

**MINUTES OF THE PEORIA CITY COUNCIL**  
**CITY OF PEORIA, ARIZONA**  
**COUNCIL CHAMBER**  
June 3, 2008

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 7:00 p.m.

Following a moment of silence, Councilmember Pearson led the *Pledge of Allegiance*.

**Members Present:** Mayor Bob Barrett; Vice Mayor Cathy Carlat; Councilmembers Ron Aames, Joan Evans, Vicki Hunt, Carlo Leone and Dave Pearson.

**Members Absent:** None

**Other Municipal Officials Present:** Terrence Ellis, City Manager; Carl Swenson, Deputy City Manager; Susan Thorpe, Deputy City Manager; John Wenderski, Deputy City Manager; Steve Kemp, City Attorney; Mary Jo Kief, City Clerk; Bill Mattingly, Brent Mattingly, Bob McKibben, Grady Miller, Dave Moody, Steve Prokopek, Larry Ratcliff, John Schell, Jeff Tyne, Glen Van Nimwegen, James Mason and Rhonda Simmons.

**Audience:** Approximately 250 members of the public were present.

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

**PRESENTATION:**

1. Mayor Barrett presented a Certificate of Appointment to Karen Garbe who was appointed to the Historic Preservation Commission.

**Clerk's Note:** John Buonagurio was not present to receive his certificate of appointment to the Public Defender Contract Review Committee.

**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.

**CONSENT – New Business:**

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

Councilmember Pearson requested Item 8C be removed for discussion. Motion was made by Councilmember Leone, seconded by Councilmember Hunt, to approve the consent agenda as submitted with the exception of Item 8C. Upon vote, the motion carried unanimously.

**1C Boards and Commissions**

Approved the recommendations from the Council Subcommittee on Boards and Commissions Appointments and adopted **RES. 08-79** through **RES. 08-90** pertaining to the following:

- RES. 08-79** Reappointing Linda Ballance, as a regular member, to the Arts Commission for a term to expire June 2012;
- RES. 08-80** Reappointing Shelley Bade, as an alternate member, and David Bentler, as a regular member, to the Economic Development Advisory Board for terms to expire June 2012;
- RES. 08-81** Reappointing Michael Bellard, as a regular member, to the Industrial Development Authority for a term to expire June 2012;
- RES. 08-82** Reappointing Joan Leone, as a regular member, to the Library Board for a term to expire June 2012;
- RES. 08-83** Appointing Jack McCleary, as a regular member, to the Library Board for a term to expire June 2012;
- RES. 08-84** Reappointing Diana Bedient, as a regular member, to the Parks and Recreation Board for a term to expire June 2012;
- RES. 08-85** Reappointing Vernon Jacobs, as a regular member, to the Personnel Board for a term to expire June 2012;
- RES. 08-86** Appointing Scott Clark, as a regular member, to the Sister Cities Board for a partial term to expire December 2009;
- RES. 08-87** Reappointing Gilbert Olivera, as a regular member, to the Volunteer Firefighter Pension Board for a term to expire June 2012;

- RES. 08-88** Reappointing Tyler Ashcroft, Gilbert Romero, and Shelbie Staley, as regular members, to the Youth Advisory Board for terms to expire June 2010;
- RES. 08-89** Reappointing Kelly Quinn, as a regular member, to the Youth Advisory Board for a partial term to expire June 2009; and
- RES. 08-90** Removing Anthony Foglio, a regular member, from the Veterans Memorial Board; creates a vacancy with a term to expire June 2009.

**2C Grant, WalMart, Peoria Public Library**

- a) Authorized the acceptance of a grant in the amount of \$5,000 from Wal-Mart to provide funding to the Peoria Public Library for the purchase of incentives, program supplies and materials to help support literacy programs system wide; and
- b) Approved a budget transfer in the amount of \$5,000 from the Proposed Grants Fund Contingency account to the Main Library General Recreation Fund account. (LCON13208)

**3C Intergovernmental Agreement Amendment, Arizona State Forester's Cooperative Fire Rate Agreement, Arizona State Forestry Division**

Accepted the Arizona State Forester's Cooperative Fire Rate Agreement (01-1396-08) between the Arizona State Forestry Division and the City of Peoria Fire Department. (LCON07300C)

**4C Contract, Swaine Asphalt Corporation, Traffic Calming Measures, 89<sup>th</sup> Avenue, Union Hills Drive to Bell Road**

Approved a one-year term contract in the amount of \$47,733.47, with the option of four one-year extensions, with Swaine Asphalt Corporation for speed humps, speed tables and speed cushions. (LCON13308)

**5C Contract Amendment, Carter-Burgess, Design Services, Beardsley Road Extension, Beardsley Road to Village Parkway**

Approved Contract Amendment No. 5 in the amount of \$758,558 to Carter-Burgess for design services for the Beardsley Road Extension, 83<sup>rd</sup> Avenue Median; Beardsley Road to Village Parkway; and New River Trail – Connection and Beardsley Trailhead. (LCON08003E)

**6C Contract Amendment, Wood, Patel and Associates, Rose Garden Lane Drainage Project,**

Approved Contract Amendment No. 7 in the not-to-exceed amount of \$6,989 with Wood, Patel and Associates for waterline re-design and submittal for Maricopa County Environmental Services Department approval for the Rose Garden Lane Drainage project (LCON06804G).

**7C Authorize Expenditure, Agave Environmental, Inc, Irrigation and Landscape, New River Trail**

- a) Authorized an expenditure in the amount of \$116,475 to Agave Environmental, Inc. for installation of irrigation and landscape along the west side of the New River Trail; and
- b) Approved a budget transfer in the amount of \$126,250 from the General Fund Contingency account to accounts within the Rivers and Trails Development Impact Fee Fund, New River Trails, Landscape Project.

**8C Authorize Expenditure, Council District Funds, Desert Harbor Drive**

**Clerk's Note: This item was heard at the end of the Consent Agenda.**

At the request of Councilmember Pearson, Agenda Item 8C was removed to allow a technical change to the language on the agenda, by deleting the words "Agua Fria".

Motion was made by Councilmember Pearson, seconded by Councilmember Hunt to authorize expenditures up to \$20,000 in Council District Funds to upgrade landscaping near Desert Harbor Drive, directly adjacent to the pedestrian trail and riverbed in accordance with Peoria Police Department recommendations. Upon vote, the motion passed unanimously.

**9C Establish New Classifications**

Approved the recommendation of the Personnel Review Committee regarding the establishment of new classifications in the Information Technology Department and Police Department.

**10C Deeds and Easements, Various Locations**

**RESOLUTION NO. 08-92**

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.

Adopted **RES. 08-92** accepting Deeds and Easements for various real property interests acquired by the City and previously recorded by the Maricopa County Recorder's Office.

**11C Designate Roadways, Establish Rights-of-Way, Various Locations**

RESOLUTION NO. 08-93

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA ADOPTING A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF PUBLIC STREETS, TO BE OPENED AND MAINTAINED BY THE CITY.

Adopted **RES. 08-93** 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 public streets.

**12C Map of Dedication, Olive Avenue and 71<sup>st</sup> Avenue**

Approved the Map of Dedication for Olive Avenue at 71<sup>st</sup> Avenue, located near the southwest corner of Olive Avenue and 71<sup>st</sup> Avenue, subject to stipulations. (Project No. R080021 – Kalamata MOD 1)

**13C Map of Dedication, Olive Avenue and 71<sup>st</sup> Avenue**

Approved the Map of Dedication for Olive Avenue at 71<sup>st</sup> Avenue, located near the southeast corner of Olive Avenue and 71<sup>st</sup> Avenue, subject to stipulations. (Project No. R080022 – Kalamata MOD 2)

**14C Re-Plat, Indigo at Trianna, 88<sup>th</sup> Avenue and Thunderbird Road**

Approved Indigo at Trianna, a Re-Plat of Trianna, Parcel 3, located at 88<sup>th</sup> Avenue and Thunderbird Road, subject to stipulations. (Project No. R-080001)

## REGULAR AGENDA

### UNFINISHED BUSINESS

**15R PUBLIC HEARING – Liquor License, Restaurant Satara Thai Cuisine Boutique Wine Lounge (Item 20Rb, May 20, 2008)**

### PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on a request for the following:

A new Restaurant Liquor License (Series 12) for Restaurant Satara Thai Cuisine Boutique Wine Lounge, located at 8350 W. Paradise Lane, Randy D. Nations, Applicant, LL#10012004.

**Staff Report/Public Comment:**

Mary Jo Kief, City Clerk, reported that the property was posted in accordance with Arizona law, all fees were paid, all reviewing Departments recommended approval, and no comments were received from the public.

Having no requests from the public to address this item, Mayor Barrett declared the public hearing closed.

**Council Action:**

Motion was made by Councilmember Leone, seconded by Vice Mayor Carlat, to recommend approval to the State Liquor Board for:

A new Restaurant Liquor License (Series 12) for Restaurant Satara Thai Cuisine Boutique Wine Lounge, located at 8350 W. Paradise Lane, Randy D. Nations, Applicant, LL#10012004.

Upon vote, the motion carried unanimously.

**NEW BUSINESS**

**16R Arizona Public Service Power Line, State Route 74 Alignment**

RESOLUTION NO. 08-97

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA STATING PREFERENCES FOR PROPOSED POWER LINE CORRIDORS IN THE CITY OF PEORIA PLANNING AREA UNDER REVIEW BY THE ARIZONA PUBLIC SERVICE COMPANY.

Steve Kemp, City Attorney, stated that the request is to approve a Resolution that firmly expresses the position of the City of Peoria is that the APS power lines should be placed on the north side of the SR74 corridor.

Maher Hazine, Assistant City Engineer, presented a visual demonstration of the terrain and route of the Carefree Highway alignment. Mr. Hazine described the project to be 40 miles in length and the power line poles will be dual circuit of 500kv on one side of the pole and 230kv on the other side. The structure type will be steel monopoles and 135 to 195 feet in height. Mr. Hazine stated the pole span will between 800 and 1400 feet, with a study width of approximately 3500 feet and a right-of-way width of 125 to 200 feet.

Vice Mayor Carlat inquired if APS will need more than 3,500 feet for the corridor as it curves around mountains. Mr. Hazine explained the actual right-of-way needed for the project is 125 to 200 feet; the potential for going wider on hillsides exists; however, APS will likely not need to exceed the 3,500 foot corridor allowed for the project. Mr. Hazine also stated that there are less concerns about exceeding the 3,500 foot corridor on SR 74.

Mayor Barrett summarized by stating that the City of Peoria opposes placing the power lines on the Carefree alignment. The City of Peoria is requesting that APS place the power lines on the north side of SR74. Mayor Barrett stated the process is that APS will file its application; the application will go to the Line Siting Commission. The City of Peoria will appear at the Line Siting Commission hearing and oppose the Carefree alignment. The Line Siting Commission makes a recommendation to the Arizona Corporation Commission, who is the final decision-makers. The City of Peoria will also appear at the Arizona Corporation Commission hearing to advocate SR74 as the location for the power lines.

Erin O'Connor addressed the Council stating that he appreciates the fight from the City of Peoria to place the power lines on SR74 as opposed to the Carefree alignment.

Colleen Brownworth addressed the Council stating her concern for the property values because homes facing power lines sell for 25% less than homes that do not face power lines. Ms. Brownworth stated there were no power lines within the community when she purchased her home, and she was told at the time of purchase that if power lines were placed in the community, they would be placed underground. Ms. Brownworth stated the community opposes power lines being placed on the Carefree alignment.

Monica King addressed the Council stating that her concerns for health have been confirmed by a doctor as her mother died from environmental issues due to power lines. Ms. King stated she did not buy a home near power lines on purpose and she appreciates the help of the City.

Chris Wheeler addressed the Council stating that if the Carefree alignment is chosen, he would request that an environmental impact study be performed.

Kathie McCall addressed the Council stating the children in the community need to be protected and she would appreciate any assistance the City of Peoria can give.

Eleanor Hess addressed the Council stating that if the Carefree alignment is chosen, she would request that an environmental impact study be performed. Ms. Hess also stated she would appreciate any assistance the City of Peoria can give.

Jim Williams addressed the Council stating that he purchased his home because of the beautiful environment and community and he would hate to see towers of power lines over the mountains. He would like to see his community remain beautiful and free of power lines.

Lisa Lundskow addressed the Council stating she is a property manager and on behalf of her community, she appreciates the support of the City of Peoria.

Jewel Ray Chaudhuri addressed the Council stating that she is here to support her community.

Chandan Ray Chaudhuri addressed the Council stating that he worked for a utility company in New York and they always cooperated with the community. Mr. Chaudhuri stated he would like to persuade APS to go with SR74.

David Atterbery left the meeting. However, Ms. Atterbery stated that Mr. Atterbery supports placing the power lines on SR74.

Gregory Smith addressed the Council stating he bought his home in 2006 after a lot of research, which included contacting APS, where he was told that power lines would be so far north that he would never see them. Mr. Smith stated he believes APS misled him when he purchased his home. Mr. Smith stated he has concerns for the health of the community and the value of the homes. Mr. Smith also stated that if the Carefree alignment is chosen, he believes that an environmental study should be performed.

Julius Shore addressed the Council stating he would like to send a message to the Corporation Commission that scorpions, tarantulas and snakes don't walk, but we do.

Regina Wojciechowiez addressed the Council stating that she supports the power lines being placed on SR74.

Marilyn Mattal addressed the Council stating that she supports the power lines being placed on SR74.

Joe Brookshier addressed the Council to thank the City of Peoria for their advocacy.

Jeff Kelly addressed the Council stating that SR74 is economically feasible, though this is not strictly a money issue. Mr. Kelly stated the City keeps higher standards and he would like to see the power lines placed on SR74.

Lyndon Kelly addressed the Council stating that she supports the power lines being placed on SR74.

Corinne Haynes addressed the Council stating that four generations of her family live in Vistancia and she wants to thank the City for their support.

Elizabeth Kelly addressed the Council stating that she supports the power lines being placed on SR74.

Motion was made by Councilmember Hunt, seconded by Councilmember Aames to adopt **RES. 08-97** expressing the position of the City of Peoria, Arizona that a proposed Arizona Public Service power line should be located on the State Route 74 Alignment. Upon vote, the motion carried unanimously.

**17R Call & Notice, November 4, 2008 Election, Proposed Resolution, Referring Bond Questions to the Voters**

RESOLUTION NO. 08-91

RESOLUTION ORDERING AND PROVIDING NOTICE OF A SPECIAL BOND ELECTION TO BE HELD ON NOVEMBER 4, 2008, IN AND FOR THE CITY OF PEORIA, ARIZONA, TO SUBMIT TO THE QUALIFIED ELECTORS THEREOF THE QUESTIONS OF ISSUING AND SELLING VARIOUS PURPOSE BONDS OF THE CITY OF PEORIA, ARIZONA AND DECLARING AN EMERGENCY.

Steve Kemp, City Attorney, addressed the Council stating the bond questions recommended for the November 4 ballot are based on recommendations from the Citizens' Bond Committee. Brent Mattingly, Chief Financial Officer, outlined the Committee's recommendations, which include:

- Streets and Traffic Signals           \$225 M
- Fire and Police Stations           \$ 24 M
- Flood Control and Drainage       \$ 38 M
- Community Parks and Trails       \$ 41 M
- Facility Upgrades                 \$ 36 M

The following are the results of the poll that was done to determine public support for the bonds

- Streets and Traffic Signals       84%
- Fire and Police Stations         80%
- Flood Control and Drainage       81%
- Community Parks and Trails       67%
- Facility Upgrades                 59%

Additionally, the Council has requested additional projects be added to the bond funding for a total of \$378,000,000 for bonds; they include:

- Truck Route Project               \$ 10 M
- Sound Walls (Sun Air Estates)     \$ 2 M
- Paving (Union Hills)             \$250 K

The 3 ballot questions for the November 4, 2008 election are:

- Streets, Bridges, Traffic Controls and Transportation and Drainage Bonds (\$276.7 M)
- Public Safety, Technology and Municipal Operations Bonds (\$60.3 M)
- Parks, Recreation and Trails Bonds (\$41.0 M)

Mr. Kemp informed the Council that the next step includes informing the voters of the Bond Election by developing citizen education materials by utilizing the Peoria Focus, Special Newsletters, Channel 11 video, neighborhood meetings, website information and election information handbook.

Susan Alander, President of the Board of Directors for the Community of Ventana Lakes addressed the Council stating there are 1,300 diesel trucks that drive up and down Beardsley Road daily. Ms. Alander stated 425 more trips will be added due to the addition of 2 more mining companies. Ms. Alander stated she sees her neighbors getting sick from the fumes. Ms. Alander stated there will be 3,000 people working to get these bonds passed.

Richard Wehbe addressed the Council reiterating that there will be 425 more trips along Beardsley Road per day due to the addition of 2 more mining companies. Mr. Wehbe stated that in 2005, the Board of Directors for Ventana Lakes wrote a letter to the permitting agency protesting the number of trucks allowed to drive on Beardsley Road.

Herman Tessmer addressed the Council and presented a visual demonstration of trucks parked in front of his home, even though there is a "No Parking" sign. Mr. Tessmer stated trucks come right by his home at all hours of the night causing noise and fumes everywhere. Mr. Tessmer stated he is unable to go into his backyard because the fumes from the trucks are overwhelming.

Laurence Rudy attempted to address the Council; however, Joseph McCord stated Mr. Rudy is currently unable to speak.

Raymond Gonella addressed the Council requesting to place the Beardsley Road truck traffic issue in the budget. Mr. Gonella stated he began to have breathing problems 4 years ago and he was first placed on a nebulizer and now placed on oxygen. Mr. Gonella stated he moved to a retirement community to have peace, but he has been living with trucks driving and spewing dust and fumes down Beardsley Road for ten years now. Mr. Gonella stated the problem affects his grandchildren when they visit.

Maurice Frenette addressed the Council stating he has a 100% disability from asthma and though the asthma is under control, it is only a matter of time before it will take over his life.

Dorothy Wagner addressed the Council stating that she wears a breathing mask in her backyard and her quality of life is compromised due to the truck traffic on Beardsley Road.

Joseph McCord addressed the Council stating citizens in this area are in their golden years of retirement, instead of enjoying their retirement, they get noise. Mr. McCord stated it should not hurt to breathe. This is a case of life or death in some cases and the community is willing to do their part to advocate for the bonds.

Motion was made by Vice Mayor Carlat, seconded by Councilmember Hunt to adopt **RES. 08-91** placing three bond propositions on the November 4, 2008, City Special Bond, Regular State Election ballot. Upon vote, the motion carried unanimously.

### **18R PUBLIC HEARING – Liquor Licenses, Various Locations**

#### **PUBLIC HEARING:**

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on requests for the following:

- a) A Location and Person Transfer for an Off-Sale All Liquor (Series 09) for CVS/Pharmacy #00069, located at 8332 W. Thunderbird Road, Jason B. Morris, Applicant, LL#10001522;
- b) A Location and Person Transfer for an Off-Sale All Liquor (Series 09) for CVS/Pharmacy #5794, located at 9069 W. Lake Pleasant Parkway, Jason B. Morris, Applicant, LL#33023;
- c) A Location and Person Transfer for an On-Sale All Liquor License (Series 06) for Funugyz Grill, located at 8378 W. Thunderbird Road Suite B101-B104, Randy D. Nations, Applicant, LL#10011704; and
- d) A new Wine and Beer Liquor License (Series 10) for Fresh & Easy Neighborhood Market, located at 9093 W. Union Hills Drive, Randy D. Nations, Applicant, LL#10012155.

#### **Staff Report/Public Comment:**

Mary Jo Kief, City Clerk, reported that the properties had been posted in accordance with Arizona law, all fees were paid, all reviewing Departments recommended approval, and no comments were received from the public.

Having no requests from the public to address this item, Mayor Barrett declared the public hearing closed.

**Council Action:**

Motion was made by Councilmember Leone, seconded by Councilmember Aames, to recommend approval to the State Liquor Board for:

- a) A Location and Person Transfer for an Off-Sale All Liquor (Series 09) for CVS/Pharmacy #00069, located at 8332 W. Thunderbird Road, Jason B. Morris, Applicant, LL#10001522;
- b) A Location and Person Transfer for an Off-Sale All Liquor (Series 09) for CVS/Pharmacy #5794, located at 9069 W. Lake Pleasant Parkway, Jason B. Morris, Applicant, LL#33023;
- c) A Location and Person Transfer for an On-Sale All Liquor License (Series 06) for Funugyz Grill, located at 8378 W. Thunderbird Road Suite B101-B104, Randy D. Nations, Applicant, LL#10011704; and
- d) A new Wine and Beer Liquor License (Series 10) for Fresh & Easy Neighborhood Market, located at 9093 W. Union Hills Drive, Randy D. Nations, Applicant, LL#10012155.

Upon vote, the motion carried unanimously.

**19R PUBLIC HEARING – Annexation, 83<sup>rd</sup> Avenue and Butler Drive**

**PUBLIC HEARING:**

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on a proposed annexation of approximately six acres of privately-owned property located at the southeast corner of 83<sup>rd</sup> Avenue and Butler Drive.

**Staff Report/Public Comment:**

Glen Van Nimwegen, Community Development Director, summarized a request on behalf of the property owner to annex the privately-owned property, located at the southeast corner of 83<sup>rd</sup> Avenue and Butler Drive.

Having no requests from the public to address this item, Mayor Barrett declared the public hearing closed.

**Council Action:** No Council action required.

**20R PUBLIC HEARING – Development Impact Fees, Tierra del Rio Development Zone**

**PUBLIC HEARING:**

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the creation of Development Impact Fees for the Tierra Del Rio Development Zone and to establish August 26, 2008 as the date for adoption of the proposed fees and the Infrastructure Improvement Plan.

**Staff Report/Public Comment:**

Steve Kemp, City Attorney, presented information and summarized the Annexation and Development Agreement entered into between the City of Peoria and Tierra Partners, Inc. and TDR, L.L.C. Terms of the agreement required that the City set up a separate impact fee zone in order to administer the development impact fees and credits applicable to the TDR development.

Having no requests from the public to address this item, Mayor Barrett declared the public hearing closed.

**Council Action:** No Council action required.

**21R Tentative Fiscal Year 2009 Budget**

RESOLUTION NO. 08-94

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PEORIA, ARIZONA, ADOPTING THE TENTATIVE BUDGET FOR THE FISCAL PERIOD BEGINNING JULY 1, 2008, AND ENDING JUNE 30, 2009 SPECIFYING THE OBJECT AND PURPOSE FOR WHICH SUCH BUDGET IS MADE; AND DIRECTING THE CITY CLERK TO PUBLISH SAID PROPOSED BUDGET IN ACCORDANCE WITH ARIZONA STATE STATUTES.

Jeff Tyne, Budget Director, explained that approval of the Tentative Budget sets the maximum dollar limits for the Fiscal Year (FY) 2009 Budget as required by State Law. On June 17, 2008, the final budget will be presented to the Council for approval.

Mr. Tyne explained that the Budget includes both the Operating and the Capital Budget expenditures. The Operating Budget supports day-to-day activities and the Capital Budget supports large one-time projects.

Mr. Tyne described the expected financial picture, using a financial model in maintaining long-term perspective. The General Fund is a \$680 million budget consisting of 50 percent for Capital Improvements, 34 percent for the Operating Budget, 8 percent for Debt Service and 8 percent for the Contingency Fund. The General Sales Tax Rate will remain at 1.8 percent. The Primary Property Tax Rate will decrease by \$.05 and the Secondary Property Tax Rate will remain at 1.25 percent.

Larry Ratcliff, Police Chief, and Susan Thorpe, Deputy City Manager, outlined the School Resource Officers Pilot Program and recommended proceeding with the Pilot Program by selecting, training and assigning two School Resource Officers to be at two Peoria high schools and to work with the Peoria Unified School District on logistics and a partnership.

In closing, Mr. Tyne played a 6-minute video on the Budget, produced by Grady Miller, Communications and Public Affairs Director, and the Channel 11 staff.

Motion was made by Councilmember Aames, seconded by Councilmember Hunt to adopt **RES. 08-94** approving the Tentative Fiscal Year 2009 Budget. The total Fiscal Year 2009 Budget is \$680,000,000, including \$233,862,806 for program operations; \$340,506,791 to support capital improvement projects, \$52,780,403 for the payment of the City's debt service obligation and an additional \$52,850,000 from reserves for various contingency requirements. Upon vote, the motion carried unanimously.

## **22R PUBLIC HEARING - Capital Improvement Program, Fiscal Years 2009-2018**

### RESOLUTION NO. 08-95

A RESOLUTION OF THE MAYOR AND COUNCIL OF  
THE CITY OF PEORIA, ARIZONA, ADOPTING THE  
TEN-YEAR \$1,023,596,257 CAPITAL IMPROVEMENT  
PROGRAM FOR FY 2009.

#### **PUBLIC HEARING:**

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the Capital Improvement Program for FY2009 through FY2018.

#### **Staff Report/Public Comment:**

Jeff Tyne, Budget Director, described the Capital Improvement Plan process. He explained the project cost estimating and timing issues. Mr. Tyne outlined the criteria used to prioritize the projects. He explained that the proposed Capital Improvement Plan is a 10-year plan totaling \$1,023,596,257 for FY 2009-2018 to support various projects. The 10-year plan is balanced with an identified revenue source for each project.

Having no requests from the public to address this item, Mayor Barrett declared the public hearing closed.

**Council Action:**

Motion was made by Vice Mayor Carlat, seconded by Councilmember Hunt to adopt **RES. 08-95** providing for the Capital Improvement Program for Fiscal Years 2009 - 2018. Upon vote, the motion carried unanimously.

**23R Reimburse Capital Project Expenditures**

RESOLUTION NO. 08-96

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA DECLARING FOR PURPOSE OF SECTION 1.150-2 OF THE FEDERAL TREASURY REGULATIONS, OFFICIAL INTENT TO BE REIMBURSED IN CONNECTION WITH CERTAIN CAPITAL EXPENDITURES.

Jeff Tyne, Budget Director, explained that this resolution complies with Federal Treasury regulations that require the City to announce its intent to be reimbursed for capital expenditures prior to the issuance of the bonds.

Motion was made by Councilmember Evans, seconded by Councilmember Aames to adopt **RES. 08-96** authorizing the reimbursement of \$94,139,586 in capital project costs with the proceeds of bond issues. Upon vote, the motion carried unanimously.

**CALL TO PUBLIC: (NON-AGENDA ITEMS)**

Dolores Ceballos addressed the Council regarding the City of Peoria logo. Ms. Ceballos stated the new state quarter resembles our City seal and the City does not need a logo to get people to visit.

**Reports from the City Manager:**

Terry Ellis, City Manager, stated the Butler Reclamation Plant dedication was held on June 16, 2008.

**Reports from City Council:**

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

Councilmember Aames reported on the various City of Peoria activities he attended and discussed the issue regarding abandoned homes as it is also a problem in his district.

Councilmember Pearson stated that former Mayor Ken Forgia suffered a stroke and wished him a speedy recovery.

Vice Mayor Carlat thanked residents of the Mesquite District for coming out to support the issues they are passionate about and for their involvement in the community.

**Reports from the Mayor:**

Mayor Barrett commended Staff for pulling things together regarding the Line Siting Commission, the Budget and the Budget video.

**ADJOURNMENT:**

Being no further business to come before the Council, the meeting was duly adjourned at 10:00 p.m.

\_\_\_\_\_  
Bob Barrett, Mayor

ATTEST:

\_\_\_\_\_  
Mary Jo Kief, City Clerk

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the City Council of Peoria, Arizona held on the 3<sup>rd</sup> day of June, 2008. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 26<sup>th</sup> day of August, 2008.

(Seal)

\_\_\_\_\_  
Mary Jo Kief, City Clerk