



MUNICIPAL OFFICE COMPLEX
8401 W. MONROE STREET
PEORIA, AZ 85345

**CITY COUNCIL REGULAR MEETING
NOTICE & AGENDA
Tuesday, May 01, 2012
7:00 PM
CITY COUNCIL CHAMBER
RESULTS**

CITY COUNCIL:

Mayor

Bob Barrett

Palo Verde District

Ron Aames, Vice Mayor

Acacia District

Tony Rivero

Ironwood District

Dave Pearson

Mesquite District

Cathy Carlat

Pine District

Carlo Leone

Willow District

Joan Evans

City Manager

Carl Swenson

**CONVENE:
PLEDGE:
ROLL CALL:**

**FINAL CALL TO SUBMIT SPEAKER REQUEST
FORMS:**

CONSENT AGENDA

CONSENT AGENDA: All items listed with "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:

1C Minutes - PASSED

Discussion and possible action to approve the following minutes:

April 17, 2012 Special Meeting and Study Session

April 17, 2012 Regular Meeting

2C Grant Application, Staffing for Adequate Fire and Emergency Response, Firefighters - PASSED

Discussion and possible action to approve a Staffing for Adequate Fire and Emergency Response (SAFER) grant application in the amount of \$930,000 in order to hire six firefighters to control incidents at Lake Pleasant and the surrounding area.

3C Grant Application, Peoria Police Department, U.S. Department of Justice, COPS Hiring Program Grant- PASSED

Discussion and possible action to approve the COPS Hiring Program Grant application to obtain partial funding to hire three police officers.

4C Intergovernmental Agreement, City of Glendale, Cooperative Law Enforcement and Security Services, Arizona Sports and Tourism Authority Stadium- PASSED

Discussion and possible action to authorize an Intergovernmental Agreement with the City of Glendale to provide law enforcement and security services at the Arizona Sports and Tourism Authority Stadium.

5C Amendment, Intergovernmental Agreement, Maricopa County Superior Court, Jury Services- PASSED

Discussion and possible action to approve an amendment renewing the Intergovernmental Agreement for Jury Services with Superior Court of Arizona in Maricopa County for an additional one-year term from July 1, 2011 through June 30, 2012, with the terms and conditions of the Intergovernmental Agreement entered on March 6, 2006.

6C Amendment, Lease Agreement, Arizona Broadway Theatre- PASSED

Discussion and possible action to approve the amended lease with KLOS Enterprises, LLC (Arizona Broadway Theatre) for the approximately four acres of real property owned by the City located at 7701 West Paradise Lane and to authorize the City Manager to execute the lease documents.

7C Amendment, Principles of Sound Financial Management, Tax-Advantaged Bonds- PASSED

Discussion and possible action to approve **RES. 2012-51** adopting the amended Principles of Sound Financial Management and incorporating new procedures for tax-advantaged bonds.

8C Council Policy, Community Services Recreation Pricing and Fees- PASSED

Discussion and possible action to adopt the City Council Policy, Community Services Recreation Pricing and Fees.

9C Budget Transfer, Peoria Unified School District, Summer Sports Programs- PASSED

Discussion and possible action to approve a budget transfer to supplement the Sports Programs budget and cover payment to Peoria Unified School District (PUSD) for utility charges during evening summer youth sports programs at multiple elementary school locations.

10C Authorize Expenditure, Acacia Council District Funds- PASSED

Discussion and possible action to authorize an expenditure of up to \$45,000 in Acacia Council District Funds to support the City's "Fiesta Peoria" special event.

11C Memorandum of Understanding, Maricopa County, United States Department of Justice Edward Byrne Memorial Justice Assistance Grant- PASSED

Discussion and possible action to: (a) enter into a Memorandum of Understanding with Maricopa County in order to accept a pass-through grant award from the United States Department of Justice's Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$21,381 for the Police Department to administer a youth summer program; and (b) approve a budget transfer in the amount of \$21,381 from the Proposed Grants Contingency Account to the Justice Assistance Grant Award Account.

12C Designate Roadways, Establish Rights-of-Way, Various Locations- PASSED

Discussion and possible action to adopt **RES. 2012-53** designating various Real Properties to be used as City roadways and authorize the establishment of Public Rights-of-Way to be opened and maintained by the City as a Public Street.

13C Deeds and Easements, Various Locations- PASSED

Discussion and possible action to adopt **RES. 2012-52** accepting Deeds and Easements for various real property interests acquired by the City and previously recorded by the Maricopa County Recorder's Office.

14C Public Utility Easement, Intersection Widening Improvements, 75th Avenue and Thunderbird Road- PASSED

Discussion and possible action to adopt **RES. 2012-54** authorizing the execution of a Public Utility Easement to the Public for the installation and maintenance of public utilities associated with the construction of the 75th Avenue and Thunderbird Road Intersection Widening Project.

REGULAR AGENDA

NEW BUSINESS

15R Memorandum of Understanding, Seattle Mariners and San Diego Padres, Peoria Sports Complex Improvements - PULLED AT STAFF REQUEST

Discussion and possible action to approve a Memorandum of Understanding regarding the financing and construction of improvements, and ongoing use of the Peoria Sports Complex for the Seattle Mariners and San Diego Padres.

16R Contract Amendment, Populous Inc., Peoria Sports Complex Improvements, 83rd Avenue and Stadium Way – PULLED AT STAFF REQUEST

Discussion and possible action to: (a) award Contract Amendment (CA) No. 3 to Populous Inc. in the not to exceed amount of \$2,990,000 for the complete design and construction administration of clubhouse improvements for the Seattle Mariners and San Diego Padres; and (b) approve a budget transfer in the amount of \$9,550 to pay for a temporary part-time Construction Projects Coordinator position for the period May 14, 2012 to June 30, 2012.

17R Agreement, Mortenson Construction, Peoria Sports Complex Improvements, 83rd Avenue and Stadium Way- PULLED AT STAFF REQUEST

Discussion and possible action to: (a) authorize the City to enter into an agreement with Mortenson Construction for an amount not to exceed \$275,000 for Construction Manager at Risk (CMAR) preconstruction services for the Seattle Mariners and San Diego Padres clubhouse improvements; and (b) authorize the City Manager to execute any applicable agreement documents related thereto.

18R Rezoning, Major Planned Community District (PCD) Amendment, Vistancia- PASSED

Discussion and possible action to concur with the Planning & Zoning Commission to adopt **ORD. 2012-07** amending and consolidating the Vistancia North and Vistancia South Planned Community Districts comprised of approximately 7,100 gross acres of property, generally located west of the Loop 303 and between the Jomax Road and Old Carefree Highway alignments. (Z01-10A.11)

19R Development Agreement, Amended and Restated, Vistancia Master Planned Community- PASSED

Discussion and possible action to authorize the City Manager to sign an amended and restated Vistancia Development Agreement with Vistancia Land Holdings, LLC.

20R Amendment, Lease Agreement, Plaza Companies, BioInspire- PASSED

Discussion and possible action to authorize the City Manager to sign an amended lease agreement with Plaza Companies.

21R Code Amendment, Chapter 5, Building Codes- PASSED

Discussion and possible action to adopt **ORD. 2012-08** amending Chapter 5 of the Peoria City Code (1992 Edition) by adopting the 2012 International Building Code, 2012 International Residential Code, 2012 International Mechanical Code, 2012 International Plumbing Code, 2012 International Fuel Gas Code, 2012 International Property Maintenance Code, 2012 International Energy Conservation Code and the 2011 National Electrical Code.

22R Authorization, File Third Party Complaint, Superior Court in Maricopa County, McCracken v. City of Peoria- PASSED

Discussion and possible action to authorize the filing of a third party complaint in Superior Court in Maricopa County Case No. CV2011-091677, McCracken v. City of Peoria.

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 the City Manager:

1. Council Calendar
2. Reports with Presentation
3. Informational (The following items are included for informational purposes only. There will be no separate discussion of these items unless a Councilmember so requests.)
 - a. Council Subcommittee Update
 - b. Board and Commission Member Events
 - c. Energy Star Certification for Development and Community Services Building

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, assistive listening devices or interpretation in languages other than English are available upon 72 hours advance notice through the Office of the City Clerk, 8401 West Monroe Street, Room 150, Peoria, Arizona 85345 (623)773-7340, TDD (623)773-7221, or FAX (623) 773-7304. To the extent possible, additional reasonable accommodations will be made available within the time constraints of the request.

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.