

# City Council Meeting Notice & Agenda - **RESULTS**

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Tuesday, September 18, 2012  
City Council Chamber  
8401 West Monroe Street  
Peoria, AZ 85345

## Special Meeting 6:15 P.M. Convene

### Roll Call

### Final Call To Submit Speaker Request Forms

### 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.

### Consent

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

Pursuant to A.R.S. § 38-431.03 Discussion and possible action to authorize the holding of an Executive Session for the purposes of discussion with legal counsel in order to consider the City's position and instruct legal counsel regarding a proposed Economic Development Incentive and Investment Agreement with Trine University pursuant to the City's Economic Development Incentive and Investment Policy (EDIIP). (Pursuant to A.R.S. § 38-431.03(A)(4))

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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

## 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. Discussion with legal counsel in order to consider the City's position and instruct legal counsel regarding a proposed Economic Development Incentive and Investment Agreement with Trine University pursuant to the City's Economic Development Incentive and Investment Policy (EDIIP). (Pursuant to A.R.S. § 38-431.03(A)(4))

### Adjournment

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.

# Regular Meeting

7:00 P.M. Convene

## Pledge of Allegiance Roll Call

## Final Call To Submit Speaker Request Forms

## Presentation

3. Theater Works Annual Report

## Consent Agenda

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## Consent

- 4C. **Minutes - PASSED**

Discussion and possible action to approve the following City Council Meeting minutes:

August 21, 2012  
September 4, 2012

- 5C. **Appointments, Boards and Commissions - PASSED**

Adopt **RES. 2012-108** appointing William Schindler, as a regular member, to the Municipal Development Authority.

- 6C. **Intergovernmental Agreement, West Valley Cities, West Valley Domestic Violence Fatality Review Team - PASSED**

Discussion and possible action to approve an Intergovernmental Agreement with other West Valley cities to establish and participate in the West Valley Domestic Violence Review Team.

7C. **Intergovernmental Agreement Amendment, State of Arizona, Department of Transportation, State Route 303L at Lone Mountain Parkway - PASSED**

Discussion and possible action to approve Intergovernmental Agreement Amendment No. Two with the State of Arizona, Department of Transportation, for the identification of the City's responsibilities related to maintenance of the landscape, irrigation system and any power costs in the State's right-of-way on the west side of State Route 303L at Lone Mountain Parkway.

8C. **Settlement Agreement, City of Peoria v. Hong Thunderbird 75, L.L.C. - PASSED**

Discussion and possible action to: a) approve a settlement agreement in City of Peoria v. Hong Thunderbird 75, L.L.C.; and b) authorize a budget transfer in the amount of \$59,238 from the 75th Avenue and Thunderbird Intersection Widening Improvement Project Street System Account to the Land Acquisition Account.

9C. **Replat, Units 51 and 52, Building 4 Olive Avenue Business Park Condominium, Olive Avenue and Loop 101 - PASSED**

Discussion and possible action to approve the Replat of Units 51 and 52, Building 4 Olive Avenue Business Park Condominium, located at Olive Avenue and Loop 101, subject to stipulations.

10C. **Replat, Peoria DES 2, Peoria Avenue and 91st Avenue - PASSED**

Discussion and possible action to approve the Replat of Peoria DES 2, located at Peoria Avenue and 91st Avenue, subject to stipulations.

11C. **Member Removal, Various Boards and Commissions - PASSED**

Discussion and possible action to remove Mark Hughes from the Citizens Commission on Salaries for Elected City Officials, Personnel Board, and Volunteer Firefighter Pension Board and declare the respective seats vacant.

## Regular Agenda

### New Business

12R. **Public Hearing - Liquor License, Sprouts Farmers Market #6, 8375 W. Thunderbird Road - PASSED**

**PUBLIC HEARING:** RE: A New Wine and Beer Liquor License (Series 10) for Sprouts Farmers Market #6, located at 8375 W. Thunderbird Road, Randy D. Nations, Applicant, LL#20002349.

Staff Report:

Open Public Hearing:

Public Comment:

Close Public Hearing:

**COUNCIL ACTION:** Discussion and possible action to recommend approval to the State Liquor Board for a New Wine and Beer Liquor License (Series 10) for Sprouts Farmers Market #6, located at 8375 W. Thunderbird Road, Randy D. Nations, Applicant, LL#20002349.

13R. **Public Hearing - Liquor License, Satara Thai Cuisine Boutique Wine, 8350 W. Paradise Lane – PULLED FROM AGENDA - TO BE PRESENTED AT FUTURE COUNCIL MEETING**

**PUBLIC HEARING:** Re: A New Restaurant Liquor License (Series 12) for Satara Thai Cuisine Boutique Wine, located at 8350 W. Paradise Lane, Steven R. Jones, Applicant, LL#20005219.

Staff Report:  
Open Public Hearing:  
Public Comment:  
Close Public Hearing:

**COUNCIL ACTION:** Discussion and possible action to recommend denial to the State Liquor Board for a New Restaurant Liquor License (Series 12) for Satara Thai Cuisine Boutique Wine, located at 8350 W. Paradise Lane, Steven R. Jones, Applicant, LL#20005219.

14R. **Public Hearing - Annexation, 97th Avenue & Avenida Del Sol - DISCUSSION ONLY – NO ACTION TAKEN**

**PUBLIC HEARING:** RE: Proposed annexation of approximately 2.33 acres of privately-owned property located west of the southwest corner of 97th Avenue and Avenida Del Sol (ANX12-0001).

Staff Report:  
Open Public Hearing:  
Public Comment:  
Close Public Hearing:

**COUNCIL ACTION:** No Council action required.

15R. **Adoption of 2012 Sustainability Action Plan - PASSED**

Discussion and possible action to adopt **RES. 2012-110** to formally approve and adopt the 2012 Sustainable Action Plan as the City's guiding document for sustainability efforts.

### **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. **Council Calendar**
17. **Reports with Presentation**
  - A. First Presbyterian Church of Peoria National Register Designation
18. **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. Special Events, Keep it Safe: a Family Affair and Get Your Green On
  - B. Bioinspire Grand Opening Event
  - C. November 8, 2012 Job Fair

## 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.

City Council Meetings can be viewed live on Channel 11 (Cox Cable) and are available for viewing on demand at <http://www.peoriaaz.gov/content2.aspx?id=2151>.