

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
January 8, 2013

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, Vice Mayor Aames 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.

Members Absent: None

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Susan Thorpe, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, Interim City Clerk; Julie Ayers, Human Resources Director; Andy Granger, Engineering Director; John Imig, Information Technology 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 Schell, Intergovernmental Affairs Director; John Sefton, Community Services Director; Jeff Tyne, Management and Budget Director; Scott Whyte, Economic Development Services Director; Claudia Luján, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

Audience: Approximately 75 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 success of the "Christmas for the Troops" program. Ms. Barrett thanked Thom Gyder of Wilhelm Automotive and the Peoria Chamber of Commerce for their generosity. Certificates of appreciation were presented to Mayor Barrett, Councilmember Carlat, Councilmember Rivero, and Carl Swenson, City Manager, for their support of the program.

2. Presentation to Outgoing Vice Mayor Ron Aames

Mayor Barrett expressed his appreciation and presented a plaque to Vice Mayor Aames for his service as Vice Mayor for the City of Peoria during 2012.

Vice Mayor Aames thanked Mayor Barrett and the citizens of Peoria for their support.

3. Presentation to Outgoing Councilmembers Joan Evans and Dave Pearson

Mayor Barrett presented a plaque to outgoing Councilmember Dave Pearson in recognition of his service on the Council.

Councilmember Pearson welcomed incoming Councilmembers Edwards and Patena and wished them luck on the Council as representatives of their districts. Councilmember Pearson expressed his pleasure for the time he has served on the City Council. Councilmember Pearson recognized Terri Smith for her service as Council Assistant.

Mayor Barrett recognized outgoing Councilmember Joan Evans for her service on the Council and presented her with a plaque and flowers in appreciation of her service.

Councilmember Evans congratulated incoming Councilmembers Edwards and Patena. Councilmember Evans expressed her gratitude to members of the community for allowing her to serve them during her term on the Council. Councilmember Evans thanked City staff and Council for their support.

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 - Old Business:

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 Leone, seconded by Councilmember Carlat, to approve the Consent Agenda – Old Business. Upon vote, the motion carried unanimously 7 to 0.

4C. **Disposition of Absence**

Excused the absence of Mayor Bob Barrett from the December 4, 2012 Special Meeting and Study Session and Regular Meeting.

5C. **Minutes**

Approved the following:

December 4, 2012 Meeting Minutes

December 18, 2012 Meeting Minutes

6C. **Contract Amendment, City Attorney**

Approved amendments to the Terms and Conditions of Employment Agreement with the City Attorney.

7C. **Contract Amendment, Presiding Municipal Judge**

Approved amendments to the contract for the Presiding Municipal Judge.

SWEARING IN BY PRESIDING MUNICIPAL JUDGE GEORGE ANAGNOST AND SEATING OF NEW COUNCIL

Presiding Municipal Judge George Anagnost administered the Oath of Office to Councilmembers Cathy Carlat, Jon Edwards and Bill Patena.

Mayor Barrett declared a short recess at 7:24 p.m. and reconvened the meeting at 7:47 p.m.

Members Present: Mayor Bob Barrett; Vice Mayor Ron Aames; Councilmembers Cathy Carlat, Jon Edwards, Carlo Leone, Bill Patena and Tony Rivero.

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

CONSENT - New Business:

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 Leone, seconded by Vice Mayor Aames, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

8C. **Appointments, Boards and Commissions**

RESOLUTION NO. 2013-01

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, APPOINTING GEORGE JOHNSON TO THE CITIZENS COMMISSION ON SALARIES FOR ELECTED CITY OFFICIALS AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION NO. 2013-02

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, APPOINTING WILLIAM SCHINDLER TO THE INDUSTRIAL DEVELOPMENT AUTHORITY AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION NO. 2013-03

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, REAPPOINTING SHAWN HUTCHINSON TO THE MUNICIPAL DEVELOPMENT AUTHORITY AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION NO. 2013-04

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, APPOINTING WILLIAM CONNER TO THE PARKS AND RECREATION BOARD AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION NO. 2013-05

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, APPOINTING GEORGE JOHNSON TO THE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM - FIRE AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION NO. 2013-06

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, APPOINTING GEORGE JOHNSON TO THE PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM - POLICE AND ESTABLISHING THE TERM OF OFFICE.

Approved the recommendations from the Council Subcommittee on Policy and Appointments pertaining to the following appointments, and adopt the Resolutions as presented:

Adopted **RES. 2013-01** appointing George Johnson, as a regular member, to the Citizens Commission on Salaries for Elected City Officials,

Adopted **RES. 2013-02** appointing William Schindler, as a regular member, to the Industrial Development Authority,

Adopted **RES. 2013-03** reappointing Shawn Hutchinson, as a regular member, to the Municipal Development Authority,

Adopted **RES. 2013-04** appointing William Connor, as a regular member, to the Parks and Recreation Board,

Adopted **RES. 2013-05** appointing George Johnson, as a regular member, to the Public Safety Personnel Retirement System – Fire, and

Adopted **RES. 2013-06** appointing George Johnson, as a regular member, to the Public Safety Personnel Retirement System – Police.

9C. **City Council 2013 Meeting Schedule**

RESOLUTION NO. 2013-08

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, ADOPTING THE PROPOSED CITY COUNCIL MEETING SCHEDULE FOR THE CALENDAR YEAR 2013 AS ESTABLISHED AND REQUIRED BY ARTICLE II, SECTION 14 OF THE CHARTER OF THE CITY OF PEORIA, ARIZONA AND BY SECTION 2-16 OF THE PEORIA CITY CODE.

Adopted **RES. 2013-08** approving a City Council meeting schedule for the 2013 calendar year.

10C. **Contracts, Willis of Arizona, Inc., Workers' Compensation Program and General Liability Program**

Awarded two contracts to Willis of Arizona, Inc., for the Workers' Compensation Program and for the General Liability Program for calendar year 2013.

11C. **Equipment Replacement, Sports Facilities Division**

- (a) Approved the purchase to replace eighteen pieces of turf maintenance equipment; and
- (b) Approved a budget amendment in the amount of \$439,259, from the General Fund Contingency account, with \$369,047 to the Sports Complex Equipment Reserve Other Vehicles account and \$70,212 to the Fleet Equipment Reserve Other Vehicles account.

12C. **Budget Adjustment, Finance Department, Forklift Repair Cost**

Approved a budget adjustment in the amount of \$4,900 from the General Fund Non-Departmental Contingency account to the Inventory Control Division Motor Vehicle Parts/Batteries/Accessories account for the replacement of a large industrial battery in the electric forklift at the Inventory Control Division of the Finance Department.

13C. **Budget Transfer, Self-Certification Review Consultant**

Authorized a budget transfer in an amount not-to-exceed \$30,000 from the General Fund Reserves Contingency account to the Building Development Other Professional Services account for consulting services associated with assessing a building self-certification program.

14C. **Salt River Project Power Distribution Easement, 75th Avenue and Thunderbird Road**

RESOLUTION NO. 2012-07

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. 2013-07** authorizing the execution of a Power Distribution Easement to Salt River Project for the relocation and maintenance of an underground utility line associated with the construction of the 75th Avenue and Thunderbird Road Intersection Widening Project.

15C. **Final Plat, The Meadows Parcel 4A, Deer Valley Road and 93rd Avenue**

Approved the Final Plat of The Meadows Parcel 4A, located at Deer Valley Road and 93rd Avenue, subject to stipulations.

16C. **Replat, Vistancia Village A Parcel G2, Lone Mountain Road and Vistancia Boulevard**

Approved the Replat of Lots 18, 19, 24-26, 28, 29, and Slope Easement across Lots 7-11 and 14-16 of Vistancia Village A Parcel G2, located at Lone Mountain Road and Vistancia Boulevard, subject to stipulations.

REGULAR AGENDA

NEW BUSINESS

17R. **Election of Vice Mayor**

Vice Mayor Aames nominated Councilmember Rivero to the position of Vice Mayor for a term of one year.

By a unanimous vote of 7 to 0, Mayor Barrett announced that Council selected Councilmember Rivero to serve as Vice Mayor for a term of one year.

18R. Election of Mayor Pro Tem

Vice Mayor Rivero nominated Councilmember Leone to the position of Mayor Pro Tem to serve during the absence of both the Mayor and Vice Mayor for a term of one year.

Councilmember Patena nominated Councilmember Carlat to the position of Mayor Pro Tem to serve during the absence of both the Mayor and Vice Mayor for a term of one year.

The Council voted by secret ballot. Steve Kemp, City Attorney, and Rhonda Geriminsky, Interim City Clerk, recessed to count the votes.

Mayor Barrett announced that Councilmember Carlat had been selected to serve as Mayor Pro Tem for the City of Peoria for a term of one year by a vote of 4 to 3.

19R. Council Subcommittee Appointments

RESOLUTION NO. 2013-09

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, CONSENTING TO THE APPOINTMENTS TO THE CITY OF PEORIA, ARIZONA CITY COUNCIL SUBCOMMITTEE ON COMMUNITY CULTURE AND PUBLIC SAFETY AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION NO. 2013-10

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, CONSENTING TO THE APPOINTMENTS TO THE CITY OF PEORIA, ARIZONA CITY COUNCIL SUBCOMMITTEE ON GENERAL GOVERNMENT AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION NO. 2013-11

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, CONSENTING TO THE APPOINTMENTS TO THE CITY OF PEORIA, ARIZONA CITY COUNCIL SUBCOMMITTEE ON POLICY AND APPOINTMENTS AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION NO. 2013-12

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, CONSENTING TO THE APPOINTMENTS TO THE CITY OF PEORIA, ARIZONA CITY COUNCIL SUBCOMMITTEE ON SUSTAINABLE DEVELOPMENT AND PUBLIC SERVICES AND ESTABLISHING THE TERM OF OFFICE.

Councilmember Aames requested that the proposed Resolutions be addressed individually.

Motion was made by Councilmember Aames, seconded by Vice Mayor Rivero, to adopt **RES. 2013-09**.

Upon vote, the motion carried with a vote of 6 to 1, with Councilmember Edwards voting "no".

Councilmember Edwards and Vice Mayor Rivero expressed their desire to be assigned to the Council Subcommittee on Policies and Appointments.

Discussion ensued regarding appointments to Council Subcommittees.

Motion was made by Councilmember Carlat, seconded by Councilmember Aames to adopt **RES. 2013-10**, **RES. 2013-11** and **RES. 2013-12** appointing Councilmembers to Council Subcommittees.

Upon vote, the motion carried 6 to 1, with Vice Mayor Rivero voting "no".

20R. **Real Estate Purchase, Fire Maintenance Building**

Stacy Irvine, Deputy Fire Chief, presented on the request to purchase an existing industrial building to be used by the Fire Department for maintenance and storage of vehicles and equipment.

Motion was made by Councilmember Aames, seconded by Councilmember Carlat, to:

- (a) Authorize the acquisition of an industrial building located at 8557 North 78th Avenue to be used for the maintenance of fire vehicles and equipment; and
- (b) Approve a budget adjustment in the amount of \$56,400 from the Fire Support Services Facility Construction account to the Land account.

Upon vote, the motion carried unanimously 7 to 0.

21R. **Contract, Willdan Engineering, Building Plan Review and Inspection Services**

Scott Whyte, Economic Development Services Director, summarized the request for a contract to provide building plan review and inspection services for the Economic Development Services Department.

Motion was made by Councilmember Aames, seconded by Councilmember Edwards, to authorize the City Manager to enter into a term contract with Willdan Engineering to provide building plan review and inspection services plus equipment on an as-needed basis for the Economic Development Services Department for an initial term of one year, with an option to extend.

Upon vote, the motion carried unanimously 7 to 0.

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager

22. **Council Calendar**

23. **Reports with Presentation**

A. City of Peoria 2013 Citizen Survey

Bo Larsen, Public Information Manager, presented on the process of an upcoming National Citizen Survey to be mailed to random households within the City of Peoria. Mr. Larsen reported that prior surveys were conducted in 2004, 2007 and 2009.

Mr. Larsen provided examples of questions to be included in the survey and noted that results of the survey can be used to:

- Benchmark service ratings
- Provide information for budget, land use and strategic planning decisions
- Measure government performance
- Monitor trends in resident opinion

Mr. Larsen reported that the survey will be available online to allow citizens who are not part of the random selection to provide their opinions to the City.

24. **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 also presented information on the 2013 Polar Plunge event to raise awareness about water safety.

Reports from City Council:

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

Councilmember Carlat congratulated the newly elected Councilmembers. Councilmember Carlat thanked her family for their support and the citizens of the Mesquite District for electing her to a third term on the City Council.

Councilmember Patena expressed his gratitude to his friends and family, his campaign manager, community leaders and the voters of the Ironwood District for their support.

Councilmember Edwards thanked the residents of the Willow District for entrusting him to be their representative at City Hall. Councilmember Edwards expressed his appreciation to his family and all the individuals who supported him during his campaign. Councilmember Edwards thanked Councilmember Evans for her eight years of service to the City.

Councilmember Aames welcomed the newly elected Councilmembers. Councilmember Aames congratulated Councilmember Carlat on her reelection to the Mesquite District. Councilmember Aames reported on his attendance at the fire recruit graduation ceremony held on January 4, 2013.

Reports from the Mayor:

Mayor Barrett thanked the Peoria Sunset Lions Club for their commitment to the troops deployed overseas during the holidays. Mayor Barrett welcomed Councilmember Edwards and Councilmember Patena to the City Council. Mayor Barrett thanked Councilmember Evans and Councilmember Pearson for their service to the City of Peoria.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:30 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 8th day of January, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 22nd day of January, 2013.

(Seal)

Rhonda Geriminsky, Interim City Clerk