MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
May 21, 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 4:00 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: Vanessa Hickman, City Attorney; Laura Ingegneri, Human Resources Director and Rhonda Geriminsky, City Clerk.

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.

1 C. **Authorization to Hold an Executive Session**

Motion was made by Mayor Pro Tem Hunt, seconded by Vice Mayor Binsbacher, 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 employment, assignment, appointment, promotion, or salaries of a public officer or appointee pertaining to the performance evaluation of the City Attorney pursuant to A.R.S. § 38-431.03.A.1.

Upon vote, the motion passed unanimously 7 to 0.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 4:01 p.m.

EXECUTIVE SESSION AGENDA

2. An Executive Session was convened immediately following the 5:00 p.m. Special Meeting for the purpose of discussions and consultations with designated representatives of the public body and/or legal counsel in order to consider its position and instruct its representatives regarding employment, assignment, appointment, promotion, or salaries of a public officer or appointee pertaining to the performance evaluation of the City Attorney pursuant to A.R.S. § 38-431.03.A.1.

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 **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 Dunn 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; Erik Strunk, Deputy City Manager; Vanessa Hickman, City Attorney; Rhonda Geriminsky, City Clerk; Sonia Andrews, Finance and Budget Director; Kevin Burke, Public Works 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; Art Miller, Police Chief; Cape Powers, Water Services Director; John Sefton, Parks, Recreation, and Community Facilities Director; Jennifer Stein, Office of Communications Director; and Anne Thomson, City Clerk Specialist.

Audience: Approximately 17 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:

3. Varney Neighborhood Proclamation

Chris Jacques, Planning and Community Development Director presented regarding the Historic Context Report related to the Varney Neighborhood, including:

- Methodology used to create the Context Report
- An early history of Peoria
- Early Varney subdivisions
- Varney Community history

Mayor Pro Tem Hunt read aloud a Proclamation honoring the Varney Historical Context Report.

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

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

4C. Code Amendment, Chapter 9, International Fire Code

Adopted **ORD. 2019-11** amending Chapter 9 of the Peoria City Code, by amending sections 9-31 and 9-33 pertaining to the International Fire Code.

5C. Code Amendment, Chapter 18, Building and Building Regulations

Adopted **ORD. 2019-12** amending Chapter 18 of the Peoria City Code, by adopting the International Code Council codes and the 2017 edition of the National Electrical Code.

6C. Code Amendment, Chapters 25 and 27, Utility Rates and Charges

Adopted **ORD. 2019-13** amending Chapters 25 and 27 of the Peoria City Code, to incorporate reference for utility rates and charges.

7C. Grant, Governor's Office of Highway Safety, DUI/Impaired Driving and Selective Traffic Enforcement Police Vehicle Package

(a) Authorized the acceptance of funding from the Governor's Office of Highway Safety (GOHS) in the amount of $51,667, to purchase one police vehicle to enhance DUI/impaired driving and selective traffic enforcement throughout the City of Peoria; and
(b) Approved a budget amendment in the amount of $51,667 from the Proposed Grant Contingency account to the GOHS Grants account.

8C. Intergovernmental Agreement, Arizona Department of Revenue, Administration of Transaction Privilege Tax

Adopted **RES. 2019-90** approving an Intergovernmental Agreement with the Arizona Department of Revenue for the uniform administration, licensing, collection, and auditing of transaction privilege tax, use tax, severance tax, jet fuel excise and use tax and rental occupancy taxes imposed by the State or cities or towns.

9C. Intergovernmental Agreement, Maricopa County, Union Hills Drive Improvements, 111th Avenue to 107th Avenue

Adopted **RES. 2019-91** approving an Intergovernmental Agreement with Maricopa County to improve Union Hills Drive from 111th Avenue to 107th Avenue.

10C. Intergovernmental Agreement Amendment, City of Glendale and Sun City Fire Department, Fire and Medical Response Reimbursement

Approved an Intergovernmental Agreement Amendment with the City of Glendale and the Sun City Fire and Medical Department for reimbursement of fire and medical responses by those agencies to the Desert Diamond Casino and Entertainment, an Enterprise of the Tohono O'odham Nation.

11C. PerfectMind Project Budget Transfer

(a) Approved a budget transfer in the amount of $12,636 from the Information and Technology Department Projects Training account to the Parks, Recreation and Community Facilities Administration Computer Hardware account;
(b) Approved an ongoing transfer of $106,000 from the IT Operations Hosted Software Solutions account to the PRCF Administration Hosted Software Solutions account and the PRCF Administration Computer Software Supplies and Maintenance account; and
(c) Authorized the expenditure of savings from the implementation and subscription fees for use in funding future subscription costs, software and hardware needs directly related to opportunities for efficiencies created with the enhanced functionality of the PerfectMind registration and financial system.

12C. Maintenance Improvement District No. 1234, Bella Brisa, 75th Avenue and Running Horse Lane

Approved the Petition for Formation, adopted **RES. 2019-79** intention and ordering the formation of proposed Maintenance Improvement District No. 1234, Bella Brisa, located at 75th Avenue and Running Horse Lane; and adopted **RES. 2019-80** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

13C. Declare Surplus Land, 107th Avenue and Rose Garden Lane

Adopted **RES. 2019-92** declaring Tract G of the Rose Garden final plat, located east of 107th Avenue north of Rose Garden Lane, as surplus per the Council adopted Disposal of Surplus Land Policy.

14C. Final Plat, Elishayov, 79th Drive and Kirby Street

Approved the Final Plat for Elishayov, located on 79th Drive and Kirby Street, subject to stipulations.

15C. Final Plat, Granite Hills, Ridgeline Road and Dysart Road

Approved the Final Plat of Granite Hills, located at the Northeast corner of Ridgeline Road and Dysart Road, subject to stipulations.

16C. Final Plat, ICARD, 95th Avenue and Happy Valley Road

Approved the Final Plat for ICARD, located at 95th Avenue and Happy Valley Road, subject to stipulations.

17C. Final Plat, Peoria Select – Banner Rehabilitation Hospital, 12740 North Plaza del Rio Boulevard

Approved the Final Plat for Peoria Select – Banner Rehabilitation Hospital, located at 12740 North Plaza del Rio Boulevard, subject to stipulations.

Clerk's Note: Mayor Pro Tem Hunt left the meeting at 7:12 p.m.

REGULAR AGENDA

New Business:

Clerk's Note: Items 18R and 19R were presented together.

18R. **PUBLIC HEARING – Fiscal Years 2020 and 2021 Water and Wastewater Rates**

Sonia Andrews, Finance Director, presented regarding: the proposed Fiscal Years 2020 and 2021 water and wastewater rates, as well as, the Fiscal Years 2020 and 2021 solid waste rate adjustments. Information included:

- Timeline for utility rate adjustments
- Rate objectives including:
    - Cost recovery
    - Revenue and rate stability
    - Equity and conservation
    - Affordability
- Addressing system needs and objectives
- Proposed rate adjustments
- Utility bill comparisons to neighboring areas

Discussion ensued regarding the City's Enterprise Funds.

Public Hearing:

Mayor Carlat opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to adopt **RES. 2019-82** approving an adjustment to the Fiscal Years 2020 and 2021 water and wastewater rates and adopt **RES. 2019-83** approving an adjustment to the Fiscal Years 2020 and 2021 solid waste rate.

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

Council Action:

Motion was made by Vice Mayor Binsbacher, seconded by Councilmember Edwards, to adopt **RES. 2019-82** regarding a proposed adjustment to the water and wastewater rates, making the new rates and fees effective July 1, 2019 and July 1, 2020.

Upon vote, the motion carried unanimously 6 to 0.

19R. **PUBLIC HEARING – Fiscal Years 2020 and 2021 Solid Waste Rate Adjustments**

Motion was made by Councilmember Dunn, seconded by Vice Mayor Binsbacher, to adopt **RES. 2019-83** regarding a proposed adjustment to the solid waste rate, making the new rates and fees effective July 1, 2019 and July 1, 2020.

Upon vote, the motion carried unanimously 6 to 0.

20R. **PUBLIC HEARING – Truth in Taxation, Primary Property Tax Levy Fiscal Year 2020**

Barry Houg, Deputy Finance Director, presented regarding:

- Formal budget adoption process
- Fiscal Year 2020 property tax overview
- Property tax rates
- Tax rate by tax year
- Assessed valuation by tax year
- Property tax levy comparison to prior year

Discussion ensued regarding the property tax revenue increasing due to the fact that home values have increased; however, the property tax rate remains unchanged.

Public Hearing:

Mayor Carlat opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to adopt **RES. 2019-84** by a roll call vote approving the intent to increase the primary property tax levy as required by State Statutes on Truth in Taxation.

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

Council Action:

Mayor Carlat, having called for the question, administered a roll call vote to adopt **RES. 2019-84** notifying its property taxpayers of its intention to increase the total primary tax levy (exclusive of new construction) from $4,299,978 to $4,514,821 for a total of $208,633 as required by State Statutes on Truth in Taxation.

Upon roll call vote, the motion carried unanimously 6 to 0.

21R. PUBLIC HEARING – Fiscal Year 2020 Final Budget Adoption

Barry Houg, Deputy Finance Director, presented regarding:

- Council livability elements
- Budget policy framework
- Fiscal Year 2020 Budget totals by category
- Tax/rate changes
- Formal budget adoption process

Mr. Houg reported that the total recommended budget of $670 million for Fiscal Year 2020 is a 1.52 percent increase from Fiscal Year 2019.

Public Hearing:

Mayor Carlat opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to adopt **RES. 2019-85** approving the FY2020 final budget.

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

Council Action:

Motion was made by Councilmember Edwards, seconded by Councilmember Finn, to adopt **RES. 2019-85** approving the final annual budget in the amount of $670,000,000 for Fiscal Year 2020.

Upon vote, the motion carried unanimously 6 to 0.

22 R. PUBLIC HEARING – Fiscal Year 2018 Property Tax Levy

Barry Houg, Deputy Finance Director, presented regarding the city's property tax rates including:

- Property tax levy comparison to prior years
- Property tax bill for the City of Peoria
    - School Districts 55%
    - Special Districts and Maricopa County 32%
    - City receives 13%

Public Hearing:

Mayor Carlat opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the Fiscal Year 2020 Property Tax Levy.

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

Council Action:

No Council action required.

Clerk's Note: Agenda Items 23C and 24R were voted on separately by the Vistancia Community Facilities District Board. The legal actions for these items will be reflected separately in the May 21, 2019 Vistancia Community Facilities District Board minutes.

Clerk's Note: Agenda Items 25C and 26R were voted on separately by the Vistancia West Community Facilities District Board. The legal actions for these items will be reflected separately in the May 21, 2019 Vistancia West Community Facilities District Board minutes.

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager:

27. **Reports**

A. Special Congressional Recognition Certificates from United States Senator McSally

Jeff Tyne, City Manager, presented regarding Special Congressional Recognition Certificates that were presented to three Water Services employees as follows:

- Lisa Estrada – Outstanding Sustainability Program in honor of Peoria sustainable use
- Tom Rattler – Operator of the Year
- Towanda Heape – Technology Professional of the Year for Large Systems

B. Recognition for retiring Water Services Director Tammy Shreeve

Jeff Tyne, City Manager, recognized Tammy Shreeve, retiring Water Services Director.

C. Video Introducing "Peoria Reads" Program

A video was presented highlighting the "Peoria Reads" Program.

Mayor Carlat addressed the approval of the Fiscal Year 2020 budget and described the process the City and Council took to adopt a balanced budget.

Reports from City Council:

Councilmember Patena reported on the recent events he attended including:

- Westmarc Economic Development Summit
- Fighter Country Partnership Annual Golf Classic
- Westbrook Village Posse Meeting

Councilmember Patena also congratulated Tammy Shreeve. Councilmember Patena mentioned that the Neighborhood and Human Services Department received an award – the "Best Neighborhood Program for physical revitalization and beautification" from Neighborhood USA. Councilmember Patena congratulated Lisa Estrada, Tom Rattler and Towanda Heape for receiving the Special Congressional Recognition Certificates.

Councilmember Finn congratulated Tammy Shreeve, Lisa Estrada, Tom Rattler and Towanda Heape and City staff on the budget process.

Vice Mayor Binsbacher congratulated Lisa Estrada, Tom Rattler and Towanda Heape, the Neighborhood and Human Services Department, Tammy Shreeve on their achievements and City staff on the budget process. Vice Mayor Binsbacher commended Mayor Carlat on the State of the City Roadshow at Trilogy and reported on the pop-up meeting in Sonoran Mountain Ranch.

Councilmember Edwards thanked the Boy Scouts for their attendance at the Council meeting. Councilmember Edwards wished Tammy Shreeve luck in her retirement. Councilmember Edwards congratulated Chris Hallett, Neighborhood and Human Services Director on receiving the "Best Neighborhood Program for physical revitalization and beautification" award. Councilmember Edwards congratulated the 2,938 graduating high school seniors in Peoria.

Councilmember Dunn reported on recent events she attended, including:

- Westmarc Economic Development Summit
- Peoria Accelerated High School Art Reveal
- Tours with City staff
- Park West's new splash pad
- Tour of new Desert Diamond Casino

Councilmember Dunn also welcomed the Boy Scouts and offered her congratulations to Tammy Shreeve.

Reports from the Mayor:

Mayor Carlat bid a farewell to Tammy Shreeve and thanked her for her positive impact in the City.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:00 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 21st day of May, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 13th day of August, 2019.

(Seal)

_____
Rhonda Geriminsky, City Clerk

MINUTES OF THE VISTANCIA WEST COMMUNITY FACILITIES DISTRICT BOARD
CITY OF PEORIA, ARIZONA
COUNCIL CHAMBER
May 21, 2019

The Vistancia West Community Facilities District Board met in open and public session at 8401 West Monroe Street immediately following the conclusion of the new business of the Peoria City Council.

Members Present: Board Chairperson Cathy Carlat, Vice Chairperson Bridget Binsbacher; Board Members Denette Dunn, Jon Edwards, Michael Finn, and Bill Patena.

Members Absent: None.

Other Municipal Officials Present: Jeff Tyne, District Manager; Andy Granger, Deputy District Manager; Erik Strunk; Deputy District Manager; Vanessa Hickman, District Counsel; Rhonda Geriminsky, District Clerk; Sonia Andrews, Finance Director; Kevin Burke, Public Works 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; Art Miller, Police Chief; Cape Powers, Water Services Director; John Sefton, Parks, Recreation, and Community Facilities Director; Jennifer Stein, Office of Communications Director; and Anne Thomson, District Clerk Specialist.

Audience: Approximately 17 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: All items listed with a "C" are considered to be routine or have been previously reviewed by the District Board and will be enacted by one motion. There will be no separate discussion of these items unless a Board Member 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.

Board Chairperson Cathy Carlat asked if any Board Member wished to have an item removed from the Consent Agenda. Having no requests from the Board, motion was made by Board Member Dunn, seconded by Board Member Edwards, to approve the Consent Agenda.

Upon vote, the motion carried unanimously 6 to 0.

CONSENT – New Business:

Clerk's Note: The agenda item numbers shown below reflect the items as they were numbered on the agenda.

25C. **Minutes**

Approved the May 7, 2019 Vistancia West Community Facilities District Board Meeting minutes.

REGULAR AGENDA

New Business:

26R. **PUBLIC HEARING - District Budget and Tax Levy for Fiscal Year 2020**

Staff Report:

Sonia Andrews, Finance Director, provided an overview of the Vistancia West Community Facilities District Budget and Tax Levy for Fiscal Year 2020. Ms. Andrews reported that the Fiscal Year 2020 Final Budget is $3.9 million and maintains the current tax rate for the District of $2.1 per $100 of limited assessed value for debt service.

Public Hearing:

Chairperson Carlat opened the Public Hearing and asked if any Board Member or citizen wished to comment on the District Budget and Tax Levy for Fiscal Year 2020.

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

Board Action:

Motion was made by Vice Chairperson Binsbacher, seconded by Board Member Finn, to adopt **RES. VWCFD 2019-02** final budget and tax levy estimates for Fiscal Year 2020 for the Vistancia West Community Facilities District; ordering that an Ad Valorem Tax be levied and assessed on the assessed value of all property within the District; and providing for certified copies of this Resolution to be delivered to the appropriate agencies.

Upon vote, the motion carried unanimously 6 to 0.

Call To The Public (Non-Agenda Items)

None.

ADJOURNMENT:

_____
Cathy Carlat, Board Chairperson

CERTIFICATION AND ATTESTATION

I hereby certify that the foregoing minutes are a true and correct summary of the proceedings of the Vistancia West Community Facilities District Meeting held on the 21st day of May, 2019. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 13th day of August, 2019.

(Seal)

_____
Rhonda Geriminsky, District Clerk