

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
May 7, 2013

A **Special Meeting and Study Session** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 5:00 p.m.

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

Members Absent: None

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Burg, Chief Assistant City Attorney; Rhonda Geriminsky, City Clerk; Julie Ayers, Human Resources Director; Katie Gregory, Deputy Finance Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Roy Minter, Police Chief; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; and Claudia Luján, Assistant to the City Manager.

Audience: Approximately ten 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.

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.

Motion was made by Councilmember Carlat, seconded by Councilmember Leone, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

1C. Authorization to Hold an Executive Session

Authorized the holding of an Executive Session for the purpose of: (a) discussion with City staff concerning negotiations involving the City’s lease with Theater Works for the Peoria Center for the Performing Arts pursuant to A.R.S. § 38-431.03.A.7; and (b) discussion and consultation with legal counsel and designated representatives of the public body pertaining to labor negotiations pursuant to A.R.S. § 38-431.03.A.5.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 5:01 p.m.

A **Study Session Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 5:02 p.m.

STUDY SESSION AGENDA

Subject(s) for Discussion Only

2. Fiscal Year 2014 Budget Follow-up

Carl Swenson, City Manager, outlined the agenda topic and stated the remaining topic regarding the Budget is how to accommodate a reduction in sales tax on food.

Katie Gregory, Deputy Finance Director, provided an overview of the .05 percent sales tax reduction on food for home consumption. Ms. Gregory outlined the options for reducing the sales tax on food.

Discussion ensued regarding:

- Balancing the Budget by reducing one-time funded items
- Tuition reimbursement
- Ongoing costs versus one-time funding
- The Budget process
- Service delivery and funding resources
- Savings per family to reduce retail sales tax
- Process used to identify the options for reducing the retail sales tax
- Average family costs for food
- Disaster recover phase for ongoing costs
- Other areas within the Budget to cut

It was the consensus of the Council to have a sales tax reduction proposed in next year's Budget.

Ms. Gregory outlined the next steps in finalizing the Fiscal Year 2014 Budget.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 5:29 p.m.

EXECUTIVE SESSION AGENDA

3. An Executive Session was convened immediately following the City Council Special Meeting and Study Session for the purpose of: (a) discussion with City staff concerning negotiations involving the City's lease with Theater Works for the Peoria Center for the Performing Arts pursuant to A.R.S. § 38-431.03.A.7; and (b) discussion and consultation with legal counsel and designated representatives of the public body pertaining to labor negotiations pursuant to A.R.S. § 38-431.03.A.5.

Clerk's Note: In accordance with A.R.S. § 38-431.03(B), minutes of executive sessions must be kept confidential except as outlined in statute.

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 Leone led the Pledge of Allegiance.

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

Members Absent: None

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Julie Ayers, Human Resources Director; Andy Granger, Engineering Director; Katie Gregory, Deputy Finance Director; John Imig, Information Technology Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Roy Minter, Police Chief; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; Claudia Luján, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

Audience: Approximately 15 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:

4. City Manager's Excellence Awards

Lyman Lockett, Human Resources Manager, provided a brief overview of the City Manager's Excellence Awards program including the nomination and selection process.

Carl Swenson, City Manager, presented the Community Involvement Award to Officer James Cousins for his creation of the Students with Aspiring Goals project.

Julie Ayers, Human Resources Director, announced that the Diversity Award was being presented to Amanda Jacinto for creating a diversity recruitment and awareness video highlighting the Peoria Fire Department's female firefighters.

Claudia Luján, Assistant to the City Manager, announced that Claudia Christo was the recipient of the Efficiency Award in recognition of her work in exploring ways to move water more efficiently through Peoria's distribution system.

Susan Daluddung, Deputy City Manager, announced that Lisa Estrada and Shawn Kreuzweisner were the winners of the Sustainability Award for their leadership in facilitating and developing the City's Sustainability Action Plan.

Jeff Tyne, Deputy City Manager, announced that Leisha Williams was the recipient of the Distinguished Service Award. Ms Williams' attained the designation of Certified Stormwater Manager, bringing positive recognition to the City of Peoria by elevating the integrity of City services.

Mr. Swenson recognized the following employees as recipients of the Exemplary Leadership Award for successfully negotiating a 20-year agreement with the Seattle Mariners and San Diego Padres:

- Steve Burg
- Chris Calcaterra
- Chris Easom
- Andy Granger
- Brent Mattingly
- Ed Striffler
- Jeff Tyne

5. "National Public Works Week" Proclamation

Mayor Barrett read a Proclamation designating the week of May 19-May 25 as "National Public Works Week".

6. Certificates of Appointment to the following Board and Commission members who were appointed by Resolution at the April 23, 2013 City Council meeting:

Mayor Barrett and Councilmember Carlat presented Certificates of Appointment to the following Board and Commission members who were appointed by Resolution at the April 23, 2013 City Council meeting:

- Kalima Nameth appointed to the Youth Advisory Board, and
- Joie Duplessis appointed to the Youth Advisory Board

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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 Patena, seconded by Councilmember Carlat, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

7C. **Disposition of Absences**

Excused the absence of:

- (a) Mayor Bob Barrett from the Study Session held at 5:00 p.m. and the Regular Meeting held at 7:00 p.m. on April 23, 2013; and
- (b) Councilmember Ron Aames from the Special Meeting held at 5:00 p.m. on April 30, 2013.

8C. **Minutes**

Approved the following minutes:

March 1, 2013 City Council Workshop Minutes
March 5, 2013 Meeting Minutes
March 19, 2013 Meeting Minutes
April 3, 2013 Budget Study Session Minutes
April 4, 2013 Budget Study Session Minutes

9C. **Grant, Governor’s Office of Highway Safety, Click it or Ticket Campaign**

- (a) Authorized the City Manager to accept \$7,500 from the Governor’s Office of Highway Safety to be used by the Peoria Police Department for safety belt and child passenger law enforcement; and
- (b) Approved a budget adjustment of \$7,500 from the Proposed Grants Contingency account to the Governor’s Office of Highway Safety Grant Overtime account.

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

RESOLUTION NO. 2013-40

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. 2013-40** accepting Deeds and Easements for various Real Property interests acquired by the City.

11C. **Final Plat, Hidden Treasures, 71st Avenue and Hatfield Road**

Approved the Final Plat of Hidden Treasures, located at 71st Avenue and south of Hatfield Road, subject to stipulations.

12C. **Final Plat, Great Hearts Academies, 83rd Avenue and Pinnacle Peak Road**

Approved the Final Plat of Great Hearts Academies, located at 83rd Avenue and Pinnacle Peak Road, subject to stipulations.

13C. **Final Plat, Peoria-Sun City Seventh Day Adventist Church, Plaza Del Rio Boulevard and Thunderbird Road**

Approved the Final Plat of the Peoria-Sun City Seventh Day Adventist Church, located on Plaza Del Rio Boulevard and south of Thunderbird Road, subject to stipulations.

14C. **Final Plat, Tierra Buena, 75th Avenue and Tierra Buena Lane**

Approved the Final Plat of Tierra Buena, located at 75th Avenue and Tierra Buena Lane, subject to stipulations.

15C. **Replat, Tierra Del Rio Parcel 11, Tierra Del Rio Boulevard and Happy Valley Parkway**

Approved the Replat of Tierra Del Rio Parcel 11, located west of Tierra Del Rio Boulevard and north of Happy Valley Parkway, subject to stipulations.

16C. **Replat, Tierra Del Rio Parcel 12, Tierra Del Rio Boulevard and Happy Valley Parkway**

Approved the Replat of Tierra Del Rio Parcel 12, located west of Tierra Del Rio Boulevard and north of Happy Valley Parkway, subject to stipulations.

REGULAR AGENDA

New Business:

17R. **PUBLIC HEARING - Liquor License, Toby Keith's I Love This Bar & Grill, located at 9824 West Northern Avenue Building N**

Katie Gregory, Deputy Finance Director, reported on staff's recommendation to recommend approval to the State Liquor Board for a New Restaurant Liquor License (Series 12) for Toby Keith's I Love This Bar & Grill, located at 9824 West Northern Avenue Building N., Randy D. Nations, Applicant, LL#20007739.

Ms. Gregory advised 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.

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 Toby Keith's I Love This Bar & Grill, located at 9824 West Northern Avenue Building N., Randy D. Nations, Applicant, LL#20007739.

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 New Restaurant Liquor License (Series 12) for Toby Keith's I Love This Bar & Grill, located at 9824 West Northern Avenue Building N., Randy D. Nations, Applicant, LL#20007739.

Upon vote, the motion carried unanimously 7 to 0.

18R. **Proposed Legislation, United States House of Representatives, Tohono O'odham Nation Resort**

RESOLUTION NO. 2013-41

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF
THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA,
AFFIRMING ITS SUPPORT FOR THE TOHONO O'ODHAM
NATION AND ITS WEST VALLEY RESORT AND
OPPOSING H.R. 1410.

Vice Mayor Rivero provided a brief overview of the request to adopt **RES. 2013-41** opposing H.R. 1410. The proposed legislation, introduced in the United States House of Representatives by United States Representative Trent Franks, would prohibit the Tohono O'odham Nation from constructing a planned resort project by prohibiting gaming on the Nation's property.

Mayor Barrett read the Resolution opposing H.R. 1410 and affirming the City's support for the Tohono O'odham Nation and its development of a West Valley Resort and Casino.

Joe McCord, Peoria Unified School District Governing Board Member, addressed Council urging the adoption of the Resolution.

Motion was made by Vice Mayor Rivero, seconded by Councilmember Carlat, to adopt **RES. 2013-41** opposing proposed legislation that would prohibit the Tohono O'odham Nation from constructing a resort on property approved for inclusion in the Nation by the United States Secretary of the Interior.

Upon vote, the motion carried unanimously 7 to 0.

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager

19. **Council Calendar**

20. **Reports with Presentation**

A. Advancing Leadership Development Program

Julie Ayers, Human Resources Director, reported on the Advancing Leadership Development Program targeted at emerging leaders in the City. Ms. Ayers recognized the following employees who successfully fulfilled the requirements of the program:

- Michael Ashley, Retired Police Lieutenant
- Marc Brust, Recreation Manager
- Teresa Corless, Administrative Services Manager
- Jay Davies, Police Manager
- Chris Easom, Sports Complex Manager
- Natalie Gilstrap, City Clerk Specialist
- Lyman Locket, Human Resources Manager
- Michele Morice, Information Technology Application Systems Supervisor
- Christine Nickel, Human Resources Administrator
- Dawn Prince, Human Resources Consultant
- Janet Ramsay, Public Works Operations Manager
- Javier Setovich, Construction Superintendent
- Bruce Walls, Police Lieutenant

The program participants presented their final project, Peoria Engaging in Opportunity and Partnerships Leading to Excellence (PEOPLE), to the Council. PEOPLE is designed to welcome each new resident of Peoria and provide information on the opportunities and services offered by the City.

B. Spring Training 2013

Chris Calcaterra, Sports Facilities Manager, presented a video showcasing the 2013 Spring Training season. Mr. Calcaterra also provided information regarding the upcoming renovations to the San Diego Padres' clubhouse and the Seattle Mariners' clubhouse.

Bridget Binsbacher, Peoria Diamond Club Executive Director, provided information regarding:

- Spring Training Volunteers
- Annual Charity Game Revenues
- Fundraising
- Peoria Diamond Club Grants Program

Chris Easom, Sports Complex Manager, provided information regarding:

- Revenues
- Group Catering Sales
- Attendance
- Exhibition Games
- Promotions
- Post Spring Training Events

21. **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, provided information to Council related to the following items:

- A. Council Subcommittee Update
- B. National Emergency Medical Services Week

Reports from City Council:

Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone congratulated Vice Mayor Rivero and City staff for the successful Cinco de Mayo event.

Councilmember Carlat reminded the City's Board and Commission members to attend the Annual Recognition Event to be held at Arizona Broadway Theatre on Thursday, May 9, 2013. Councilmember Carlat invited residents to attend a meeting on Saturday, May 11, 2013, beginning at 9:00 a.m. at the Pinnacle Peak Public Safety Building located on Lake Pleasant Parkway to provide input regarding expansion of the facility.

Councilmember Edwards commended Vice Mayor Rivero on the success of the Cinco de Mayo Festival. Councilmember Edwards reported on his attendance at a Youth Awards Program hosted by the Elks Lodge 2559 on May 6, 2013.

Councilmember Aames reported on the various City of Peoria activities he attended. Councilmember Aames encouraged citizens to provide their input by attending any open houses or special meetings on issues affecting their neighborhood.

Councilmember Patena reported that he was presented a plaque by the Faith House organization on behalf of the City in recognition of Peoria's contribution to the exterior renovations at the domestic violence shelter. Councilmember Patena congratulated the recipients of the City Manager's Excellence Awards and the employees who completed the Advancing Leadership Development Program.

Vice Mayor Rivero thanked the Council for their positive feedback and support of the Cinco de Mayo Festival. Vice Mayor Rivero also thanked City staff and sponsors for supporting the event.

Reports from the Mayor:

None.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:22 p.m.

Bob Barrett, Mayor

ATTEST:

Rhonda Geriminsky, 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 7th day of May, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 2nd day of July, 2013.

(Seal)

Rhonda Geriminsky, City Clerk