA
COUNTY RECORDER, MARICOPA COUNTY, ARIZONA MORE
PARTICULARLY DESCRIBED AS FOLLOW;

COMMENCING AT THE NORTHWEST CORNER OF LOT 1 OF FINAL
THE PLAT 85TH AVENUE SELF STORAGE AS RECORDED IN BOOK
1375, PAGE 20, MARICOPA COUNTY RECORDER OFFICE,
MARICOPA COUNTY, ARIZONA;

THENCE SOUTH 00°03'49" WEST A DISTANCE OF 41.31 FEET
ALONG THE EAST PROPERTY LINE OF LOT 1;

THENCE NORTH 90°00'00" EAST A DISTANCE 214.32 FEET;

THENCE SOUTH 00°00'00" EAST A DISTANCE 285.98 FEET;

THENCE NORTH 90°00'00" WEST A DISTANCE OF 131.50 FEET;

THENCE SOUTH 00°00'00" EAST A DISTANCE OF 378.33 FEET;

THENCE NORTH 90°00'00" EAST A DISTANCE OF 17.62 FEET TO
THE TRUE POINT OF BEGINNING;

THENCE NORTH 90°00'00" EAST A DISTANCE OF 0.48 FEET;

THENCE SOUTH 00°00'00" EAST A DISTANCE OF 20.00 FEET

THENCE NORTH 90°00'00" WEST A DISTANCE OF 0.48 FEET;

THENCE NORTH 00° 00'00" EAST A DISTANCE OF
20.00 FEET TO THE TRUE POINT OF BEGINNING.

Page 1 of 2

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 w. BRILES ROAD SURPRISE, AZ. 85387

Phone: (623) 875-1200

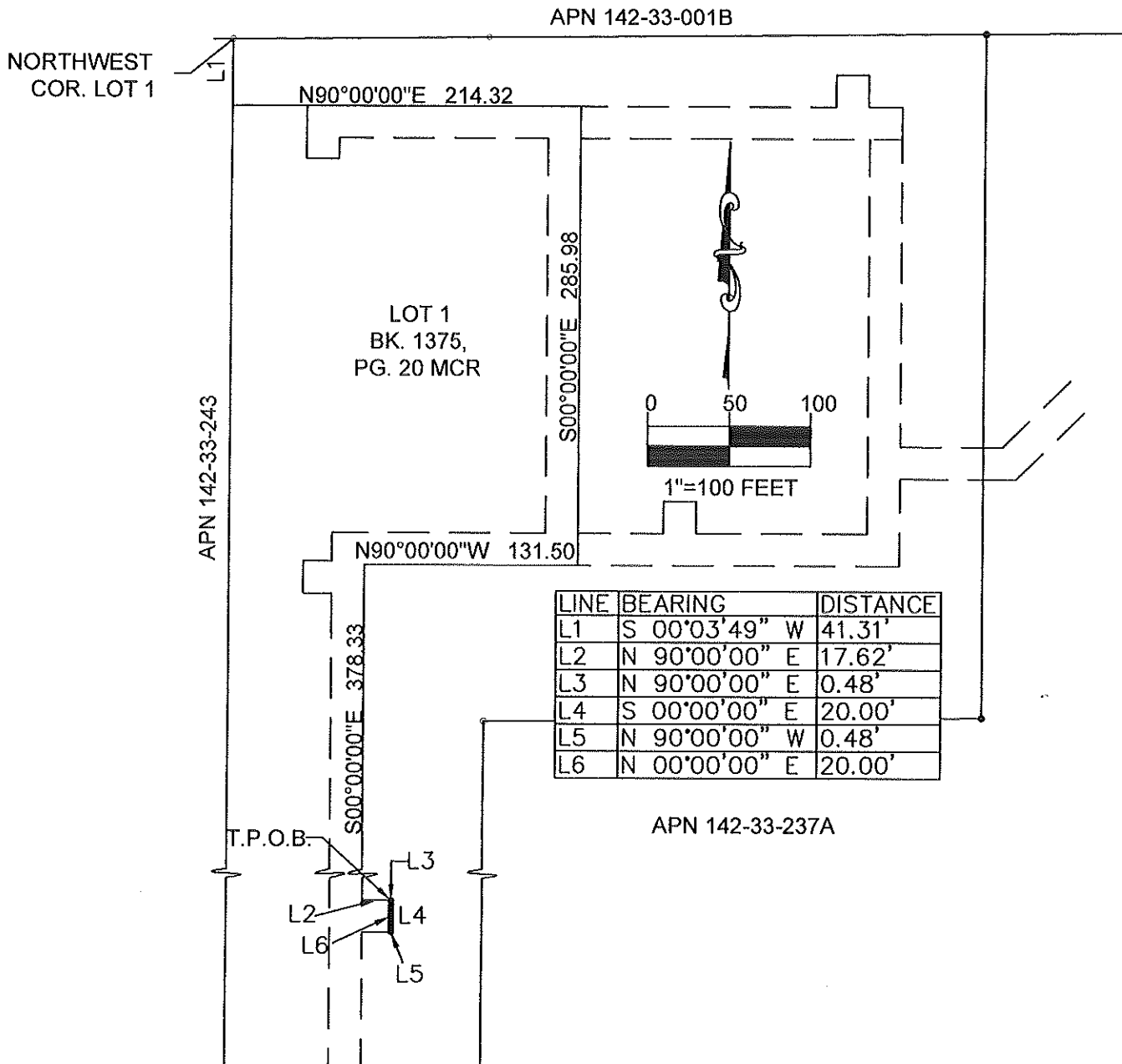
Fax: (632) 875- 3777





EXHIBIT A 4

SKETCH



Page 2 of 2

Title: LOT 1 WATER LINE EASEMENT PARTIAL ABANDONMENT

Preparing Firm: MILLER AND SONS SURVEYING LLC

Address: 15609 W. BRILES ROAD SURPRISE, ARIZONA.

Phone: (623) 875-1200

Fax: (623) 875-3777



**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 16.A.

Date Prepared: 9/23/2019

Council Meeting Date: 10/1/2019

TO: Honorable Mayor and City Council
FROM: Jeff Tyne, City Manager
SUBJECT: Recognition of Street Sweepers

Summary:

In the past 3 years, the sweeper operation has steadily increased its level of service by decreasing sweeping cycle intervals, without additional staff. The sweeping operation has been static at 4 operators since 2008, while the city has added 260 lane miles of roads going from 1,340 to nearly 1,600 lane miles. Residential street sweeping cycles predictably climbed from 4 weeks to nearly 12 weeks as a result of the growth. Residents began calling more often and the team was even further challenged to work in those special sweeps and complete their routes on time. Additionally, the city's growth and increased traffic meant more spills and accidents to which they had to respond and all those factors challenged their service levels, which resulted in more calls for service, thus creating a vicious cycle.

In 2016, the team committed to improve efficiency. They started by trying some new equipment. The operators committed to a diligent maintenance program to keep them in service (avoiding downtime) and they added one sweeper to the fleet bringing the total to six sweepers (five from Maricopa Association of Governments (MAG) grants and one city funded). The operation added a Global Positioning System (GPS) to all units for purposes of regular routing and better response for emergency calls. Cycle times continued to improve and as they did, customer calls for service were nearly eliminated. They have added post-bulk trash sweeps to their services and still, cycle times continued to drop. Recently, the sweeper operation added an interactive map to the website to indicate approximate sweeping dates for our residents. The current sweeping cycle for residential streets is at seven weeks and the team has a goal to hit six weeks in the near future. The results are an impressive 41% *increase* in the level of service with the same number of staff! Our roads are clean and customer calls for service are down.

They attribute this increased level of service to the addition of technology and better equipment in part, but the most significant driver in this case is the Sweeper Operations Team. Streets Supervisor, Adam Stapleton, Lead Equipment Operator Domingo Cadena and Operators Charlie Matos, Art Vasquez and Darryll LeDuff take great pride in the service that they provide. It is only through their commitment that these incredible improvements in levels of service to our citizens could be accomplished and this is a great example of Peoria's values and commitment to serving our citizens.

Contact Name and Number:
Kevin Burke, (623) 773-7395

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 16.B.

Date Prepared:

Council Meeting Date: 10/1/2019

TO: Jeff Tyne, City Manager
THROUGH: Andy Granger, Deputy City Manager
FROM: Rhonda Geriminsky, City Clerk
SUBJECT: 2020 Council Meeting Calendar

Summary:

The 2020 Council meeting calendar is being provided for informational purposes only.

Please note that only one meeting will be held in the months of August and November and no meetings will be held in July and December.

Council meeting calendar appointments will be sent reflecting this schedule.

Staff Recommendation:

Provided for Council's review and information is the 2020 City Council meeting calendar.

ATTACHMENTS:

2020 Council Calendar

Contact Name and Number:

Rhonda Geriminsky, (623) 773-7340

2020 COUNCIL CALENDAR

Jan-2020						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

Jan 1 - New Year's Day
 Jan 1-3 - PUSD & DVUSD New Year's Break
 Jan 20 - Martin Luther King Day
 Jan 29-31 - ACMA Winter Conference

Feb-2020						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29

Feb 17 - President's Day

Mar-2020						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				

Mar 8-11 - NLC Congressional Conference
 Mar 10 - Election Day (if needed)
 Mar 16-20 - PUSD & DVUSD Spring Break
 Mar 17 - Presidential Preference Election
 Mar 30, 31 and Apr 2 - Tentative Budget Study Sessions

Apr-2020						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30		

Mar 30, 31 and Apr 2 - Tentative Budget Study Sessions
 Apr 9-10 - Passover Begins
 Apr 12 - Easter
 Apr 15-16 - Passover Ends

May-2020						
S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

May 19 - Election Day (if needed)
 May 25 - Memorial Day
 May 29-30 - Shavout

Jun-2020						
S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

Jul-2020						
S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

July 3 - Independence Day (observed)
 July 15-17 - ACMA Summer Conference

Aug-2020						
S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

Aug 4 - Election Day

Sep-2020						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

Sep 1-4 - League Annual Conference
 Sep 7 - Labor Day
 Sep 19-20 - Rosh Hashanah
 Sep 27-30 - ICMA Annual Conference
 Sep 28 - Yom Kippur

Oct-2020						
S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Oct 3-4 - Sukkot
 Oct 10 - Shmini Atzeret
 Oct 11 - Simchat Torah
 Oct 12 - Columbus Day

Nov-2020						
S	M	T	W	T	F	S
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

Nov 3 - Election Day
 Nov 11 - Veterans Day
 Nov 18-21 - NLC City Summit Conference
 Nov 23-27 PUSD Thanksgiving Break
 Nov 26 Thanksgiving Day

Dec-2020						
S	M	T	W	T	F	S
		1	2	3	4	5
6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

Dec 21-Jan 3 PUSD & DVUSD Christmas Break
 Dec 25 - Christmas Day

	Council Meeting
	Budget Study Sessions
	Conferences

	Federal Holidays
	Jewish Holidays
	PUSD and DVUSD School Breaks

1st 2021 Meeting: Tentative 1/5/2021

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 16.C.

Date Prepared: 9/18/2019

Council Meeting Date: 10/1/2019

TO: Honorable Mayor and City Council

FROM: Jeff Tyne, City Manager

SUBJECT: Upcoming Special Events

Summary:

A video with details of upcoming fall events held in various parts of the city.