

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
November 19, 2013

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

Council Youth Liaisons: Jacob Jelinek and Thomas Prior.

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Rhonda Geriminsky, City Clerk; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Brent Mattingly, Finance and Budget Director; John Sefton, Community Services Director; and Scott Whyte, Economic Development Services Director.

Audience: Approximately five 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 Aames, seconded by Councilmember Edwards, 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 and consultation with designated representatives of the public body pertaining to acquisition of property in and around Vistancia pursuant to A.R.S. §38-431.03.A.7; (b) discussion and consultation with legal counsel and designated representatives of the public body for legal advice pertaining to contract negotiations related to property in and around Vistancia pursuant to A.R.S. §38-431.03.A.7; and (c) discussion and consultation with legal counsel for legal advice pertaining to multiple transactions in the Vistancia Commercial Core, pursuant to A.R.S. §38-431.03.A.7.

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 5:46 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

Council Youth Liaisons: Jacob Jelinek and Thomas Prior.

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Rhonda Geriminsky, City Clerk; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; John Schell, Intergovernmental Affairs Director; and John Sefton, Community Services Director.

Audience: Approximately seven members of the public were present.

STUDY SESSION AGENDA

Subject(s) for Discussion Only

2. Palm Canyon Planned Area Development Amendment - Static Billboards

John Schell, Intergovernmental Affairs Director, provided background regarding the placement of billboards in the Palm Canyon Planned Area Development location and the residential concerns regarding the proposal.

Chris Jacques, Planning and Community Development Director, presented regarding:

- The Glendale applicant for a static billboard
 - Rose Law Group representing Becker Boards
- The request to amend the Palm Canyon Planned Area Development
- Proposed evaluation of billboards
- Proposed placement of billboards

Discussion ensued regarding:

- Becker Boards' options for moving their signs
- Whether the City of Glendale is intending to amend their ordinance
- Visibility of the signs based on placement

Mr. Jacques provided an overview of:

- The de-annexation request from the City of Glendale in 2007
- The site constraints
- Glendale entitlement
- Peoria's analysis of the request
- Glendale's digital billboard ordinance
- Glendale's Loop 101 billboard policy
- Glendale's zoning ordinance regarding static billboards
- Next steps

Discussion ensued regarding:

- Revenue from static billboards
- Value of the land near billboards
- Average size of a billboard
- Billboards located across from the Cardinals' stadium

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 6:16 p.m.

EXECUTIVE SESSION AGENDA

An Executive Session was convened immediately following the Special City Council Meeting pursuant to A.R.S. § 38-431.03 for the purpose of (a) discussion and consultation with designated representatives of the public body pertaining to acquisition of property in and around Vistancia pursuant to A.R.S. §38-431.03.A.7; (b) discussion and consultation with legal counsel and designated representatives of the public body for legal advice pertaining to contract negotiations related to property in and around Vistancia pursuant to A.R.S. §38-431.03.A.7; and (c) discussion and consultation with legal counsel for legal advice pertaining to multiple transactions in the Vistancia Commercial Core pursuant to A.R.S. §38-431.03.A.7.

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, Vice Mayor Rivero 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.

Council Youth Liaisons: Jacob Jelinek and Thomas Prior.

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Andy Granger, Engineering Director; John Imig, Information Technology Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance and Budget Director; Roy Minter, Police Chief; Bobby Ruiz, Fire Chief; John Schell, Intergovernmental Affairs Director; John Sefton, Community Services Director; Rebecca Zook, Deputy Economic Development Services Director; and Linda Blas, Deputy City Clerk.

Audience: Approximately 125 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. 13th Annual Celebrate the Constitution Contest

Mayor Barrett, Council Youth Liaison Jelinek, Council Youth Liaison Prior and Uncle Sam (portrayed by Mike Lindquist) presented certificates to the Constitution Contest winners from local schools.

Mayor Barrett declared a short recess at 7:15 p.m. and reconvened the meeting at 7:30 p.m.

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.

Vice Mayor Rivero requested that Agenda Item 8C be removed for separate discussion, and Councilmember Aames requested that Agenda Item 12C be removed for separate discussion.

Motion was made by Councilmember Aames, seconded by Councilmember Leone, to approve the Consent Agenda with the exception of Agenda Items 8C and 12C. Upon vote, the motion carried unanimously 7 to 0.

5C. **Disposition of Absence**

Approved the absence of Councilmember Cathy Carlat from the Regular Meeting held at 7:00 p.m. on November 5, 2013.

6C. **Minutes**

Approved the following minutes:

- September 17, 2013 Meeting Minutes
- October 1, 2013 Meeting Minutes

7C. **Appointments, Boards and Commissions**

RESOLUTION 2013-181

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, APPOINTING BRIAN WILEY TO THE MUNICIPAL DEVELOPMENT AUTHORITY AND ESTABLISHING THE TERM OF OFFICE.

RESOLUTION 2013-182

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, APPOINTING GLORIA MIGAL TO THE PERSONNEL BOARD AND ESTABLISHING THE TERM OF OFFICE.

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

- Adopted **RES. 2013-181** appointing Brian Wiley, as a regular member, to the Municipal Development Authority, and
- Adopted **RES. 2013-182** appointing Gloria Migal, as an alternate member, to the Personnel Board.

8C. **Grant, Arizona Automobile Theft Authority, Portable License Plate Reader**

Clerk's Note: This item was heard separately at the end of the Consent Agenda.

At the request of Vice Mayor Rivero, Agenda Item 8C was pulled from the Consent Agenda for separate discussion.

Roy Minter, Police Chief, and Bob Sanders, Deputy Police Chief provided a brief overview of portable license plate readers and the benefit to the Police Department in assisting with tracking wanted vehicles and locating stolen vehicles.

Motion was made by Councilmember Carlat, seconded by Vice Mayor Rivero, to:

- (a) Authorize the Peoria Police Department to accept a grant in the amount of \$15,795 from the Arizona Automobile Theft Authority to purchase a portable license plate reader; and
- (b) Approve a budget amendment from the proposed Grant Contingency account to the Arizona Automobile Theft Authority fund in the amount of \$15,795.

Upon vote, the motion carried unanimously 7 to 0.

9C. **Contract Amendment, Dibble Engineering, 91st Avenue Street and Drainage Improvements**

- (a) Approved Contract Amendment No. 4 for Dibble Engineering to provide design engineering services for the 91st Avenue Street and Drainage Improvements; and
- (b) Approved a budget amendment in the amount of \$32,940 from the General Fund Contingency account to the Water Operating Capital Water System account to provide appropriation for these additional project costs.

10C. **Intergovernmental Agreement Amendment, Arizona Department of Transportation, Proposed Multi-use Trail, Northern Avenue to Olive Avenue**

RESOLUTION NO. 2013-83

A RESOLUTION OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA DECLARING A PUBLIC NEED AND NECESSITY AND A PUBLIC USE; AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO ACQUIRE ON BEHALF OF THE CITY OF PEORIA THROUGH DONATION, OUTRIGHT PURCHASE OR UNDER THE POWER OF EMINENT DOMAIN FOR PUBLIC PURPOSES OF ALL INTEREST IN CERTAIN DESCRIBED REAL PROPERTY IN THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, IN ORDER FOR THE CITY TO PROPERLY AND ADEQUATELY IMPROVE AND DEVELOP 91ST AVENUE FROM BUTLER DRIVE TO MOUNTAIN VIEW ROAD AS A MATTER OF PUBLIC NEED AND NECESSITY; REFERENCING TITLE 12 OF STATE LAW CONCERNING THE EXERCISE OF EMINENT DOMAIN FOR PUBLIC ROADS, STREETS, AND PUBLIC SAFETY PURPOSES; STATING THE CONCLUSION OF THE PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT THAT THE ACQUISITION IS IN CONFORMITY WITH THE ADOPTED GENERAL PLAN; AS A MATTER OF PUBLIC NEED AND NECESSITY AND DECLARING AN EMERGENCY.

Adopted **RES. 2013-183** approving Amendment One to the Intergovernmental Agreement with the State of Arizona Department of Transportation for the design, construction, and maintenance obligations relating to a proposed multi-use trail path from Northern Avenue to Olive Avenue located along the west bank of the New River and an underpass at the Northern Avenue Bridge at New River.

11C. **Budget Amendment, Finance Department, Utility Billing System, Fiscal Year 2014**

Approved a budget amendment in the amount of \$74,000 from the Water Fund contingency account, \$74,000 from the Wastewater Fund contingency account and \$73,000 from the Residential Solid Waste Fund contingency account, totaling \$221,000, to the Northstar Upgrade Project-Other Professional Services account.

12C. **Settlement and Release, Hudson Insurance Company, Scotland Yard Neighborhood Park Performance Bond Claim**

Clerk's Note: This item was heard separately at the end of the Consent Agenda.

At the request of Councilmember Aames, Agenda Item 12C was pulled from the Consent Agenda for separate discussion.

Steve Kemp, City Attorney, summarized the request for approval of a settlement and release for payment from Hudson Insurance Company to the City related to the surety bonding on the Scotland Yard Neighborhood Park construction project

Motion was made by Councilmember Aames, seconded by Councilmember Carlat, to approve the settlement and release with Hudson Insurance Company in the amount of \$240,000 as it relates to the surety bonding for Simmons Construction on the Scotland Yard Neighborhood Park construction project.

Upon vote, the motion passed unanimously 7 to 0.

13C. **Investment Report, Quarter Ending September 30, 2013**

Approved the Investment Report for quarter ending September 30, 2013.

14C. **Maintenance Improvement District No. 1139, The Meadows 4B, 93rd Avenue and Deer Valley Road**

RESOLUTION NO. 2013-179

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PEORIA, ARIZONA, DECLARING ITS INTENTION TO CREATE AN IMPROVEMENT DISTRICT TO MAINTAIN LANDSCAPING INCLUDED WITHIN, NEAR AND ADJACENT TO A PARKWAY AND RELATED FACILITIES TOGETHER WITH APPURTENANT STRUCTURES AS SHOWN ON THE PLANS, FOR MAINTENANCE WITHIN AN AREA IN THE CITY OF PEORIA AS DESCRIBED HEREIN; ADOPTING PLANS FOR CITY OF PEORIA MAINTENANCE IMPROVEMENT DISTRICT NO. 1139, THE MEADOWS PARCEL 4B, AS MORE PARTICULARLY DESCRIBED HEREIN, AND DECLARING THE WORK OR IMPROVEMENT TO BE OF MORE THAN LOCAL OR ORDINARY PUBLIC BENEFIT, AND THAT THE COST OF SAID WORK OR IMPROVEMENT SHALL BE ASSESSED UPON A CERTAIN DISTRICT, AND PROVIDING THAT THE PROPOSED WORK OR IMPROVEMENT SHALL BE PERFORMED UNDER ARIZONA REVISED STATUTES TITLE 48, CHAPTER 4, ARTICLE 2, AND AMENDMENTS THERETO AND DECLARING AN EMERGENCY.

RESOLUTION NO. 2013-180

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA DECLARING ITS INTENTION TO ORDER THE IMPROVEMENTS OF A CERTAIN AREA WITHIN THE CORPORATE LIMITS OF THE CITY AND CREATING AN IMPROVEMENT DISTRICT KNOWN AS THE CITY OF PEORIA MAINTENANCE IMPROVEMENT DISTRICT NO. 1139, THE MEADOWS PARCEL 4B; PROVIDING THAT THE COST OF THE MAINTENANCE OF THE LANDSCAPING INCLUDED WITHIN, NEAR, AND ADJACENT TO A PARKWAY AND RELATED FACILITIES TOGETHER WITH APPURTENANT STRUCTURES AS SHOWN ON THE PLANS, SHALL BE ASSESSED UNDER THE PROVISIONS OF TITLE 48, CHAPTER 4, ARTICLE 2, ARIZONA REVISED STATUTES, AS AMENDED; AND DECLARING AN EMERGENCY.

Approved the Petition for Formation and adopted **RES. 2013-179** intention and ordering the formation of proposed Maintenance Improvement District No. 1139, The Meadows 4B, located at 93rd Avenue and Deer Valley Road; and adopted **RES. 2013-180** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

15C. **Street Light Improvement District No. 1078, The Meadows Parcel 4B, 93rd Avenue and Deer Valley Road**

RESOLUTION NO. 2013-177

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA DECLARING ITS INTENTION TO ORDER THE PURCHASE OF ELECTRICITY FOR LIGHTING THE STREETS AND PUBLIC PARKS WITHIN THE PROPOSED DISTRICT AND THAT THE COST OF THE PURCHASE OF ELECTRICITY FOR LIGHTING THE STREETS AND PUBLIC PARKS, BE ASSESSED UPON A CERTAIN IMPROVEMENT DISTRICT TO BE KNOWN AS CITY OF PEORIA STREETLIGHT IMPROVEMENT DISTRICT NO. 1078, THE MEADOWS PARCEL 4B; PROVIDING THAT THE COST OF THE ELECTRICITY REQUIRED TO OPERATE THE SYSTEM BE ASSESSED UNDER THE PROVISIONS OF TITLE 48, CHAPTER 4, ARTICLE 2, ARIZONA REVISED STATUTES, AS AMENDED; AND DECLARING AN EMERGENCY.

RESOLUTION NO. 2013-178

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA ORDERING THE IMPROVEMENTS OF CERTAIN STREETS AND RIGHTS-OF-WAY WITHIN THE CORPORATE LIMITS OF THE TOWN AND CREATING AN IMPROVEMENT DISTRICT KNOWN AS THE CITY OF PEORIA STREETLIGHT IMPROVEMENT DISTRICT NO. 1078, THE MEADOWS PARCEL 4B PURSUANT TO TITLE 48, CHAPTER 4, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO FOR THE PURPOSE OF PURCHASING ELECTRICITY, WHICH INCLUDES A CHARGE FOR THE USE OF LIGHTING FACILITIES AND OTHER RELATED ITEMS TOGETHER WITH ALL APPURTENANT STRUCTURES AS SHOWN ON THE PLANS, AND DECLARING AN EMERGENCY.

Approved the Petition for Formation and adopted **RES. 2013-177** intention and ordering the formation of proposed Street Light Improvement District No. 1078, The Meadows, located at 93rd Avenue and Deer Valley Road; and adopted **RES. 2013-178** ordering the improvements within the proposed Street Light Improvement District and declaring an emergency.

16C. **Deeds and Easements, Various Locations**

RESOLUTION NO. 2013-185

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. 2013-185** accepting Deeds and Easements for various Real Property interests acquired by the City.

17C. **Designate Roadways, Establish Right-of-Way, Various Locations**

RESOLUTION NO. 2013-186

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. 2013-186** designating 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.

18C. **Replat, Lot 1 Avenida Estates, 79th Avenue and Avenida del Sol**

Approved the Replat of Lot 1 Avenida Estates, located at 79th Avenue and Avenida del Sol, subject to stipulations.

19C. **Replat, Vistancia North Village 1, Village 2, and Village 3 Master Final Plat, Vistancia Boulevard**

Approved the Replat of Vistancia North Village 1, Village 2, and Village 3 located at Vistancia Boulevard north of the Central Arizona Project, subject to stipulations.

REGULAR AGENDA

New Business:

20R. **Palm Canyon Planned Area Development Amendment, Static Billboards**

RESOLUTION NO. 2013-187

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA OPPOSING THE BECKER BOARDS REQUEST TO AMEND THE PALM CANYON PAD IN GLENDALE TO PERMIT TWO, EIGHTY-FIVE FOOT HIGH STATIC BILLBOARDS AND PROVIDING FOR AN EFFECTIVE DATE.

Chris Jacques, Planning and Community Development Director, provided a brief overview of a request by Rose Law Group, on behalf of Becker Boards, to amend the Planned Area Development zoning for the Palm Canyon site, located at the Loop 101 and Bell Road in the City of Glendale, to permit two 85-ft. tall static billboards.

Mr. Jacques explained that the Glendale Planning Commission will conduct a public hearing on the matter beginning at 6:00 p.m. on Thursday, December 5, 2013.

Discussion ensued regarding the placement of the billboards and the impact to neighboring Peoria residents.

Motion was made by Councilmember Edwards, seconded by Councilmember Carlat, to adopt **RES. 2013-187** opposing the Becker Boards proposal seeking an amendment on the Palm Canyon site in Glendale for the purpose of erecting two static billboards.

Upon vote, the motion carried unanimously 7 to 0.

21R. **PUBLIC HEARING - Liquor License, Grande Pizza, 8996 West Union Hills Road Suite #105**

Brent Mattingly, Finance and Budget Director, reported on staff's recommendation to recommend approval to the State Liquor Board for:

- (a) A New Restaurant Liquor License (Series 12) for Grande Pizza located at 8996 West Union Hills Road Suite #105, Sadik Ollomani, Applicant, LL#20009149; and
- (b) A location transfer for an On-Sale Beer and Wine Liquor License (Series 07) for Grande Pizza, located at 8996 West Union Hills Road Suite #105, Sadik Ollomani, Applicant, LL#20009149.

Mr. Mattingly advised 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 the requests for:

- (a) A New Restaurant Liquor License (Series 12) for Grande Pizza located at 8996 West Union Hills Road Suite #105, Sadik Ollomani, Applicant, LL#20009149; and
- (b) A location transfer for an On-Sale Beer and Wine Liquor License (Series 07) for Grande Pizza, located at 8996 West Union Hills Road Suite #105, Sadik Ollomani, Applicant, LL#20009149.

Having no requests from those present 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) A New Restaurant Liquor License (Series 12) for Grande Pizza located at 8996 West Union Hills Road Suite #105, Sadik Ollomani, Applicant, LL#20009149; and
- (b) A location transfer for an On-Sale Beer and Wine Liquor License (Series 07) for Grande Pizza, located at 8996 West Union Hills Road Suite #105, Sadik Ollomani, Applicant, LL#20009149.

Upon vote, the motion carried unanimously 7 to 0.

22R. **PUBLIC HEARING - Old Town Specific Area Plan Amendment, Land Use Map, Grand Manor, 88th Drive and Grand Avenue**

Clerk's Note: Agenda Items 22R and 23R were presented together.

RESOLUTION NO. 2013-184

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AMENDING THE LAND USE MAP OF THE OLD TOWN SPECIFIC AREA PLAN FOR THE CITY OF PEORIA, ARIZONA; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Chris Jacques, Planning and Community Development Director, provided an overview of the request for a Minor General Plan Amendment to re-designate approximately 17.9 acres of land from Old Town Medium-High Density Residential to Old Town Medium Residential and the request for a Major Amendment to the Grand Manor Planned Area Development.

Public Hearing:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request for a minor amendment to the Old Town Specific Area Plan Land Use Map for approximately 17.9 acres of land located at the southwest corner of 88th Drive and Grand Avenue from Old Town Medium-High Density Residential (18-25 du/ac, target 20 du/ac) to Old Town Medium Density Residential (5-18 du/ac, target 12 du/ac).

Discussion ensued regarding access to the development from one point along 88th Drive.

Having no additional requests from those present to address this item, Mayor Barrett declared the Public Hearing closed.

Council Action:

Motion was made by Councilmember Carlat, seconded by Councilmember Leone, to adopt **RES. 2013-184**, approving an amendment to the Old Town Specific Area Plan Land Use Map for approximately 17.9 acres located at the southwest corner of 88th Drive and Grand Avenue from Old Town Medium-High Density Residential (18-25 du/ac, target 20 du/ac) to Old Town Medium Density Residential (5-18 du/ac, target 12 du/ac).

Upon vote, the motion carried unanimously 7 to 0.

23R. **PUBLIC HEARING - Major Planned Area Development Amendment, 88th Drive and Grand Avenue**

ORDINANCE NO 2013-24

AN ORDINANCE OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, AMENDING ORDINANCE 09-40 TO PROVIDE FOR A MAJOR AMENDMENT TO THE GRAND MANOR PLANNED AREA DEVELOPMENT (PAD) STANDARDS AND GUIDELINES REPORT; AND PROVIDING FOR AN EFFECTIVE DATE.

Public Hearing:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request for a major amendment to a Planned Area Development encompassing 17.9 acres located at the southwest corner of 88th Drive and Grand Avenue to decrease the allowable density and change the character of the development standards from multi-family condominiums to a detached single-family residential development.

Having no requests from those present to address this item, Mayor Barrett declared the Public Hearing closed.

Council Action:

Motion was made by Councilmember Aames, seconded by Councilmember Leone, to adopt **ORD. 2013-24** approving a major amendment to a Planned Area Development encompassing 17.9 acres located at the southwest corner of 88th Drive and Grand Avenue to decrease the allowable density and change the character of the development standards from multi-family condominiums to a detached single-family residential development.

Upon vote, the motion carried unanimously 7 to 0.

24R. **PUBLIC HEARING - Rezoning, 107th Avenue and Happy Valley Parkway**

ORDINANCE NO 2013-25

AN ORDINANCE OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AMENDING THE TIERRA DEL RIO PLANNED AREA DEVELOPMENT REZONING APPROXIMATELY 71.2 ACRES OF LAND FROM COMMERCIAL PAD TO SINGLE-FAMILY RESIDENTIAL PAD; AMENDING THE ZONING MAP AND PROVIDING FOR AN EFFECTIVE DATE.

Chris Jacques, Planning and Community Development Director, provided background on a proposal to amend a portion of the Tierra del Rio Planned Community to facilitate 170 detached single-family residential lots.

Public Hearing:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to consider a major amendment to the Tierra del Rio Planned Area Development by rezoning three parcels of land totaling 71.2 acres from Commercial Planned Area Development to Single-Family Residential Planned Area Development.

Mike Curley, representing the applicant, was in attendance to answer questions.

Having no requests from those present to address this item, Mayor Barrett declared the Public Hearing closed.

Council Action:

Motion was made by Councilmember Aames, seconded by Councilmember Carlat, to adopt **ORD.2013-25** rezoning approximately 71.2 acres of land, located on the southwest and southeast corners of 107th Avenue and Happy Valley Parkway, from Commercial Planned Area Development to Single-Family Residential Planned Area Development as proposed under zoning case number Z04-34A.7.

Upon vote, the motion carried unanimously 7 to 0.

25R. **Grant, Arizona Sports and Tourism Authority, Fiscal Year 2014**

John Sefton, Community Services Director, provided background on grant funding awarded by the Arizona Sports and Tourism Authority for lighting the youth/amateur sports field at Sunset Heights Elementary School.

Shelby Duplessis addressed Council in support of the field lighting.

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

- (a) Approve the Arizona Sports and Tourism Authority Fiscal Year 2014 Biennial Grant Funding agreement; and
- (b) Approve a budget amendment in the amount of \$127,008 from the proposed Grant Contingency account to the Parks and Right-of-Way Improvement account.

Upon vote, the motion carried unanimously 7 to 0.

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager

26. **Council Calendar**

27. **Reports with Presentation**

- A. Valley of the Sun United Way 2013 Campaign

Andy Granger, Engineering Director, provided a brief presentation highlighting the 2013 United Way fundraising events and campaign results. Mr. Granger extended his appreciation to City staff that played an integral part in the Campaign efforts.

28. **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. 27th Annual Peoria's Oldtown Holiday Event

John Sefton, Community Services Director, provided an overview of the 27th Annual Oldtown Holiday Festival to be held in Osuna Park on Friday, December 6, 2013 from 5:00 p.m. to 9:00 p.m.

Carl Swenson, City Manager, announced that BioInspire's Yolia Health had received the Innovator of the Year Award for a Start-up Company at the 2013 Governor's Celebration of Innovations Award held on November 14, 2013.

Mr. Swenson reported that 200 Peoria students will attend a Phoenix Suns basketball game on Wednesday, November 20, 2013 as part of the Students with Aspiring Goals program sponsored by the Peoria Police Officers Association.

Reports from City Council:

Council Youth Liaison Prior provided an update on Youth Advisory Board activities.

Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone commended all of the volunteers on the success of the United Way Campaign.

Councilmember Carlat provided a summary of the statistics for the Eight's Great GrillFest event, including \$110,000 in free promotional media for the City. Councilmember Carlat reported on the grand opening of Maxwell Technologies held on November 14, 2013.

Councilmember Edwards reported on the various City of Peoria events he attended. Councilmember Edwards implored residents of Peoria to attend the public hearing regarding billboards at the Glendale Planning Commission meeting at the Glendale Council Chamber on Thursday, November 7, 2013. Councilmember Edwards wished everyone a Happy Thanksgiving.

Council Youth Liaison Jelinek reported he will be attending the upcoming Students with Aspiring Goals Event.

Councilmember Aames reported on the various City of Peoria activities he attended. Councilmember Aames announced Peoria was named one of the Top 10 U.S. Cities for Early Retirement by Kiplinger, a publisher of business forecasts and personal finance advice.

Councilmember Patena reported on the various City of Peoria activities he attended.

Reports from the Mayor:

Mayor Barrett reported that Army 1SG Mike Leonard received the keys to a specially adapted home from Homes for our Troops on November 9, 2013. Mayor Barrett reminded citizens to contact the Glendale City Council to voice their opposition to the billboards being proposed at the exit of the Loop 101 and Bell Road.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:52 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 19th day of November, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 7th day of January, 2014.

(Seal)

Rhonda Geriminsky, City Clerk