

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
October 9, 2012

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 silent reflection, Councilmember Rivero led the Pledge of Allegiance.

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

Other Municipal Officials Present: Carl Swenson, City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, Interim City Clerk; Andy Granger, Engineering Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Manager; Bill Mattingly, Public Works Director; Brent Mattingly, Finance Director; Roy Minter, Police Chief; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; Jeff Tyne, Management and Budget Director; Scott Whyte, Economic Development Services Director; and Linda Blas, Deputy City Clerk.

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.

Presentation

1. Christmas for the Troops

Rachelle Barrett addressed Council on behalf of the Peoria Sunset Lions Club regarding the "Christmas for the Troops" program. The Lions Club will be collecting items to ship overseas in support of our troops. Ms. Barrett requested use of City properties as collection stations.

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.

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

Upon vote, the motion carried unanimously 7 to 0.

2C Disposition of Absence

Excused the absence of Councilmember Tony Rivero from the Special Meeting held at 5:00 p.m. on September 11, 2012.

3C Minutes

Approved the following City Council Meeting minutes:

September 11, 2012

September 18, 2012

4C Grant-In-Aid, Fiscal Agent Agreement, Tohono O'odham Nation

- (a) Approved a Grant-In-Aid Fiscal Agent Agreement with the Tohono O'odham Nation on behalf of Benevilla regarding operating expenses for a vehicle to transport elderly individuals to and from adult day centers; and
- (b) Approved a budget transfer in the amount of \$20,000 from the Proposed Grant Contingency Account to the General Fund Non-departmental - Community Promotions Account.

5C Intergovernmental Agreement Amendment, Arizona Child Abduction Response Team, Law Enforcement Services and Resources for Child Abduction Cases

Authorized the City Manager to execute an amended Intergovernmental Agreement for the participation of the Peoria Police Department in the Arizona Child Abduction Response Team.

6C Abandonment of City Interest, Easement for Public Water Line, 91st Avenue and Peoria Avenue

RESOLUTION NO. 2012-113

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA FINDING THAT 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.

Adopted **RES. 2012-113** authorizing the abandonment of the City's interest in an Easement for Public Water Line that is within a vacant lot located west of 91st Avenue and north of Peoria Avenue and declaring an emergency.

7C Right-of-Way License, Entry Monument, Deer Village Unit I

RESOLUTION NO. 2012-114

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, AUTHORIZING THE GRANTING OF A LICENSE TO A HOMEOWNER'S ASSOCIATION TO ALLOW FOR THE CONSTRUCTION AND MAINTENANCE OF A NEIGHBORHOOD ENTRY FEATURE AT THE DEER VALLEY UNIT I SUBDIVISION LOCATED AT THE SOUTHEAST CORNER OF 91ST AVENUE AND DEER VALLEY ROAD.

Adopted **RES. 2012-114** authorizing the execution of a Right-of-Way License to allow the Homeowners Association of Deer Village I to place an entry monument within a City-owned parcel located at the southeast corner of Deer Valley Road and 91st Avenue.

8C Deeds and Easements, Various Locations

RESOLUTION NO. 2012-112

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. 2012-112** designating Real Properties to be used as City roadways and authorized the establishment of Public Right-of-Way to be opened and maintained by the City as a Public Street.

Regular Agenda

New Business

9R Public Hearing-Liquor License, Barrel Grill, 15703 N. 83rd Avenue Suite 110

Staff Report:

Brent Mattingly, Finance Director, reported that the properties were posted in accordance with Arizona law, all fees were paid, all reviewing Departments recommended approval, and no comments were received from the public.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on a request for a New Restaurant Liquor License (Series 12) for Barrel Grill, located at 15703 N. 83rd Avenue Suite 110, Dale V. Cavan, Applicant, LL#20006221.

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 Carlat, to recommend approval to the State Liquor Board for a New Restaurant Liquor License (Series 12) for Barrel Grill, located at 15703 N. 83rd Avenue Suite 110, Dale V. Cavan, Applicant, LL#20006221.

Upon vote, the motion carried unanimously 7 to 0.

10R Exclusive Negotiating Agreement, College of St. Scholastica

Scott Whyte, Economic Development Services Director, reviewed the request to enter into an Exclusive Negotiating Agreement with the College of St. Scholastica for the development of a branch campus in Peoria.

Motion was made by Councilmember Evans, seconded by Councilmember Carlat, to authorize the City Manager to enter into an Exclusive Negotiating Agreement with the College of St. Scholastica for the development of a St. Scholastica branch campus in Peoria.

Upon vote, the motion carried unanimously 7 to 0.

11R Exclusive Negotiating Agreement, Huntington University, Huntington Branch Campus

Scott Whyte, Economic Development Services Director, summarized the request to enter into an Exclusive Negotiating Agreement with Huntington University for the development of a branch campus in Peoria.

Motion was made by Vice Mayor Aames, seconded by Councilmember Evans, to authorize the City Manager to enter into an Exclusive Negotiating Agreement with Huntington University for the development of a Huntington branch campus in Peoria.

Upon vote, the motion carried unanimously 7 to 0.

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager

12. Council Calendar

13. Reports with Presentation

A. ICMA Field Tour

Carl Swenson, City Manager, presented on a field tour of the Peoria Sports Complex conducted for City Managers who attended the International City/County Management Association Annual Conference held in Phoenix from October 7-10, 2012.

14. Informational (The following items are included for informational purposes only. There will be no separate discussion of these items unless a Councilmember so requests.)

Carl Swenson, City Manager, informed Council that their Agenda packet contains information related to the following item:

A. Council Subcommittee Update

Mr. Swenson discussed a flyer provided to Council regarding a meeting pertaining to holiday crime prevention for Peoria retailers to be held on Thursday, November 15, 2012 at the 3rd Place Neighborhood Grill.

Reports from City Council:

Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone encouraged citizens to attend the Organic Market to be held on Saturday from 9:00 a.m. to 2:00 p.m. at Park West.

Councilmember Carlat reported on the following events held on Saturday, October 6, 2012:

- Safety Fair held in the northern part of Peoria
- "Homes for Our Troops" groundbreaking ceremony celebrating the beginning of construction of a new home designed to accommodate the severe injuries sustained by Army 1SF Mike Leonard while serving his country

Councilmember Evans discussed the Safety Fair in northern Peoria. Councilmember Evans extended her appreciation to St. Joseph's Hospital and the Community Services Department staff for the successful event.

Vice Mayor Aames reported on his attendance at a meeting held by the Maricopa Association of Governments regarding the development of land use and transportation modes related to the Grand Avenue corridor.

Reports from the Mayor:

Mayor Barrett furnished information on the "Homes for Our Troops" program. "Homes for Our Troops" is a non-profit organization dedicated to building handicapped accessible homes for service members who have been severely injured in combat operations after September 11, 2001, at no cost to the veteran.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 7:34 p.m.

Bob Barrett, Mayor

ATTEST:

Rhonda Geriminsky, Interim City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct summary of the proceedings of the City Council Meetings of the City Council of Peoria, Arizona held on the 9th day of October, 2012. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 23rd day of October, 2012.

(Seal)

Rhonda Geriminsky, Interim City Clerk