

City Council Meeting Notice & Agenda



Tuesday, May 07, 2013
City Council Chamber
8401 West Monroe Street
Peoria, AZ 85345

Special Meeting & Study Session

5:00 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**

Discussion and possible action to authorize 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.

Study Session Agenda

Subject(s) for Discussion Only

2. Fiscal Year 2014 Budget Follow-up

Mayor
Bob Barrett

Acacia
District
Tony Rivero,
Vice Mayor

Ironwood
District
Bill Patena

Mesquite
District
Cathy Carlat

Palo Verde
District
Ron Aames

Pine
District
Carlo Leone

Willow
District
Jon Edwards

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.

Adjournment

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

3. 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

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

4. City Manager's Excellence Awards
5. "National Public Works Week" Proclamation
6. 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.

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

7C. Disposition of Absences

Discussion and possible action to excuse 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**

Discussion and possible action to approve 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**

Discussion and possible action to: (a) authorize 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) approve 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**

Discussion and possible action to adopt **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**

Discussion and possible action to approve 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**

Discussion and possible action to approve 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**

Discussion and possible action to approve 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**

Discussion and possible action to approve 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**

Discussion and possible action to approve 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**

Discussion and possible action to approve 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**

PUBLIC HEARING: RE: 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.

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 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.

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

Discussion and possible action 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.

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

19. **Council Calendar**

20. **Reports with Presentation**

A. Advancing Leadership Development Program

B. Spring Training 2013

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

**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 and assistive listening devices are available upon 72 hours advance notice through the Office of the City Clerk, 8401 West Monroe Street, Peoria, Arizona 85345 – Phone: (623) 773-7340 or FAX (623) 773-7304. To the extent possible, additional reasonable accommodations will be made available within the time constraints of the request. The City has a TDD line where accommodations may be requested at: (623) 773-7221.*

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>.

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 2

Date Prepared: April 24, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager
FROM: Katie Gregory, Deputy Finance Director
THROUGH: Jeff Tyne, Deputy City Manager
SUBJECT: Budget Study Session Follow-up

Purpose:

Provide Council with follow-up information from the Budget Study Sessions.

Background/Summary:

At the four FY 2014 Budget Study Sessions held in April, Council directed staff to come back with additional information on several items. This follow-up will provide the additional information requested by Council.

Contact Name and Number: Katie Gregory - (623) 773-7364

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 4

Date Prepared: April 30, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: Lyman Locket, Human Resources Manager

THROUGH: Julie Ayers, Human Resources Director

SUBJECT: City Manager's Excellence Awards

Purpose:

Recognize the recipients of the 2012 City Manager's Excellence Awards.

Background/Summary:

The City Manager's Excellence Awards are granted to members of the city's workforce who are recognized by their peers for going above and beyond the call of duty. Award recipients must exemplify excellence in one of the following categories:

- Community Involvement
- Diversity
- Efficiency
- Sustainability
- Distinguished Service

This year, we have thirteen employees who have earned this prestigious honor. This includes seven employees who are receiving a special Exemplary Leadership Award.

Previous Actions:

N/A

Options: *(include as many as reasonable)*

N/A

Staff's Recommendation: N/A

Fiscal Analysis:

N/A

Narrative: *N/A*

Exhibit(s):

Exhibit 1: *PowerPoint Presentation*

Contact Name and Number: Lyman Locket 623-773-7104

**CITY OF PEORIA, ARIZONA
CITY MANAGER REPORT**

Agenda Item: 5

Date Prepared: April 23, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: William Mattingly, P.E., R.L.S. Public Works – Utilities Director

THROUGH: Jeff Tyne, Deputy City Manager

SUBJECT: Proclamation declaring the week of May 19 – 25 “National Public Works Week”

Summary:

The City of Peoria will designate the week of May 19 - 25 as “National Public Works Week” and urge all people to join with representatives of the American Public Works Association and the Public Works – Utilities Department in activities and ceremonies designed to pay tribute to our public works professional, engineers, managers, and employees and to recognize the substantial contributions they have made to our national health, safety and quality of life.

Contact Name and Number: William Mattingly, Public Works – Utilities Director, 623-773-5151

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 6

Date Prepared: April 24, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager
FROM: Rhonda Geriminsky, City Clerk
THROUGH: Susan Daluddung, Deputy City Manager
SUBJECT: Board and Commission Appointments Presentation

Purpose:

This is a request for City Council to present *Certificates of Appointment* to the Youth Advisory Board members as follows:

Member Name	Member Status
Kalima Nameth	Alternate
Joie Duplessis	Regular

Background/Summary:

Newly appointed Board and Commission members are invited to attend a Regular City Council meeting to personally accept *Certificates of Appointment* from the Mayor and City Council.

Previous Actions:

On March 20, 2013, the Council Subcommittee on Policy and Appointments recommended appointments to the Youth Advisory Board.

On March 21, 2013, a memorandum was submitted to Mayor and Council, outlining the recommended appointments from the March 20, 2013 Subcommittee meeting, asking for concerns to be submitted in writing to the Mayor. No comments were received.

On April 23, 2013, City Council adopted Resolutions making the following Youth Advisory Board appointments:

Resolution Nos.	Names	Appointment Status	Member Status	Term Expirations
2013-35	Kalima Nameth Joie Duplessis	Initial Appointments	Alternate Regular	June 2013 June 2014
2013-36	Kalima Nameth	Reappointment	Alternate	June 2015

Options:

This is a presentation item only.

Staff's Recommendation:

That the Mayor and City Council present *Certificates of Appointment* to newly appointed Youth Advisory Board members who were appointed by Resolution at the April 23, 2013 City Council meeting.

Fiscal Analysis:

There is no fiscal impact regarding this item.

Narrative:

The newly appointed Youth Advisory Board members have been invited to attend the May 7, 2013 City Council meeting to receive *Certificates of Appointment*.

Exhibit(s): There are no exhibits.

Contact Name and Number: Rhonda Geriminsky, City Clerk, 623-773-7340

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
DEVELOPMENT AND COMMUNITY SERVICES BUILDING
POINT OF VIEW ROOM
9875 NORTH 85TH AVENUE
March 1, 2013

A **City Council Workshop** of the City Council of the City of Peoria, Arizona was convened at 9875 North 85th Avenue, Peoria, Arizona in open and public session at 8:33 a.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

Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Steve Burg, Chief Assistant City Attorney; Linda Blas, Deputy City Clerk; Julie Ayers, Human Resources Director; Andy Granger, Engineering Director; Chris Jacques, Interim Planning and Development Director; Maher Hazine, Deputy Public Works Director; John Imig, Information Technology Director; Bo Larsen, Public Information Manager; 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 Director; and Claudia Luján, Assistant to the City Manager.

Audience: One member of the public was present.

Opening Comments:

Carl Swenson, City Manager, outlined the topics for discussion:

- 2011 – 2013 Council Policy Goals update
- 2013 – 2015 Council Policy Goals
- General discussion of Council's interests and observations
- Wrap up

Council Goals Update:

Staff highlighted achievements in each of the priority areas pertaining to City Council Policy Goals:

Leadership and Image

- National Citizen Survey conducted to gauge citizen satisfaction
- 2013 PACE Conference produced in partnership with Arizona State University
- Arizona Centennial celebrations
- New City website and graphic design standards for all City business

- Hosted U.S. Senator John McCain's Town Hall
- Peoria's role as a leader or participant in local, regional and national organizations
- Engagement in state and legislative issues
- Press conference featuring Governor Jan Brewer in recognition of the passage of Joey's Law
- Luke Air Force Base designated as a pilot training site for the new F35 fighter jets

Community Building: Preserve and Expand our Quality of Life

- Community-oriented policing
- Nixle community alert and advisory program
- Tipsoft anonymous crime tip program
- Patrol Officer Liaison program
- School Resource Officer program
- Neighborhood livability team initiative
- Neighborhood Pride effort completed in Las Palmeritas area
- Established entry monuments at key entrances to the City
- Community Center expansion
- Commenced construction of Pioneer Community Park
- Completed Osuna Park, Centennial Plaza, Scotland Yard Park, Westland Park and Palo Verde Park
- Completed three sections of New River Trail
- Art gallery created at City Hall
- Adopted P83 Mixed-Use Design
- Adopted Oldtown Preservation Plan
- Adopted Historic Preservation Master Plan
- Palo Verde Park and Presbyterian Church placed on the National Register of Historic Places
- Placement of art in key locations throughout the City
- Expansion of civic and not-for-profit partnerships

Enhance Current Services

- Residential solid waste rates reduced 13 percent
- Energy efficiency efforts
- Adopted Council policies on recreation fees and development services fees
- Enhanced reporting on cost of services and performance management
- Grant opportunities
- Inter-departmental Technology Review Committee tasked with analyzing and overseeing technology solutions
- Implemented a Police Department Records Management/Computer-Aided Dispatch system
- Electronic patient care reporting implemented for the Fire Department

- Electronic delivery of Council packets
- New storage area network and backup systems installed
- Network infrastructure replaced at Public Safety Administration Building
- Civic Reporter and Police Mobile Reporting application
- Peoria Service Excellence University
- Citywide ethics training conducted
- Negotiation preparation/labor relations training for negotiation teams
- Apprenticeship programs

Preserve our Natural Environment

- Dedication of open space areas
- Archaeological/cultural resource inventory
- Parks, Recreation, Open Space and Trails Master Plan
- Adopted Sustainability Action Plan
- Continuous effort to replace facilities infrastructure with energy efficient equipment
- City promotes our principal to reduce, reuse and recycle
- Fuel efficient and alternative fuel vehicles
- Obtained Energy Star certification for the Development and Community Services Building
- Obtained Leadership in Energy and Environmental Design (LEED) Gold Certification for Municipal Court expansion
- Obtained LEED Silver Certification for Community Center expansion
- Reduced electrical energy consumption

Discussion ensued regarding commercial recycling, residential recycling containers, recycling efforts in City parks and recycling green waste.

Mayor Barrett declared a short recess at 10:00 a.m. and resumed the meeting at 10:10 a.m.

Total Planning

- Joint planning with State Land Department regarding Loop 303
- Adopted Oldtown Specific Area Plan
- Adopted Urban Design Plan
- Adopted Vistancia Planned Community District
- Adopted Saddleback Heights Specific Area Plan
- Adopted Lake Pleasant Heights Specific Area Plan
- Adopted Multi-modal Transportation Plan
- Happy Valley Road improvements
- Beardsley Road connector
- Union Hills interchange enhancements
- 75th Avenue and Thunderbird Road intersection improvements

- 91st Avenue and Olive Avenue intersection improvements
- Bridge aesthetics at Lake Pleasant Parkway over Loop 303
- Grand Avenue improvements
- North Peoria and Downtown Traffic Studies underway

Economic Development

- Economic Development Implementation Strategy created
- Strategic partnerships with external entities
- University recruitment
- Bioinspire opening
- Maxwell Technologies expansion plans
- Oldtown commercial rehabilitation
- New 20-year contracts negotiated with the Seattle Mariners and San Diego Padres

Discussion ensued regarding the establishment of a healthcare facility in Peoria, the P83 development project and investments and revenue from Spring Training games and events at the Sports Complex.

Mayor Barrett declared a short recess at 10:45 a.m. and resumed the meeting at 10:55 a.m.

Discussion ensued regarding Council's 24-Month Policy Goals for 2013-2015. The goals established by Council are attached and incorporated by reference to the meeting minutes.

ADJOURNMENT:

Being no further business to come before the Council, the Council Workshop was duly adjourned at 11:45 a.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 Workshop of the City Council of Peoria, Arizona held on the 1st day of March, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 7th day of May, 2013.

(Seal)

Rhonda Geriminsky, City Clerk

24-MONTH COUNCIL POLICY GOALS **Positioning Ourselves For The Future**

MARCH 2013 – 24 MONTH GOALS

Community Building: Preserve and Expand Our Quality of Life

- Arts / Culture** – citywide analysis/balanced events throughout the city
- Parks & Recreation** – balanced amenities throughout all of peoria, right-of-way improvements
- Quality Neighborhoods / Revitalization of Our Older Neighborhoods / Old Town / Arrowhead Entertainment District** – enhance marketing and way-finding signage, utilize vacant city facilities, street maintenance
- Community Oriented Services Including Police and Fire** – maintain the newer neighborhoods so they don't fall into disrepair, as well as maintaining the older neighborhoods, look into the needs of the communities further north of downtown
- Expand Civic and Not-For-Profit Partnerships** – share facilities with social service organizations and better coordination/communication of social services available to the public

Enhance Our Current Services

- Our City Organizational Culture**
- Business Model for the Future** – Business friendly
 - Complete analysis and present to council improvements to permitting, including self certification and "24 hour city" model
 - IT enhancements with planning, zoning and permitting, use technology to enhance
- IT Backup Systems Off-Site**
 - Disaster recovery plan
- Cost-effective Service Delivery**
- Next Generation of Recycling** – Green waste/organic waste
- Continue Energy Reduction Programs and Pursue Leed Standards for City Facilities**
- Peoria is the Employer Of Choice**
- Use Technology to Enhance and Streamline Services**
- Aggressive Pursuit of Grant Opportunities**

Preserve Our Natural Environment

- Land Banking for Parks and Open Space**
- Incorporate Open Space into Our Built Environment**



Total Planning

- Employment / Jobs / Corridor**
- Mix Of Living Environments**
- Infrastructure**
- Prudent Fiscal Stewardship**
- Broad Internet Access**
- Cost-effective Green Development – Sustainability Action Plan**
- Traffic Study – Keep 83rd Avenue open through Old Town**
- Multi-Modal Transportation Infrastructure**

Economic Development

- State, National And The Pacific Rim, International**
- Analysis – Look at Resources to Expand ED Outreach, Adding Onsite Personnel in California and Mexico**
- Continue Focus On Downtown – Building Reuse Analysis**
 - Wal-mart, Smitty's and what to do with old city buildings
 - Washington Street – focused analysis of old buildings
 - Fill vacant/underutilized buildings in Old Town – Washington Street
- Partner With Economic Development Groups Like GPEC**
- Assess New Models For Economic Development**
- Partner With State Lands**
- Strengthen Sister Cities Relationships; Add an Asian City**
- University / Higher Education Strategy**
- Health Care Strategy**

Leadership and Image

- Locally And Regionally**
- Within The State**
- Community Relations**
- Become A Major Player**
- Peoria As A Destination**
- Marketing Campaign Promoting Peoria**
 - Regional Promotion – Letters to editor, press releases, etc.
 - External Marketing – advertising to targeted markets such as Southern California as part of our economic development strategy



MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
March 5, 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; 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; Brent Mattingly, Finance Director; Roy Minter, Police Chief; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; Jeff Tyne, Management and Budget Director; Scott Whyte, Economic Development Services Director; and Claudia Luján, Assistant to the City Manager.

Audience: Approximately two 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

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

1C. Authorization to Hold an Executive Session

Pursuant to A.R.S. § 38-431.03.A.5: Authorized the holding of an Executive Session for the purpose of discussion and consultation with legal counsel and designated representatives of the public body pertaining to labor negotiations.

STUDY SESSION AGENDA

Subject(s) for Discussion Only

2. Proposed Site and Building Development Initiatives

Carl Swenson, City Manager, introduced the Building and Site Development Initiatives to respond to the needs of permit applicants.

Scott Whyte, Economic Development Services Director, outlined the proposed process improvements for plan review and permit processing.

Mr. Whyte noted that the proposed initiatives respond to two key Council goals:

- Enhance customer service
- Economic development

Proposed initiatives to enhance customer service include:

- Electronic plan review
- Over-the-counter plan review
- Online permitting
- Self-certification program

Mr. Whyte outlined the following:

- Building safety considerations
- Electronic plan review
- Over-the-counter plan review concept
- Online permitting objectives
- Plan review self-certification program
- Self-certification program evaluation process

Brad Remp, a Certified Building Official and Senior Associate with Zucker Systems, provided background on his company's experience and outlined the purpose of the self-certification study. The study included:

- Evaluating the City of Phoenix self-certification program
- Determining the appropriateness for the City of Peoria
- Providing recommendations

Mr. Remp outlined the program benefits and challenges of eliminating in-house plan reviews.

Mr. Remp reviewed the Phoenix self-certification model, as well as the documentation required to implement a successful self-certification program. Mr. Remp reviewed lessons learned from implementing a self-certification program in the City of Phoenix. Mr. Remp discussed City of Phoenix staff recommendations for the implementation of a self-certification program.

Discussion ensued regarding:

- Auditing internal staff reviews
- The pass/fail rate for projects submitted
- How to proceed with implementing a self-certification program
- Checks and balances within the plan review process

- Building/citizen safety
- Improvement of customer service
- Appropriateness of self-certification for the City of Peoria
- Liability to the City if a self-certification program is adopted
- Percentage of projects audited
- Potential for “de-certification”
- Zoning and inspections
- What neighboring cities are doing

Chris Jacques, Planning and Community Development Director, explained land use elements related to self-certification for zoning projects.

It was the consensus of Council to proceed with analysis for electronic plan review, over-the-counter plan review and online permitting programs.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 6:19 p.m.

EXECUTIVE SESSION AGENDA

3. An Executive Session was convened immediately following the City Council Special Meeting and Study Session pursuant to A.R.S. §38-431.03 for 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 Carlat 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.

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, 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 Sefton, Community Services Director; Jeff Tyne, Management and Budget Director; Claudia Luján, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

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: 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. Having no requests from Council, motion was made by Councilmember Carlat, seconded by Councilmember Patena, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

4C. **Minutes**

Approved the February 5, 2013 Meeting Minutes.

5C. **Intergovernmental Agreement, Maricopa County, Deer Valley Road Project, El Mirage Road to 109th Avenue**

Approved an Intergovernmental Agreement with Maricopa County for the design, utility relocation, construction, construction management, operation and maintenance of the proposed Deer Valley Road project from El Mirage Road to 109th Avenue.

6C. **Contract, DBA Construction Inc., Sidewalk and Brick Paver Replacement, Washington Street between 83rd and 85th Avenue**

- (a) Awarded a construction contract to DBA Construction, Inc. in the amount of \$18,251.60 for the replacement of decorative sidewalk slabs and the removal and reinstallation of decorative brick pavers along Washington Street between 83rd and 85th Avenues;
- (b) Authorized the use of Highway User Fund reserves; and
- (c) Approved a budget transfer in the amount of \$18,252 from the Highway User Fund contingency to the Highway User Fund Street System account.

7C. **Budget Transfer, 15-Passenger Van, Adult Day Program**

Approved a budget transfer in the amount of \$31,860.89 from the Proposed Grant Contingency account to the Adult Day Fund - Trucks and Vans account for the purchase of a 15-passenger van for the Adult Day Program in order to double the number of participants that are able to attend off-site trips in the community.

8C. **Maintenance Improvement District No. 1050, Vistancia Parcel G1, 137th Drive and Lone Mountain Road**

RESOLUTION NO. 2013-16

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. 1050, VISTANCIA PARCEL G1, 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. 2013-17

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. 1050, VISTANCIA PARCEL G1; 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 of Formation and adopted **RES. 2013-16** intention and ordering the formation of proposed Maintenance Improvement District No. 1050, Vistancia Parcel G1, located at 137th Drive and Lone Mountain Road; and adopted **RES. 2013-17** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

9C. **Street Light Improvement District No. 1019, Vistancia Parcel G1, 137th Drive and Lone Mountain Road**

RESOLUTION NO. 2013-18

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. 1019, VISTANCIA PARCEL G1; 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. 2013-19

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. 1019, VISTANCIA PARCEL G1, 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. 2013-18** intention and ordering formation of proposed Street Light Improvement District No. 1019, Vistancia Parcel G1, located at 137th Drive and Lone Mountain Road; and adopted **RES. 2013-19** ordering the improvements within the proposed Street Light Improvement District and declaring an emergency.

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

RESOLUTION NO. 2013-26

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. 2013-26** accepting Deeds and Easements for various Real Property interests acquired by the City.

11C. **Designate Roadways, Establish Rights of Way, Various Locations**

RESOLUTION NO. 2013-27

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. 2013-27** designating various real properties to be used as City roadway and authorize the establishment of public right-of-way to be opened and maintained by the City as a public street.

12C. **Abandonment of City Interest, Easements for Public Water and Sewer Lines, Silver Canyon Ranch Unit 1, 78th Avenue and Calle Lejos**

RESOLUTION NO. 2013-28

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA FINDING THAT A PORTION OF CERTAIN EASEMENTS FOR PUBLIC WATER AND SEWER LINES TO BE UNNECESSARY TO CITY PURPOSES AND NO LONGER REQUIRED TO BE RETAINED BY THE CITY AND DIRECTING THAT SUCH UNNECESSARY EASEMENT FOR PUBLIC WATER LINE BE DISPOSED OF IN THE MANNER PROVIDED BY LAW AND DECLARING AN EMERGENCY.

Adopted **RES. 2013-28** authorizing the abandonment of the City's interest in two Easements for Public Water and Sewer Lines within the Silver Canyon Ranch Unit 1 subdivision located along 78th Avenue north of Calle Lejos and declaring an emergency.

13C. **Final Plat, Blackstone at Vistancia Parcel B6 and B9, Lone Mountain Road and El Mirage Road**

Approved the Final Plat of Blackstone at Vistancia Parcel B6 and B9, located at Lone Mountain Road and El Mirage Road, subject to stipulations.

REGULAR AGENDA

Unfinished Business:

14R. **Public Art Selection Process and Pioneer Community Park Public Art**

John Sefton, Community Services Director, presented on the history of the Peoria public art program and the public art collection.

Andre Licardi, Cultural Arts Coordinator, explained the public art selection process which includes:

- Call to Artists
- Organize a review panel
- Panel convenes to view all submittals

- Finalists identified
- Panel convenes for presentations by finalists
- Arts Commission reviews all finalists' submittals and votes on a final recommendation for City Council approval

Discussion ensued regarding:

- Percentage of local artists participating in the selection
- Additional steps to enhance the selection process
- Limiting the Call to Artists to Arizona
- Whether options for art should be part of the recommendation to Council

Mr. Sefton introduced Mr. Robert Benson, Arts Commission Chair, and provided background on Mr. Benson's professional experience and qualifications.

Mr. Benson reviewed the selection process and recommendation by the Arts Commission for the Pioneer Community Park public art.

Discussion ensued regarding safety concerns related to the proposed public art for Pioneer Community Park and seeking artists residing in Arizona.

Motion was made by Councilmember Carlat, seconded by Councilmember Patena, to change the existing public art selection process to seek community input at the beginning of the process, during the panel review and when the recommendation is presented to the Arts Commission; and that the community input be provided to Council to be utilized in their decision making.

Councilmember Aames amended the motion that at least two options for public art be submitted to Council for consideration. The amended motion was seconded by Vice Mayor Rivero.

Discussion ensued regarding community input and options being submitted to Council.

Upon vote, the amended motion passed 4 to 3 with Mayor Barrett, Councilmember Carlat and Councilmember Edwards voting "no".

Upon vote, the motion as amended to change the existing public art selection process and at least two options for public art be submitted for Council consideration carried 5 to 2 with Mayor Barrett and Councilmember Carlat voting "no".

Motion was made by Councilmember Carlat to approve the recommended artwork for Pioneer Community Park. The motion died for lack of a second.

Motion was made by Vice Mayor Rivero, seconded by Councilmember Aames to reject the recommended artwork for Pioneer Community Park.

Upon vote, the motion carried 5 to 2 with Mayor Barrett and Councilmember Carlat voting "no".

New Business:

15R. **PUBLIC HEARING - Liquor License, Sprouts Farmers Market #6, located at 8375 West Thunderbird Road**

Brent Mattingly, Finance Director, reported on staff's recommendation to recommend approval to the State Liquor Board for adding sampling privileges to an existing Wine and Beer Liquor License (Series 10) for Sprouts Farmers Market #6, located at 8375 West Thunderbird Road, Randy D. Nations, Applicant, LL#20002349.

Mr. Mattingly 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.

Public Hearing:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on a request for adding sampling privileges to an existing Wine and Beer Liquor License (Series 10) for Sprouts Farmers Market #6, located at 8375 West Thunderbird Road, Randy D. Nations, Applicant, LL#20002349.

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

COUNCIL ACTION:

Motion was made by Councilmember Aames, seconded by Councilmember Leone, to recommend approval to the State Liquor Board to add sampling privileges to an existing Wine and Beer Liquor License (Series 10) for Sprouts Farmers Market #6, located at 8375 West Thunderbird Road, Randy D. Nations, Applicant, LL#20002349.

Upon vote, the motion carried unanimously 7 to 0.

16R. **Confirmation of Deputy City Manager Appointment**

Carl Swenson, City Manager, presented Jeff Tyne as the selection for appointment as Deputy City Manager. Mr. Swenson provided background on Mr. Tyne's professional experience and qualifications.

Motion was made by Councilmember Carlat, seconded by Councilmember Aames, to confirm the City Manager appointment of Jeff Tyne as Deputy City Manager, effective March 10, 2013.

Upon vote, the motion carried unanimously 7 to 0.

17R. Confirmation of City Clerk Appointment

Carl Swenson, City Manager, presented Rhonda Geriminsky as the selection for appointment as City Clerk. Mr. Swenson provided background on Ms. Geriminsky's professional experience and qualifications.

Motion was made by Councilmember Carlat, seconded by Councilmember Edwards, to confirm the City Manager appointment of Rhonda Geriminsky as City Clerk, effective March 10, 2013.

Upon vote, the motion carried unanimously 7 to 0.

18R. Confirmation of Public Information Director Appointment

Carl Swenson, City Manager, presented Bowen Larsen as the selection for appointment as Public Information Director. Mr. Swenson provided background on Mr. Larsen's professional experience and qualifications.

Motion was made by Councilmember Aames, seconded by Councilmember Leone, to confirm the City Manager appointment of Bowen Larsen as Public Information Director, effective March 10, 2013.

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. Fill the Boot with Books Reading Program

Bobby Ruiz, Fire Chief, provided a brief presentation on the Fill the Boot with Books Reading Program. The program, funded by the Peoria Firefighter Charities, is designed to inspire reading and provide positive role models to third grade students in six City of Peoria elementary schools.

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. Bravo Peoria
- B. 2013 Multicultural Music Festival
- C. Sister Cities - St. Patrick's Day Event
- D. Council Subcommittee Update

Reports from City Council:

Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone congratulated Jeff Tyne, Rhonda Geriminsky and Bo Larsen on their promotions.

Councilmember Carlat extended her congratulations to the employees receiving promotions. Councilmember Carlat encouraged citizens to attend the Bravo Peoria event to be held at Sunrise Mountain Library on Saturday, March 9, 2013. Councilmember Carlat thanked Joe McCord for his continued involvement in the community and for inviting her to a patriotic event honoring fallen soldiers and members of the military forces listed as missing.

Councilmember Edwards reported on the P83 block party. Councilmember Edwards presented a guitar autographed by the members of the band "Sugar Ray" to showcase at City Hall. Councilmember Edwards extended his appreciation to staff for their participation in making the 2013 P83 party a successful event.

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

Councilmember Patena recognized Jeff Tyne, Rhonda Geriminsky and Bo Larsen for their outstanding achievements and the promotions they received. Councilmember Patena congratulated Mayor Barrett for receiving the 2013 Visionary Award from the Peoria Education Foundation.

Vice Mayor Rivero reported on the "Councilmember for a Day" activity he hosted. The elementary school students who participated in the event had an opportunity to learn about City government and the relationship between the employees and the City Council.

Reports from the Mayor:

Mayor Barrett reported on his speaking engagement at a recent Valley Partnership meeting. Mayor Barrett was a "Mayor's Minute" guest and shared the latest news on economic development in Peoria. On Friday, March 8, 2013, Mayor Barrett announced he will host the Singapore Squadron currently training at Luke Air Force Base to a baseball game at the Peoria Sports Complex. Mayor Barrett congratulated the three staff members on their promotion.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:26 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 5th day of March, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 7th day of May, 2013.

(Seal)

Rhonda Geriminsky, City Clerk

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
March 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

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Rhonda Geriminsky, City Clerk; and Julie Ayers, Human Resources Director.

Audience: There were no members of the public 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 Carlat, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

1C. Authorization to Hold an Executive Session

Pursuant to A.R.S. § 38-431.03: Authorized the holding of an Executive Session for the purpose of: (a) discussion with City staff concerning negotiations for the purchase, sale, or lease of City real property in the vicinity of 83rd Avenue and Paradise Lane 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.

EXECUTIVE SESSION AGENDA

2. 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 with City staff concerning negotiations for the purchase, sale, or lease of City real property in the vicinity of 83rd Avenue and Paradise Lane 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 Edwards 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.

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; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Bob Sanders, Deputy Police Chief; John Sefton, Community Services Director; Claudia Luján, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

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.

Presentation:

3. United Blood Services of Arizona - HERO Award

Katrina Eaton, United Blood Services Donor Recruitment representative, presented the HERO Award to Mayor Barrett in honor of the City's outstanding leadership in blood drive coordination.

4. American Cancer Society - April 27, 2013 Relay for Life Event

Troy Baker, American Cancer Society representative, presented information on the annual Relay for Life fundraising event to be held at the Peoria Sports Complex on April 27, 2013.

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 Items 5C, 6C and 8C be removed for separate discussion.

Councilmember Carlat requested that Agenda Item 7C 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 5C, 6C, 7C and 8C.

Upon vote, the motion carried unanimously 7 to 0.

5C. **Contract, The Groundskeeper, Inc., Westwing Parkway Median, Water Meters**

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

At the request of Vice Mayor Rivero, Agenda Item 5C was pulled from the Consent Agenda for separate discussion.

John Sefton, Community Services Director, presented on a request for a contract and budget transfer to install new water meters and service for the Westwing Parkway medians.

Steve Burg, Chief Assistant City Attorney, provided information regarding the City's responsibility to maintain the landscaping within the Westwing Parkway medians.

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

- (a) Award a contract to The Groundskeeper, Inc. in the amount of \$98,106 to install three new water meters and service for the Westwing Parkway medians;
- (b) Authorize owner's contingency in the amount of \$11,894;

- (c) Authorize the use of General Fund Reserves; and
- (d) Approve a budget transfer in the amount of \$110,000 from the General Fund Contingency account to the Contracted Landscape Maintenance Division account.

Upon vote, the motion carried unanimously 7 to 0.

6C. **Intergovernmental Agreement, Outside Counsel, On-Line Travel Companies Tax Assessment**

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

At the request of Vice Mayor Rivero, Agenda Item 6C was pulled from the Consent Agenda for separate discussion.

Steve Kemp, City Attorney, provided an overview on the request to allow the City to participate in pursuing multi-jurisdictional litigation to collect unpaid taxes from on-line travel companies.

Motion was made by Vice Mayor Rivero, seconded by Councilmember Leone, to authorize the City Attorney to execute an Intergovernmental Agreement for the retention of Special Counsel for the On-Line Travel Companies Tax Assessment.

Upon vote, the motion carried unanimously 7 to 0.

7C. **Bailment Agreement Extension and Memorandum of Understanding, West Valley Art Museum**

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

At the request of Councilmember Carlat, Agenda Item 7C was pulled from the Consent Agenda for separate discussion.

John Sefton, Community Services Director, presented on the request to extend the terms of the Bailment Agreement and the Memorandum of Understanding with the West Valley Art Museum.

Constance McMillan, West Valley Art Museum Boardmember, addressed Council in support of extending the agreements allowing the Museum to continue operating the art gallery located in the City Hall Building and providing storage for the Museum's art collection.

Motion was made by Councilmember Aames, seconded by Councilmember Leone, to authorize the City Manager to extend the term of the Bailment Agreement with the West Valley Art Museum related to the art collection to June 30, 2014 and the Memorandum

of Understanding with the West Valley Art Museum related to operating the City Hall Art Gallery.

Upon vote, the motion carried unanimously 7 to 0.

8C. **Neighborhood Traffic Management Program, Various Locations**

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.

RESOLUTION NO. 2013-29

A RESOLUTION OF THE MAYOR AND THE COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AUTHORIZING THE ESTABLISHMENT OF A RESIDENTIAL TRAFFIC CONTROL AREA FOR THE CITRUS GARDEN ESTATES NEIGHBORHOOD (AREA BOUNDED BY WILLIAMS ROAD TO THE NORTH, 83rd AVENUE TO THE EAST, VIA MONTOYA DRIVE TO THE SOUTH AND 87TH AVENUE TO THE WEST).

RESOLUTION NO. 2013-30

A RESOLUTION OF THE MAYOR AND THE COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AUTHORIZING THE ESTABLISHMENT OF A RESIDENTIAL TRAFFIC CONTROL AREA FOR THE CALLE LEJOS RURAL NEIGHBORHOOD (AREA BOUNDED BY VILLA LINDO TO THE NORTH, 67th AVENUE TO THE EAST, PINNACLE PEAK ROAD TO THE SOUTH AND 71ST AVENUE TO THE WEST).

Andy Granger, Engineering Director, provided a brief overview of the request to establish two new Residential Traffic Control Areas that will allow staff to work with the residents to develop traffic mitigation measures for their neighborhoods.

Motion was made by Councilmember Aames, seconded by Vice Mayor Rivero, to adopt **RES. 2013-29** and **RES. 2013-30** establishing two additional Residential Traffic Control Areas for the Neighborhood Traffic Management Program as follows:

- Citrus Garden Estates – area bounded by Williams Road to the north, 83rd Avenue to the east, Via Montoya Drive to the south, and 87th Avenue to the west.
- Calle Lejos Rural – area bounded by Villa Lindo to the north, 67th Avenue to the east, Pinnacle Peak Road to the south and 71st Avenue to the west.

Upon vote, the motion carried unanimously 7 to 0.

9C. **Easement, Arizona Public Service Utility, Peoria Sports Complex Improvements**

RESOLUTION NO. 2013-31

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, AUTHORIZING THE GRANTING OF AN EASEMENT TO ARIZONA PUBLIC SERVICE COMPANY FOR THE INSTALLATION AND MAINTENANCE OF ELECTRICAL FACILITIES ASSOCIATED WITH THE PEORIA SPORTS COMPLEX IMPROVEMENTS.

Adopted **RES. 2013-31** authorizing the execution of a Utility Easement to Arizona Public Service for the installation and maintenance of electrical facilities associated with the construction of the Peoria Sports Complex Improvements.

10C. **Replat, Comerica Bank, 75th Avenue and Thunderbird Road**

Approved the Replat of Comerica Bank, located at the southwest corner of 75th Avenue and Thunderbird Road, subject to stipulations.

11C. **Final Plat, Tierra Del Rio Parcel 27, 99th Avenue and Jomax Road**

Approved the Final Plat of Tierra Del Rio Parcel 27, located north of Jomax Road and west of 99th Avenue, subject to stipulations.

12C. **Budget Transfers, Community Services Department**

Approved a budget transfer in the amount of \$46,000 from the General Fund Contingency account to the Main Library - Other Professional Services account in the amount of \$6,000 and to the Aquatics - Swimming Pool Supplies and Part Time Wages account in the amount of \$40,000 to supplement operating budgets for unavoidable operations related overages that have occurred in the current fiscal year.

REGULAR AGENDA

13R. **Contract Amendment, Mortenson Construction, Peoria Sports Complex Improvements, 83rd Ave & Stadium Way**

Ed Striffler, Design and Construction Manager, presented on a request to approve an amendment for the Final Guaranteed Maximum Price construction contract with Mortenson Construction.

Mr. Striffler discussed the following:

- Project management
- Seattle Mariners and San Diego Padres Final Guaranteed Maximum Price values
- Construction Schedule

Motion was made by Councilmember Carlat, seconded by Councilmember Edwards, to: (a) approve Contract Amendment No. 2 to Mortenson Construction in an amount not to exceed \$474,666 for the Final Guaranteed Maximum Price construction contract for the Seattle Mariners and San Diego Padres clubhouse improvements; and (b) approve a budget amendment in the amount of \$108,611 to establish the appropriation needed to expend funds received from the Seattle Mariners and San Diego Padres to pay for improvements which exceed the City's available Capital budget.

Upon vote, the motion carried unanimously 7 to 0.

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager

14. **Council Calendar**

15. **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. "Fix a Leak Week"
- B. 37th Annual Dolly Sanchez Memorial Easter Egg Hunts
- C. Peoria Arts and Cultural Festival - Community Center Re-Dedication

Reports from City Council:

Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone encouraged citizens to attend the Dolly Sanchez Easter Egg Hunt to be held on March 30, 2013 at the Peoria Sports Complex. Councilmember Leone urged citizens to attend a meeting hosted by the Maricopa County Department of Transportation to be held on April 2, 2013 at Country Meadows Elementary School regarding the Northern Avenue Parkway project.

Councilmember Carlat reported on the Fish with Your Kids Day and Bill Luke Bass Days events held recently at Lake Pleasant. Councilmember Carlat invited the public to attend a meeting regarding the Parks, Recreation, Open Space and Trails Master Plan on April 18, 2013 at the Westwing Mountain Homeowners Association Community Center.

Councilmember Edwards reported on the various City of Peoria activities and events he attended. Councilmember Edwards thanked Salt River Project for inviting him to visit their power operations in Tempe and tour the Salt River and Verde River dams by helicopter.

Councilmember Aames reported on the various City of Peoria activities and events he attended.

Vice Mayor Rivero congratulated the Northwest Black History Committee for a successful Black History Celebration and Multicultural Festival recently held at Centennial Plaza.

Reports from the Mayor:

Mayor Barrett read a Proclamation declaring March 18-24, 2013 as "Fix a Leak" Week and encouraged citizens to pledge to find and repair leaks and to use water efficiently.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 7:47 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 March, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 7th day of May, 2013.

(Seal)

Rhonda Geriminsky, City Clerk

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
April 3, 2013

A **Budget Study Session Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Avenue 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 Kemp, City Attorney; Rhonda Geriminsky, City Clerk; George Anagnost, Municipal Court Judge; 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 Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance 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 three members of the public were present.

After a moment of silent reflection, Councilmember Aames led the Pledge of Allegiance.

Emily Sarbacker addressed Council requesting that Council allocate Economic Development funds to the Glendale Preparatory Charter School for a new school facility.

Fiscal Year (FY) 2014 Budget Workshop

Clerk's Note: The complete Proposed FY 2014 Budget is on file in the City Clerk's Office.

Carl Swenson, City Manager, provided an overview of the proposed Fiscal Year 2014 Budget and outlined the schedule for the department budget presentations. Mr. Swenson provided an overview of the Council's involvement in developing the proposed Budget as well as the Council budget priorities and incorporated them into the proposed Budget. Mr. Swenson outlined the financial outlook for the City. Mr. Swenson outlined the key objectives in the Fiscal Year 2014 proposed Budget, which include:

- Financial integrity
- Customer service
- Balance in service delivery
- Minimize impact to taxpayers
- Planning for growth
- Workforce planning
- Economic development

Mr. Swenson advised that the Council will be asked to provide guidance regarding the following:

- Special events
- Utility rates
- Capital Improvement Program
- Economic development

Katie Gregory, Deputy Director – Finance and Budget, updated the Council on the economic forecast as well as the recommended Budget. Ms. Gregory discussed:

- The Principles of Sound Financial Management
- Economic outlook
- Consumer confidence indicator
- Distressed properties in Maricopa County
- Single family permits issued in Peoria
- Peoria Budget history
- Authorized strength (full-time employees) and changes
- Peoria's total Budget by category
- Operating costs by categories
- General Fund forecast
- Available one-time funding analysis
- Major Fund outlook
- Capital Improvement Plan
- Fiscal Year 2014 Budget results
- Budget schedule

Discussion ensued regarding:

- Employee raise assumptions
- Projections in January 2013 versus potential adjustments in order to propose a balanced budget (related to core services)
- Closing gaps in relation to core services
- Need for increased personnel
- Proposed utility rate increases

Rhonda Geriminsky, City Clerk, provided an overview of the City Clerk's Office Budget including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes

Discussion ensued regarding:

- Public records requests
- Departmental staffing needs
- Election services
- Other Allowances budget line item

Brent Mattingly, Finance and Budget Director, provided an overview of the Finance and Budget Department's Budget including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- Budget requests in sales tax, and audit and collections in order to obtain operational efficiencies
- Restoring the training budget for staff development and training
- Meter service in order to cover fuel costs

Discussion ensued regarding:

- Notices on collections
- Past due sales tax collections
- Change in personnel/staffing
- Ongoing training to maintain certifications
- Cuts in personnel in the area of procurement
- Part-time wages

Katie Gregory, Deputy Director – Finance and Budget, provided an overview of the Non-Departmental Budget including:

- Community events
- Hiring a consultant to perform a timekeeping/payroll study

Discussion ensued regarding:

- Community events funding and how it is appropriated
- Use of legal services

John Imig, Information Technology Director, provided an overview of the Information Technology Department's Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- Significant cost drivers
- New Budget additions including the request for one additional full-time equivalent employee

Discussion ensued regarding:

- Microsoft licensing upgrades
- Proposed disaster recovery consultant
- City's Information Technology security
- Information Technology development services staffing changes
- Additional proposed full-time equivalent position
- Giving Information Technology the tools to accomplish and succeed

6:50 p.m. Mayor Barrett called a recess.

7:00 p.m. Council meeting resumed.

Julie Ayers, Human Resources Director, provided an overview of the Human Resources Department's Budget including:

- Human Resources Department mission
- Department overview
- Service related to the primary Council goals
- Key service outcomes
- Training and workforce development
- Leadership development program
- New budget additions

Discussion ensued regarding:

- Employee satisfaction survey
- Unemployment insurance and employee relations
- Workforce development
- Tuition reimbursement
- Exit interview
- Personal services
- Part-time employee background checks
- Workforce inclusion and engagement initiative
- Citywide customer service training
- Health insurance/self insurance funds and trends

George Anagnost, Municipal Court Judge, provided an overview of the Municipal Court Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions

Discussion ensued regarding:

- Comparison of cases open versus cases closed in a fiscal year
- Personal services
- Supplemental request regarding revenue offset
- Community relations

Steve Kemp, City Attorney, provided an overview of the City Attorney's Office Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions

Discussion ensued regarding:

- Contractual services for outside counsel where a conflict arises
- Insurance Reserve Budget/Self-insured retention
- Possibilities for reducing costs for outside counsel
- Efficiencies in processing public records requests
- Non-domestic violence and domestic violence criminal cases
- In-house contractual services
- Risk Management

Roy Minter, Police Chief, provided an overview of the Police Department's Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions
- Enhancing service levels

Discussion ensued regarding:

- Park Rangers at Pioneer Park
- Vehicle replacement and equipment
- Neighborhood services
- Use of cameras for police officers
- Fuel cost increases
- Overtime costs
- Special Investigations Unit funding
- War on drugs
- Gangs Unit/Tactical Response Investigative Unit
- Vehicle Exchange Program
- Performance Report – citizen satisfaction measures
- Department reorganizations
- Potential grants for vehicles
- Park Ranger authority and safety
- Tabletop exercises at Peoria schools
- Park Ranger Program and its effectiveness
- Park Watch Program
- Police officers at schools/Patrol Officer Liaison Program
- Potential for using volunteers as Park Rangers
- Need for additional Park Rangers

Bobby Ruiz, Fire Chief, provided an overview of the Fire Department's Budget, including:

- Department overview
- Operations – Emergency Medical Services, Fire Protection and Special Operations
- Service related to the primary Council goals
- Key service outcomes
- Fire Administration
- New budget additions

Discussion ensued regarding:

- Fire Marshall position and other staffing changes
- Potential internal hiring
- Standby mechanics
- Options for diversifying the workforce
- Fire Truck Exchange Programs/Sister City Program
- Overtime funds and analysis versus hiring full-time equivalent personnel
- Increases in emergency medical services, personal services and contractual services
- Life fire extinguisher equipment supplemental
- SAFER Grant
- Lake Pleasant fire boat
- FEMA courses and emergency operations

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:47 p.m.

Bob Barrett, Mayor

ATTEST:

Rhonda Geriminsky, City Clerk

City Council Budget Study Session Meeting Minutes
April 3, 2013, 5:00 p.m.
Page 8 of 8

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct summary of the proceedings of the Budget Study Session of the City Council of Peoria, Arizona held on the 3rd day of April, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 7th day of May, 2013.

(Seal)

Rhonda Geriminsky, City Clerk

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
April 4, 2013

A **Budget Study Session Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Avenue 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; Andy Granger, Engineering Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance Director; John Schell, Intergovernmental Affairs Director; John Sefton, Community Services Director; Scott Whyte, Economic Development Services Director; Claudia Luján, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

Audience:

Following a moment of silent reflection, Vice Mayor Rivero led the Pledge of Allegiance.

Fiscal Year (FY) 2014 Budget Workshop

Clerk's Note: The complete Proposed FY 2014 Budget is on file in the City Clerk's Office.

Bill Mattingly, Public Works/Utilities Director, provided an overview of the Public Works/Utilities Department's Budget, including:

- Department overview
- Plant operations
- Field operations
- Water resource and environment
- Facilities
- Fleet maintenance
- Solid waste
- Streets and storm drain
- Transit
- Net budget additions

Discussion ensued regarding:

- Electronic equipment servers
- Pavement inspection performance measures
- Other professional services
- Total transit operations
- Dial-A-Ride services
- Staffing certifications and training
- Professional memberships
- Recycling diversion rate
- Reserve funds
- Blue-staking
- Manhole maintenance operations
- Other allowances
- Increasing bulk trash pick up

John Sefton, Community Services Director, provided an overview of the Community Services Department's Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes for Administration, Recreation, Parks, Right-of-Way, Sports Complexes, Library Services and Arts
- New budget additions

Discussion ensued regarding:

- Positions requests for Pioneer Community Park
- Rights-of-way landscaping maintenance
- Rio Vista
- Allocation of park funds in northern parts of the City
- Equitability of amenities in the northern and southern parts of the City
- Participation and demographics of those frequenting the new Community Center
- Reduction in Capital Outlay budget

Andy Granger, Engineering Director, provided an overview of the Engineering Department's Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions

Discussion ensued regarding:

- Customer service
- Consulting budget
- Performance Report measures

Chris Jacques, Planning and Community Development Director, provided an overview of the Planning and Community Development Department's Budget, including:

- Department and division overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions

Discussion ensued regarding:

- Transportation Planner position
- Human Resources Coordinator position request and servicing needs throughout the City
- Community Development Block Grant funding
- Neighborhood Stabilization Program funding
- Neighborhood Pride Program expansion to the north
- Selection of locations for neighborhood services

7:10 p.m. Mayor Barrett called a recess.

7:24 p.m. Council meeting resumed.

Scott Whyte, Economic Development Services Director, provided an overview of the Economic Development Services Department's Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions

Discussion ensued regarding:

- Economic Development Implementation Strategy Plan
- Economic Development Advisory Board
- Self certification
- Electronic plan review
- Overnight travel budget

Claudia Lujan, Assistant to the City Manager, provided an overview of the City Manager Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions

Discussion ensued regarding:

- New administrative position in the City Manager's Office
- Special services for International County/City Manager's Association Conference
- Overnight travel
- Other allowances

Bo Larsen, Public Information Director, provided an overview of the Office of Communications Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions

Discussion ensued regarding:

- Contract labor/freelance videographers
- Peoria Leadership Institute

John Schell, Intergovernmental Affairs Director, provided an overview of the Intergovernmental Affairs Budget, including:

- Department overview
- Service related to the primary Council goals
- Key service outcomes
- New budget additions

Discussion ensued regarding:

- Private sector assistance with legislative bills impacting the City
- League of Arizona Cities and Towns - Festival of Cities event funding

Mr. Schell also provided an overview of the City Council Budget.

Discussion ensued regarding the Youth Delegates Program.

Discussion ensued regarding reducing food taxes.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:35 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 Budget Study Session of the City Council of Peoria, Arizona held on the 4th day of April, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 7th day of May, 2013.

(Seal)

Rhonda Geriminsky, City Clerk

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 9C

Date Prepared: April 24, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager
THROUGH: Jeff Tyne, Deputy City Manager
FROM: Roy W. Minter, Chief of Police
SUBJECT: Authorization to accept a grant from the Governor's Office of Highway Safety

Purpose:

This is a request for City Council to authorize the acceptance of funding from the Governor's Office of Highway Safety to deploy personnel for enforcement of Arizona's safety belt and child passenger laws during the national Click It or Ticket campaign.

Background/Summary:

The Peoria Police Department desires to accept funding provided by the Governor's Office of Highway Safety in the amount of \$7,500. This funding has been provided for participation in the national two-week Click it or Ticket enforcement campaign to increase seat belt usage and reduce child safety seat violations throughout the City of Peoria.

Funds will be used to support personnel services (overtime) during campaign activities from May 20 to June 2, 2013. A media release emphasizing the importance of this program and specifying that funding is provided by the Governor's Office of Highway Safety will be issued.

This grant is reimbursable following the two-week campaign.

Previous Actions:

City Council has previously accepted grants from the Governor's Office of Highway Safety for this campaign.

Options:

A: Accept a grant award in the amount of \$7,500 from the Governor's Office of Highway Safety which will be used for safety belt and child safety seat enforcement, and approve a budget adjustment in the amount of \$7,500 from the Proposed Grants Contingency Account to the

Governor's Office of Highway Safety Grant Overtime Account, thus providing expenditure authority.

B: Choose not to accept the grant from the Governor's Office of Highway Safety and forgo participation in the national Click It or Ticket campaign.

Staff's Recommendation:

Discussion and possible action to (a) authorize the City Manager to accept \$7,500 from the Governor's Office of Highway Safety (GOHS) to be used by the Peoria Police Department for safety belt and child passenger law enforcement and (b) approve a budget adjustment of \$7,500 from the Proposed Grants Contingency account to the Governor's Office of Highway Safety Grant Overtime account.

Fiscal Analysis:

Process a budget adjustment of \$7,500 from the Proposed Grants Contingency account (7990-7990-570000) to the Governor's Office of Highway Safety Grant Overtime account (7515-7765-510200), thus providing expenditure authority.

Narrative:

Once approved by City Council, the agreement will be executed as needed.

Exhibit(s):

Exhibit 1: Grant Contract 2013-OP-021

Contact Name and Number: Heather Cammarata, 623-773-7069

HIGHWAY SAFETY CONTRACT

This page, the Project Directors Manual and attached hereto and incorporated herein by reference, constitute the entire contract between the parties hereto unless the Governor's Highway Safety Representative authorizes deviation in writing.

CFDA 20.600

1. APPLICANT AGENCY Peoria Police Department (PPD)	GOHS CONTRACT NUMBER 2013-OP-021
ADDRESS 8351 West Cinnabar, Peoria, Arizona 85345	PROGRAM AREA 402-OP TASK 9
2. GOVERNMENTAL UNIT City of Peoria	AGENCY CONTACT Sergeant Russ Scarborough
ADDRESS 8401 West Monroe Street, Peoria, Arizona 85345	3. PROJECT TITLE Buckle Up Arizona Enforcement Campaign (CIOT)
4. GUIDELINES 402 – Occupant Protection (OP)	

5. BRIEFLY STATE PURPOSE OF PROJECT:
Federal 402 funds will support Personnel Services (Overtime) and Employee Related Expenses to participate in the two-week Buckle Up Arizona Enforcement Campaign from May 20, 2013 through June 2, 2013 to enhance seat belt usage throughout the City of Peoria.

6. BUDGET COST CATEGORY	Project Period FY 2013
I. Personnel Services	\$7,500.00
II. Employee Related Expenses	\$0.00
III. Professional and Outside Services	\$0.00
IV. Travel In-State	\$0.00
V. Travel Out-of-State	\$0.00
VI. Materials and Supplies	\$0.00
VII. Capital Outlay	\$0.00
TOTAL ESTIMATED COSTS	\$7,500.00

PROJECT PERIOD FROM: Effective Date (*Date of GOHS Director Signature*) TO: 06-03-2013

CURRENT GRANT PERIOD FROM: 05-20-2013 TO: 06-03-2013

TOTAL FEDERAL FUNDS OBLIGATED THIS FY: \$7,500.00

A political subdivision or state agency that is mandated to provide a certified resolution or ordinance authorizing entry into this contract must do so prior to incurring any expenditures. Failure to do so may result in termination of the awarded contract.

PROBLEM IDENTIFICATION AND RESOLUTION:

Motor vehicle collisions continue to be the leading cause of death, injury and property damage in Arizona and the United States. A number of factors contribute to the risk of collision including; vehicle design, speed of operation, road design, road environment, driver skill and/or impairment and driver behavior. The human factor that has been consistently identified in reducing collisions and minimizing their effects is consistent usage of seat belts and child safety seats.

In Arizona, of the 497 vehicle occupant (driver/passengers) fatalities in 2010, restraints non-usage was 232 (47%). Of the eleven (11) children under the age of five years passenger fatalities for 2010 non-usage was three (3) (27%).

In 2012, seat belt usage in Arizona reached nearly 82%, an increase of 2% since 2008. The noted increase is attributed partly to the Arizona Governor's Office of Highway Safety (GOHS) funded statewide enforcement campaigns, enhanced earned media, and extensive outreach support of educational and public awareness activities.

The summary of the 2008 through 2012 Arizona Seat Belt Use Survey results are presented in the following table:

GROUPS OBSERVED	2008	2009	2010	2011	2012
All Drivers Seat Belt Use	81.4%	82.0%	82.3%	83.5%	82.6%
Front Seat Occupants Seat Belt Use	79.9%	80.8%	81.8%	82.9%	82.2%
Children Safety Restraint Use	80.1%	87.2%	78.0%	79.1%	75.0%

Seat belts and child safety seats have proven to significantly reduce the chance of death and injuries of passengers in vehicles. Lap/shoulder seat belts, when used; reduce the risk of fatal injury to front-seat passenger car occupants by 45% and the risk of moderate-to-critical injury by 50%. The proper and consistent use of Child Safety Seats has been found to reduce the risk of fatal injury by 71% for infants (younger than 1 year old) and by 54% for toddlers (1 to 4 years old) in passenger cars.

Seat belts and child safety seats continue to be the most effective safety device in a passenger vehicle and would save thousands of lives annually if used properly.

Numerous factors that affect the occupant protection enforcement program in Arizona:

- Arizona presently conducts enforcement under a secondary seat belt use law.
- Arizona currently is continuing to approach the national average seat belt usage rate of 86% in 2012.
- Arizona continues to develop and expand a highly visible Occupant Protection Enforcement Program.
- The importance of occupant protection enforcement within police agencies significantly impacted the enforcement level of laws.

Selective Traffic Enforcement Programs (STEP) is a proven approach that can be used to quickly change motorists' behavior in a short period of time. This particular STEP is a widely publicized enforcement campaign focused on changing a particular behavior among motorists.

As part of the National Click It or Ticket Campaign, Arizona has developed and promoted the **"Buckle Up Arizona... It's the Law!"** program, which has been an effective enforcement message in a secondary law state.

This program unites state-wide law enforcement agencies to engage in aggressive traffic enforcement with a **"zero tolerance"** approach to seat belt and child safety seat violations. The goal is to sustain and increase seatbelt usage rates in the designated geographical areas of the participating agencies.

The mobilizations begin with earned media generated at the State, and local level this is followed by a high visibility enforcement campaign lasting two weeks. Paid media phases in approximately one week later followed by high-visibility enforcement lasting for two weeks. Additional earned media conducted through the GOHS has been paramount in enhancing occupant protection message.

OVERVIEW OF PROGRAM:

Federal 402 funding will support Personnel Services (Overtime) and Employee Related Expenses will be implemented to participate in the national two-week **"Buckle Up Arizona"** enforcement campaign from **May 20, 2013 through June 2, 2013**.

The purpose of the campaign is for the Peoria Police Department to engage in aggressive traffic enforcement with a **"zero tolerance"** approach to seat belt and child safety seat violations. The goal is to sustain seatbelt usage rates in the designated geographical areas of the participating agencies.

The campaign will be supported by earned media to reinforce the occupant protection message. The Peoria Police Department will participate in other educational and public awareness activities to support the enforcement component.

Occupant protection usage surveys will be conducted subsequent to the enforcement campaign by an independent research organization to analyze the effectiveness of the program. Results will be provided to the respective law enforcement agency upon receipt of the completed study.

GOALS/OBJECTIVES:

The Peoria Police Department is required to complete the following goals and objectives under the guidelines of the contract:

- Provide intensive traffic enforcement during designated period with zero tolerance for safety belt/child restraint laws.
- Heighten enforcement visibility through news media contacts, safety belt/child seat inspections, and other public awareness and educational activities.
- The Peoria Police Department shall provide a written press release announcing the enforcement program to the local media affecting their respective areas (a copy of this press release shall be sent to the GOHS Director prior to the initiation of the enforcement campaign).

- The Peoria Police Department is additionally encouraged to invite media representatives for live interviews and ride-a-longs during the enforcement activities.
- The Peoria Police Department shall identify an agency project coordinator who will be responsible for attending a Buckle Up Arizona planning meeting prior to the event.
- The Peoria Police Department shall develop and participate in some form of enforcement activity, such as saturation patrols, multi-agency enforcement task forces etc. related to respective areas with low restraint usage.
- The Peoria Police Department shall submit all enforcement data by email to GOHS no later than by **June 5, 2013**.
- The Peoria Police Department shall submit a subsequent complete enforcement summary report including press releases, news stories, educational/public awareness activities, enforcement statistics and quality photographs shall be submitted by **June 12, 2013**.
- **The Peoria Police Department shall provide the names of top enforcement performers for possible future recognition by GOHS and their respective agency.**

PRESS RELEASE:

Agencies are required to develop and distribute a press release announcing this grant award (a copy of this press release shall be sent to the GOHS Director at the same time it is sent to the media). This press release shall include the objective and specify that the funding is from the Governor's Office of Highway Safety. A sample press release for the Buckle Up Arizona Campaign will be provided to the agency.

PURSUIT POLICY:

All law enforcement agencies receiving federal funds are encouraged to follow the guidelines established for vehicular pursuits issued by the International Association of Chiefs of Police (IACP) that are currently in effect.

PROFESSIONAL AND TECHNICAL PERSONNEL:

Roy W. Minter, Chief, Peoria Police Department, shall serve as Project Director.

Russ Scarborough, Sergeant, Peoria Police Department, shall serve as Project Administrator.

Lizette Peña, Occupant Protection Coordinator, Governor's Office of Highway Safety, shall serve as Project Coordinator.

REPORT OF COSTS INCURRED (RCI):

The Project Director shall submit a Report of Costs Incurred (RCI) with supporting documentation attached, to the Governor's Office of Highway Safety within thirty (30) days of each enforcement period.

The Governor's Office of Highway Safety will provide the RCI template and instructions with this contract. Failure to meet requirement may result in terminate of the project. RCI's shall be typed and delivered via mail or by hand with appropriate supporting documentation, to the Governor's Office of Highway Safety. **Electronically submitted RCI's will not be accepted.**

PROJECT MONITORING:

Representatives of the Governor's Office of Highway Safety may monitor the project either on-site or by telephone during the life of the contract. This project shall be administratively evaluated to ensure that the objectives have been met.

ENFORCEMENT REPORT FORMS:

All participating agencies shall complete and submit total enforcement statistical data implementing the attached form **no later than June 5, 2013**, to the Governor's Office of Highway Safety.

FINAL STATEMENT OF ACCOMPLISHMENTS:

The Project Director shall complete and submit the attached Final Statement of Accomplishments Report **no later than June 12, 2013**, to the Governor's Office of Highway Safety. All agencies receiving funding are required to submit a Final Statement of Accomplishments Report. The report is a summary overview of the contracted project and is reviewed by the Governor's Office of Highway Safety project coordinator to determine the effectiveness of the project.

PROJECT PERIOD:

Contracts shall be effective on the date the Governor's Office of Highway Safety Director signs the contract and expire at the end of the project period. Any unexpended funds remaining at the termination of the contract shall be released back to the Governor's Office of Highway Safety.

ESTIMATED COSTS:

I.	Personnel Services (overtime)	\$7,500.00
II.	Employee Related Expenses <i>Please Note Entire ERE Will Be Absorbed by Peoria Police Department</i>	\$0.00
III.	Professional and Outside Services	\$0.00
IV.	Travel In-State	\$0.00
V.	Travel Out-of-State	\$0.00
VI.	Materials and Supplies	\$0.00
VII.	Capital Outlay	\$0.00
	TOTAL ESTIMATED COSTS	*\$7,500.00

*Includes all applicable training, tax, freight, and advertising costs. The GOHS reserves the right to limit reimbursement of Employee Related Expenses from zero (0) to a maximum rate of 40 percent. This is the maximum ERE amount to be reimbursed. It is agreed and understood that the Peoria Police Department shall absorb any and all expenditures in excess of **\$7,500.00**.

CERTIFICATIONS AND AGREEMENTS

This CONTRACT, is made and entered into by and between the STATE OF ARIZONA, by and through the Governor's Office of Highway Safety (GOHS) hereinafter referred to as "STATE", and the agency named in this Contract, hereinafter referred to as "AGENCY".

WHEREAS, the National Highway Safety Act of 1966, as amended (23 USC §§401-404), provides Federal funds to STATE for approved highway safety projects; and

WHEREAS, STATE may make said funds available to various state, county, tribal, or municipal agencies, governments, or political subdivisions upon application and approval by STATE and the United States Department of Transportation (USDOT); and

WHEREAS, AGENCY must comply with the requirements listed herein to be eligible for Federal funds for approved highway safety projects; and

WHEREAS, AGENCY has submitted an application for Federal funds for highway safety projects;

NOW, THEREFORE, IN CONSIDERATION OF MUTUAL PROMISES AND OTHER GOODS AND VALUABLE CONSIDERATION, it is mutually agreed that AGENCY will strictly comply with the following terms and conditions and the following Federal and State Statutes, Rules, and Regulations:

I. Project Monitoring, Reports, and Inspections

- A. AGENCY agrees to fully cooperate with representatives of STATE monitoring the project, either on-site or by telephone, during the life of the Contract.
- B. AGENCY will submit Quarterly Reports (one for each three-month period of the project year) to STATE in the form and manner prescribed by STATE. Notice of the specific requirements for each report will be given in this Contract or at any time thereafter by giving thirty (30) days written notice to AGENCY by ordinary mail at the address listed on the Contract. Failure to comply with Quarterly Report requirements may result in withholding of Federal funds or termination of this Contract.
- C. AGENCY will submit a Final Report/Statement of Accomplishment at completion of the Contract to include all financial, performance, and other reports required as a condition of the grant to STATE within thirty (30) days of the completion of the Contract.
- D. Representatives authorized by STATE and the National Highway Traffic Safety Administration (NHTSA) will have the right to visit the site and inspect the work under this Contract whenever such representatives may determine such inspection is necessary.

II. Reimbursement of Eligible Expenses

- A. AGENCY'S Project Director, or Finance Personnel, will submit a Report of Costs Incurred Form (RCI) to STATE each time there have been funds expended for which reimbursement is being requested. Failure to meet this requirement may be cause to terminate the project under section XXI herein, "Termination and Abandonment".

- B. AGENCY will reimburse STATE for any ineligible or unauthorized expenses for which Federal funds have been claimed and reimbursement received, as may have been determined by a State or Federal audit.
- C. STATE will have the right to withhold any installments equal to the reimbursement received by AGENCY for prior installments which have been subsequently determined to be ineligible or unauthorized.

III. Property Agreement

- A. AGENCY will immediately notify STATE if any equipment purchased under this Contract ceases to be used in the manner as set forth by this Contract. In such event, AGENCY further agrees to either give credit to the project cost or to another active highway safety project for the residual value of such equipment in an amount to be determined by STATE or to transfer or otherwise dispose of such equipment as directed by STATE.
- B. No equipment will be conveyed, sold, salvaged, transferred, etc., without the express written approval of STATE, or unless otherwise provided elsewhere in this Contract.
- C. AGENCY will maintain or cause to be maintained for its useful life, any equipment purchased under this Contract.
- D. AGENCY will incorporate any equipment purchased under this Contract into its inventory records.
- E. AGENCY will insure any equipment purchased under this Contract for the duration of its useful life. Self-insurance meets the requirements of this section.

IV. Travel

In-State and Out-of-State Travel

In-state and out-of-state travel claims will be reimbursed at rates provided by AGENCY'S regulations, provided that such regulations are as restrictive as those of STATE. Where they are less restrictive, ARS §38-624 will apply.

All out-of-state travel must be approved in writing in advance by STATE.

V. Standard of Performance

AGENCY hereby agrees to perform all work and services herein required or set forth, and to furnish all labor, materials, and equipment, except that labor, material, and equipment as STATE agrees to furnish pursuant to this Contract.

VI. Hold Harmless Agreement

Neither party to this agreement agrees to indemnify the other party or hold harmless the other party from liability hereunder. However, if the common law or a statute provides for either a right to indemnify and/or a right to contribution to any party to this agreement then the right to pursue one or both of these remedies is preserved.

VII. Non-Assignment and Sub-Contracts

This Contract is not assignable nor may any portion of the work to be performed be sub-contracted unless specifically agreed to in writing by STATE. No equipment purchased hereunder may be assigned or operated by other than AGENCY unless agreed to in writing by STATE.

VIII. Work Products and Title to Commodities and Equipment

- A. The work product and results of the project are the property of STATE, unless otherwise specified elsewhere in this Contract. All property, instruments, non-consumable materials, supplies, and the like, which are furnished or paid for by STATE under the terms of this Contract, unless otherwise provided for elsewhere in this Contract, are and remain the property of STATE and will be returned at the completion of this project upon request of STATE. The work product and results of the project will be furnished to STATE upon request, if no provision is otherwise made by this Contract.
- B. The provisions of subparagraph A apply whether or not the project contracted for herein is completed.

IX. Copyrights and Patents

Any copyrightable materials, patentable discovery, or invention produced in the course of this project may be claimed by STATE and a copyright or patent obtained by it at its expense. In the event STATE does not wish to obtain such copyright or patent, AGENCY may do so, but in any event, provision will be made by AGENCY for royalty-free, nonexclusive, nontransferable, and irrevocable licenses to be given the United States Government and STATE and its political subdivisions to use such copyrightable material, patented discoveries, or inventions in any manner they see fit. The STATE reserves the right to impose such other terms and conditions upon the use of such copyrights or patents as may be deemed in the best interest of STATE in the event AGENCY is allowed to obtain a copyright or patent.

X. "Common Rule" and OMB Circular No. A-102 (Revised)

"Common Rule" (49 CFR, Part 18): Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments

OMB Circular No. A-102 (Revised): Grants and Cooperative Agreements with State and Local Governments

The application of USDOT "Common Rule" and Circular A-102 requires that:

AGENCY and sub-grantees will use their own procurement procedures, which reflect applicable State and local laws and regulations, provided that the procurements conform to applicable Federal law. The most stringent purchasing requirement at each level must be met.

The Arizona Procurement Code (ARS, §41-2501, et. seq.) and promulgated rules (A.A.C. Title 2, Chapter 7) are a part of this Contract as if fully set forth herein and AGENCY agrees to fully comply with these requirements for any procurement using grant monies from this Contract.

XI. Equal Opportunity

- A. Pursuant to the requirements of the Federal-Aid Highway Act of 1968 (U.S.C. §103 et. seq.), AGENCY, as a condition to receiving approval of this Contract submitted under the Highway Safety Act of 1966, as amended, hereby gives its assurance that employment in connection with the subject Highway Safety Project will be provided without regard to race, color, creed, sex, or national origin, and that any contract it enters into with any private agency pursuant hereto will include provisions in compliance with this paragraph (XI).

As a condition of receiving approval of this Contract, AGENCY will be subject to and will comply with Title VI of the Civil Rights Act of 1964 and all applicable requirements of the Department of Commerce regulations as adopted by the USDOT, providing that no person in the United States shall on the ground of race, color, creed, sex, or national origin be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under the subject Highway Safety Project.

- B. If AGENCY fails or refuses to comply with its undertaking as set forth in these provisions, STATE or the USDOT may take any or all of the following actions.
1. Cancel, terminate, or suspend, in whole or in part, the agreement, contract, or other arrangement with respect to which the failure or refusal occurred; and
 2. Refrain from extending any further Federal financial assistance to AGENCY under the Highway Safety Program with respect to which the failure or refusal occurred until satisfactory assurance of future compliance has been received from AGENCY.
- C. Pursuant to the requirement of Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. §794), AGENCY must operate this Highway Safety Project so that it is accessible and otherwise non-discriminatory to handicapped persons.

XII. Executive Order 2009-09

It is mutually agreed that AGENCY will comply with the terms and conditions of Executive Order 2009-09, *Non-Discrimination in Employment by Government Contractors and Subcontractors*. Executive Order 2009-09 is located in Part II of the Project Director's Manual.

XIII. Application of Hatch Act

AGENCY will notify all of its employees whose principal employment is in connection with any highway safety project, financed in whole or in part by loans or grants under the Highway Safety Act of 1966, as amended, of the provisions of the Hatch Act (5 U.S.C. §7321 et. seq.).

XIV. Minority Business Enterprises (MBE) Policy and Obligation

- A. Policy: It is the policy of the USDOT that minority business enterprises as defined in 49 CFR, Part 23, will have the maximum opportunity to participate in the performance of contracts financed in whole or in part with Federal funds under this Contract. Consequently, the minority business enterprises requirements of 49 CFR, Part 23 apply to this Contract.
- B. Obligation: The recipient or its contractor agrees to ensure that minority business enterprises as defined in 49 CFR, Part 23 have the subcontracts financed in whole or in part with Federal funds provided under this Contract. In this regard, all recipients or contractors will take all necessary and reasonable steps in accordance with 49 CFR, Part 23 to ensure that minority business enterprises have the maximum opportunity to compete for and perform contracts. Recipients and their contractors will not discriminate on the basis of race, color, creed, sex, or national origin in the award and performance of USDOT-assigned contracts.

XV. Arbitration Clause, ARS §12-1518

Pursuant to ARS §12-1518, the parties agree to use arbitration, after exhausting applicable administrative reviews, to resolve disputes arising out of this Contract where the provisions of mandatory arbitration apply.

XVI. Inspection and Audit, ARS §35-214

Pursuant to ARS §35-214, all books, accounts, reports, files, and other records relating to this Contract will be subject at all reasonable times to inspection and audit by STATE for five (5) years after completion of this Contract. The records will be produced at the Governor's Office of Highway Safety.

XVII. Appropriation of Funds by U.S. Congress

It is agreed that in no event will this Contract be binding on any party hereto unless and until such time as funds are appropriated and authorized by the U.S. Congress and specifically allocated to the project submitted herein and then only for the fiscal year for which such allocation is made. In the event no funds are appropriated by the U.S. Congress or no funds are allocated for the project proposed herein for subsequent fiscal years, this Contract will be null and void, except as to that portion for which funds have then been appropriated or allocated to this project, and no right of action or damages will accrue to the benefit of the parties hereto as to that portion of the Contract or project that may so become null and void.

XVIII. Continuation of Highway Safety Program

It is the intention of AGENCY to continue the Highway Safety Program identified in this Contract once Federal funding is completed. This intended continuation will be based upon cost effectiveness and an evaluation by AGENCY of the program's impact on highway safety.

XIX. E-Verify

Both Parties acknowledge that immigration laws require them to register and participate with the E-Verify program (employment verification program administered by the United States Department of Homeland Security and the Social Security Administration or any successor program) as they both employ one or more employees in this state. Both Parties warrant that they have registered with and participate with E-Verify. If either Party later determines that the other non-compliant Party has not complied with E-Verify, it will notify the non-compliant Party by certified mail of the determination and of the right to appeal the determination.

XX. Sudan and Iran

Pursuant to ARS § 35-391.06 and 35.393.06, both of the Parties hereby warrant, and represent that they do not have, and its subcontractors do not have, and during the term hereof will not have a scrutinized business operation in either Sudan or Iran.

XXI. Termination and Abandonment

- A. The STATE and AGENCY hereby agree to the full performance of the covenants contained herein, except that STATE reserves the right, at its discretion, to terminate or abandon any portion of the project for which services have not been already performed by AGENCY.
- B. In the event STATE abandons the services or any part of the services as herein provided, STATE will notify AGENCY in writing and within twenty-four (24) hours after receiving such notice, AGENCY will discontinue advancing the work under this Contract and proceed to close said operations under the Contract.
- C. The appraisal value of work performed by AGENCY to the date of such termination or abandonment shall be made by STATE on a basis equitable to STATE and AGENCY and a final reimbursement made to AGENCY on the basis of costs incurred. Upon termination or abandonment, AGENCY will deliver to STATE all documents, completely or partially completed, together with all unused materials supplied by STATE.
- D. AGENCY may terminate or abandon this Contract upon thirty (30) days written notice to STATE, provided there is subsequent concurrence by STATE. Termination or abandonment by AGENCY will provide that costs can be incurred against the project up to and including sixty (60) days after notice is given to STATE.
- E. Any equipment or commodities which have been purchased as a part of this Contract and which have not been consumed or reached the end of its useful life will be returned to STATE upon its written request.

XXII. Cancellation Statute

All parties are hereby put on notice that this Contract is subject to cancellation pursuant to ARS §38-511, the provisions of which are stated below.

In accordance with ARS §38-511, this Contract may be cancelled without penalty or further obligation if any person significantly involved in initiating, negotiating, securing, drafting, or creating the Contract on behalf of the STATE, its political subdivisions or any department or agency of either, is at any time while the Contract or any extension of the Contract is in effect, an employee of any other party to the Contract in any capacity or a consultant to any other party of the Contract with respect to the subject matter or the Contract.

The cancellation shall be effective when written notice from the Governor or chief executive officer or governing body of the political subdivision is received by all other parties to the Contract unless the notice specifies a later time.

REIMBURSEMENT INSTRUCTIONS

1. **Agency Official preparing the Reports of Costs Incurred:**

Name: Teresa Corless

Title: Administrative Services Manager

Telephone Number: 623-773-7035 Fax Number: 623-773-7015

E-mail Address: teresa.corless@peoriaaz.gov

2. **Agency's Fiscal Contact:**

Name: Christen Wilcox

Title: Sr. Accountant

Telephone Number: 623-773-7344 Fax Number: 623-773-7033

E-mail Address: christen.wilcox@peoriaaz.gov

Federal Identification Number: ~~XXXXXXXXXX~~

3. ***REIMBURSEMENT INFORMATION:***

Warrant/Check to be made payable to:

Peoria Police Department

Warrant/Check to be mailed to:

Peoria Police Department

(Agency)

8351 W. Cinnabar Avenue

(Address)

Peoria, AZ 85345

(City, State, Zip Code)

AGREEMENT OF UNDERSTANDING AND CERTIFICATION OF COMPLIANCE**Acceptance of Condition**

It is understood and agreed by the undersigned that a grant received as a result of this Contract is subject the Highway Safety Act of 1966, as amended (23 U.S.C.A. §§401-404), ARS §28-602, and all administrative regulations governing grants established by the USDOT and STATE. It is expressly agreed that this Highway Safety Project constitutes an official part of the STATE's Highway Safety Program and that AGENCY will meet the requirements as set forth in the accompanying Project Director's Manual, which are incorporated herein and made a part of this Contract. All State and Federal Statutes, Rules, Regulations, and Circulars referenced in this Contract are a part of this document as if fully set forth herein. It is also agreed that no work will be performed nor any obligation incurred until AGENCY is notified in writing that this project has been approved by the Governor's Highway Safety Representative.

Certificate of Compliance

This is to certify that AGENCY will comply with all of the State and Federal Statutes, Rules and Regulations identified in this Contract.

Certification of Non-Duplication of Grant Funds Expenditure

This is to certify that AGENCY has no ongoing nor completed projects under contract with other Federal fund sources which duplicate or overlap any work contemplated or described in this Contract. It is further certified that any pending or proposed request for other Federal grant funds which would duplicate or overlap work described in the Contract will be revised to exclude any such duplication of grant fund expenditures. It is understood that any such duplication of Federal funds expenditures subsequently determined by audit will be subject to recovery by STATE.

Single Audit Act

If your political subdivision has had an independent audit meeting the requirements of the Single Audit Act of 1984, (31 U.S.C.A. §7501 et. seq.), please forward a copy to GOHS, Attention: Fiscal Services Officer, within thirty (30) days of the effective date of this Contract. If such audit has not been performed, please advise when it is being scheduled.

Lobbying Restrictions

Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

- A. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.
- B. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions.
- C. The undersigned will require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients will certify and disclose accordingly.
- D. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 USC §1352. Any person who fails to file the required certification will be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

Signature of Project Director:

Roy W. Minter, Chief
Peoria Police Department

*Signature of Authorized Official of
Governmental Unit:*

Carl Swenson, City Manager
City of Peoria

Date Telephone

Date Telephone

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 10C

Date Prepared: April 22, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager
FROM: Scott Whyte, Economic Development Services Director
THROUGH: Susan J. Daluddung, Deputy City Manager
SUBJECT: Deeds and Easements, Various Locations

Purpose:

This is a request for City Council to adopt a Resolution accepting Deeds and Easements for various Real Property interests acquired by the City. The deeds and easements have been recorded by the Maricopa County Recorder's Office and this process will formally accept them into the system.

Background/Summary:

The City of Peoria periodically acquires a number of property interests including deeds, roadway dedications and various types of easements. All documents are reviewed for accuracy and recorded. A Resolution to accept these documents has been prepared, which lists each document by recording number and provides information related to each so the property interest to be accepted can be identified.

Previous Actions:

This is an ongoing process which occurs when we have acquired a number of real property interests.

Options:

- A: Approve the adoption of the Resolution accepting Deeds and Easements into our system.
- B: Deny adoption of the Resolution that formally accepts the Deeds and Easements into our system, resulting in the City not having an official record of what has been transferred to the City through recordation in the Maricopa County Recorder's office.

Staff's Recommendation:

Staff recommends the adoption of a Resolution accepting Deeds and Easements for various Real Property interests acquired by the City and previously recorded by the Maricopa County Recorder's Office to ensure completeness of the process.

Fiscal Analysis:

There is no fiscal impact to the City.

Narrative:

This Resolution includes Real Property interests acquired since the adoption of the previous acceptance resolution. The acceptance of the Resolution by City Council would bring the deeds and easements into our system and is the final step in the process.

Exhibit(s):

Exhibit 1: Resolution

Contact Name and Number: Rebecca Zook, Site Development Manager, (623) 773-7589

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.

WHEREAS, the real estate interests hereinafter referenced have been conveyed to the City of Peoria;

WHEREAS, it is to the advantage of the City of Peoria to accept said real property interests; and

WHEREAS, the City has determined that acquisition of these property interests is in the interest of the public health, safety and welfare.

NOW THEREFORE, be it resolved by the Mayor and Council of the City of Peoria, Maricopa County, Arizona as follows:

SECTION 1. That the following real property interests are hereby accepted by the City of Peoria and referenced by the recording number issued by the Maricopa County Recorder's Office.

Blauvelt Residence
Christopher A. Blauvelt
PUBLIC UTILITY EASEMENT
Maricopa County Recording No. 2013-0300997
(Project No. 1203240 / Deed13-015)

67th Avenue / Pinnacle Peak Road

Resolution No. 2013-40
Acceptance of Deeds and Easements
May 7, 2013
Page: 2

Silverado Senior Living
Meridian Peoria ALZ Re, L.P.
EASEMENT FOR PUBLIC WATER LINE
Maricopa County Recording No. 2013-0325563
(Project No. R120029 / Deed13-016)

94th Drive / Thunderbird Road

SECTION 2. Public Easement and Land Rights

That the Mayor and Council accept the deeds and public easements transferred to the City of Peoria as described herein.

SECTION 3. Recording Authorized

That the City Clerk shall record the original of this Resolution with the Maricopa County Recorder's Office.

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 7th day of May 2013.

Bob Barrett, Mayor

ATTEST:

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

Stephen M. Kemp, City Attorney

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 11C

Date Prepared March 25, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: Scott Whyte, Economic Development Services Director

THROUGH: Susan J. Daluddung, Deputy City Manager

SUBJECT: Final Plat, Hidden Treasures, 71st Avenue and South of Hatfield Road (Project No. R130002)

Purpose:

This is a request for City Council to approve a Final Plat of Hidden Treasures, located on 71st Avenue South of Hatfield, and authorize the Mayor and City Clerk to sign and record the Final Plat with the Maricopa County Recorder's Office subject to the following stipulations:

1. In the event that the Final Plat is not recorded within 60 days of Council approval, the Final Plat will become void. The developer may request re-approval from the City, with the understanding that the City has the option of imposing additional requirements or stipulations.

Background/Summary:

The purpose of the Final Plat is to plat a subdivision for residential use. This development is within the City's water/sewer service area. This final plat creates a total of 2 new lots. All adjacent drives are private ingress/easements and will be maintained by each homeowner.

Previous Actions:

The parcel being subdivided is one of two that were created by Minor Land Division ML-243 and is recorded with the Maricopa County Recorders under Book 756 Page 15.

Options:

A: The Final Plat has been approved through the Economic Development Services Department. An option would be to not accept the proposed Final Plat; although it should be noted that not approving the Final Plat will prevent the Developer from developing this land.

B: The other option would be to formally approve the Final Plat and allow this parcel to be developed.

Staff's Recommendation:

Staff recommends the approval and subsequent recordation of the attached Final Plat.

Fiscal Analysis:

There is no direct budgetary impact to the City to approve the Final Plat.

Narrative:

The acceptance of this Final Plat by City Council will allow the developer to move forward in developing this property.

Exhibit(s):

Exhibit 1: Final Plat

Exhibit 2: Vicinity Map

Contact Name and Number: Jesse Gonzales, 623-773-7548

Happy Valley Rd.

67th Ave.

Hatfield Rd.

Calle Lajos

71st Ave.

Pinnacle Peak Rd.

**Project
Site** →



Sec 12

T4N R1E

75th Ave.



Vicinity Map

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 12C

Date Prepared: March 20, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: Scott Whyte, Economic Development Services Director

THROUGH: Susan J. Daluddung, Deputy City Manager

SUBJECT: Final Plat, Great Hearts Academies, 83rd Avenue and Pinnacle Peak Road
(Project No. R120067)

Purpose:

This is a request for City Council to approve a Final Plat of Great Hearts Academies, located at 83rd Avenue and Pinnacle Peak Road, and authorize the Mayor and City Clerk to sign and record the Final Plat with the Maricopa County Recorder's Office subject to the following stipulations:

1. All civil and landscape/irrigation plans must be approved by the City of Peoria (City) prior to recordation of the Final Plat.
2. An approval of design from the City Engineering Department for the necessary improvements in accordance with the City Subdivision Regulations, as determined by the City Engineer, must be obtained prior to recording the Final Plat.
3. The developer must provide a financial assurance in the amount agreed upon by the City Engineer and an Agreement to Install for construction of the infrastructure improvements in accordance with the City Subdivision Regulations, prior to recordation of the Final Plat.
4. In the event that the Final Plat is not recorded within 60 days of Council approval, the Final Plat will become void. The developer may request re-approval from the City, with the understanding that the City has the option of imposing additional requirements or stipulations.

Background/Summary:

The purpose of the Final Plat is to create a single lot for Charter School use. This development is within the City's sewer service area and Sunrise Water Company water service area. This final plat creates one new lot within the City of Peoria corporate limits. Bounding roadways are

within City right of way and Maricopa County right of way and will be maintained by the respective agency.

Previous Actions:

The plat was reviewed by the City and completed in March 2013 and no changes were made to the proposed Final Plat.

Options:

A: The Final Plat has been approved through the Economic Development Services Department. An option would be to not accept the proposed Final Plat; although it should be noted that not approving the Final Plat will prevent the Developer from developing this land.

B: The other option would be to formally approve the Final Plat and allow this parcel to be developed.

Staff's Recommendation:

Staff recommends the approval and subsequent recordation of the attached Final Plat.

Fiscal Analysis:

There is no direct budgetary impact to the City to approve the Final Plat.

Narrative:

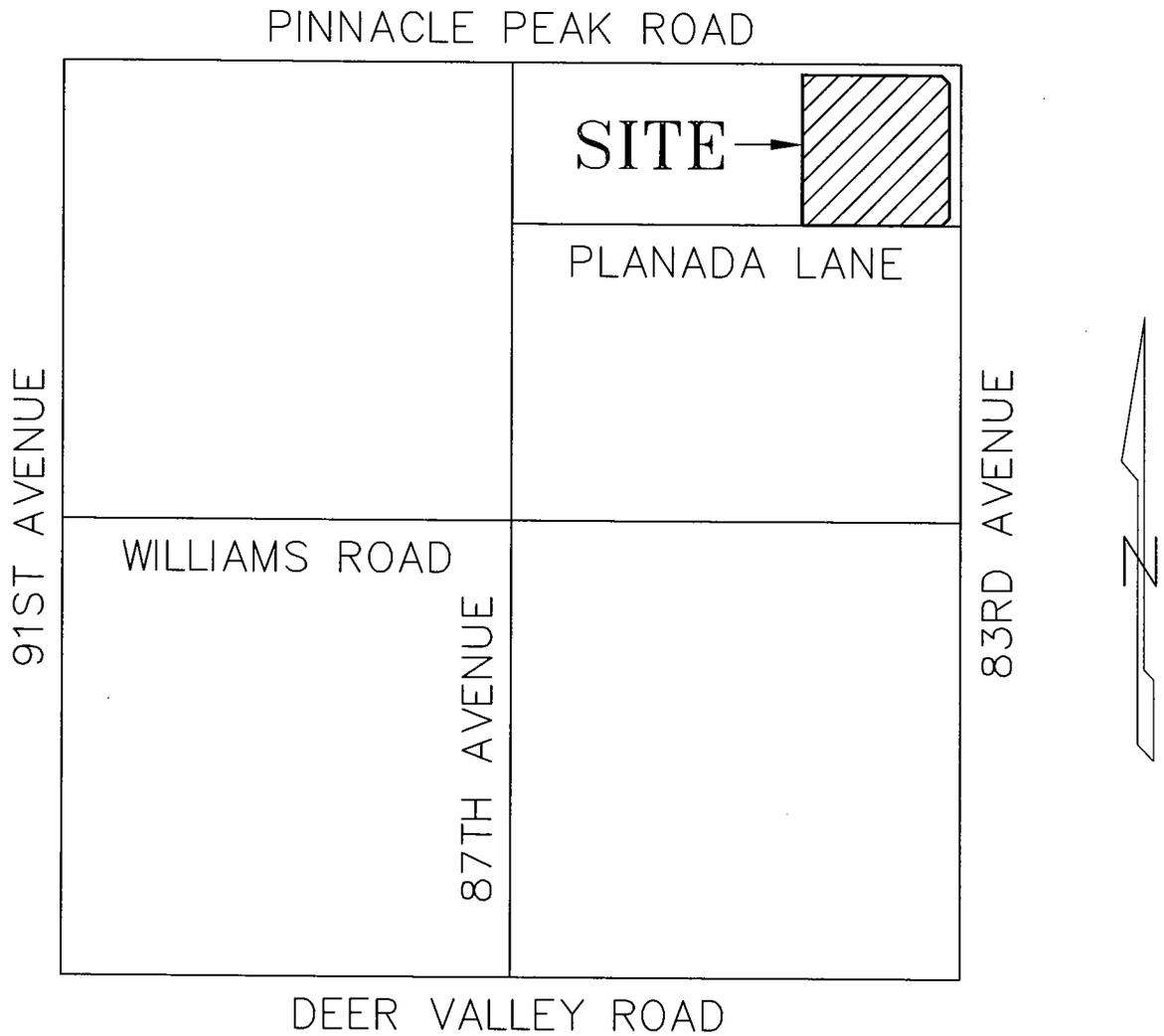
The acceptance of this Final Plat by City Council will allow the developer to move forward in developing this property.

Exhibit(s):

Exhibit 1: Final Plat

Exhibit 2: Vicinity Map

Contact Name and Number: Jesse Gonzales, 623-773-7548



SECTION 15
T.4N., R.1E.

GREAT HEARTS ACADAMIES VICINITY MAP

N.T.S.

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 13C

Date Prepared: March 21, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: Scott Whyte, Economic Development Services Director

THROUGH: Susan J. Daluddung, Deputy City Manager

SUBJECT: Final Plat, Peoria-Sun City Seventh Day Adventist Church, Plaza Del Rio Boulevard South of Thunderbird Avenue (Project No. R130001)

Purpose:

This is a request for City Council to approve a Final Plat of Peoria-Sun City Seventh Day Adventist Church, and authorize the Mayor and City Clerk to sign and record the Final Plat with the Maricopa County Recorder's Office.

Background/Summary:

The site is currently improved with church buildings, parking, landscaping and street improvements. The improvements span two unsubdivided parcels and the church wishes to consolidate as a one lot subdivision for operational and tax purposes. This Church is within the City's water and sewer service area.

Previous Actions:

No previous actions.

Options:

A: The Final Plat has been approved through the Economic Development Services Department. An option would be to not accept the proposed Final Plat; although it should be noted that not approving the Final Plat will prevent the Church from combining these parcels into one lot.

B: The other option would be to formally approve the Final Plat and allow these parcels to be combined.

Staff's Recommendation:

Staff recommends the approval and subsequent recordation of the attached Final Plat.

Fiscal Analysis:

There is no direct budgetary impact to the City to approve the Final Plat.

Narrative:

The acceptance of this Final Plat by City Council will allow the developer to move forward in developing this property.

Exhibit(s):

Exhibit 1: Final Plat

Exhibit 2: Vicinity Map

Contact Name and Number: Jesse Gonzales, 623-773-7548

91ST

S002°29'44"W

2699.44'

AVENUE (ALIGNMENT)

THUNDERBIRD ROAD

FINAL PLAT OF
"PEORIA-SUN CITIES SEVEN
DAY ADVENTIST CHURCH"
A SUBDIVISION OF A PORTION OF THE NORTHEAST QUARTER
SECTION 16, T3N, R1E, CIL & SALT RIVER BASE & MENDOTA
MARICOPA COUNTY, ARIZONA

Land Survey Service
Thomas L. Ropes,
3160 North 302nd
Buckeye, AZ 85399
Ph 602.953.2740 Fx 62

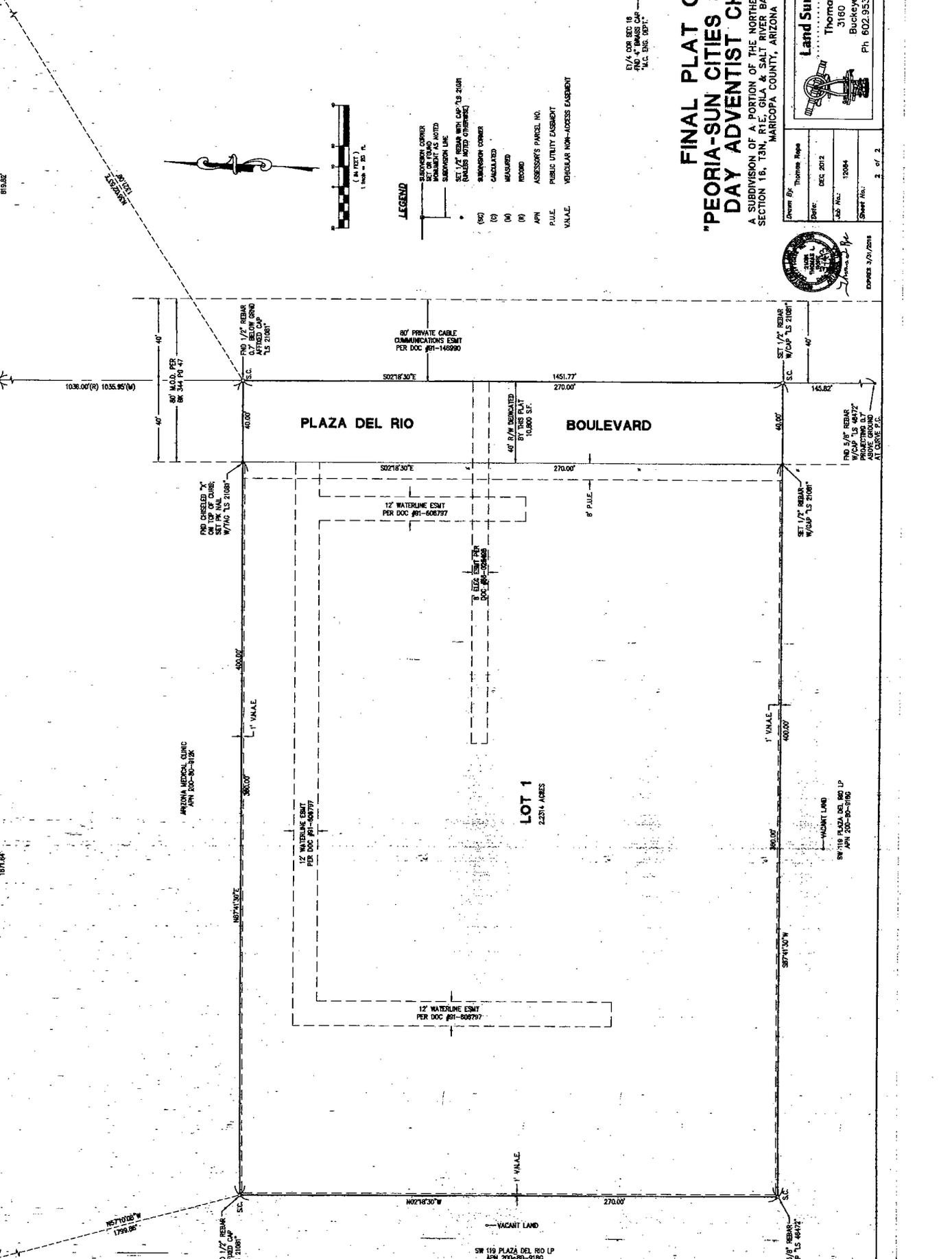
Drawn By: Thomas Ropes
Date: DEC 2012
S.D. No.: 12084
Sheet No.: 2 of 2

EXPOSED 3/21/2018

N 1/4 COR SEC 16
BRASS CAP FLUSH
MARKED "2011"

N 1/4 COR SEC 16
BRASS CAP IN HH
OF W. 1/2 S. 16. NOT
ACCEPTED FOR THIS POINT

N 1/4 COR SEC 16
BRASS CAP FLUSH
MARKED "2011"

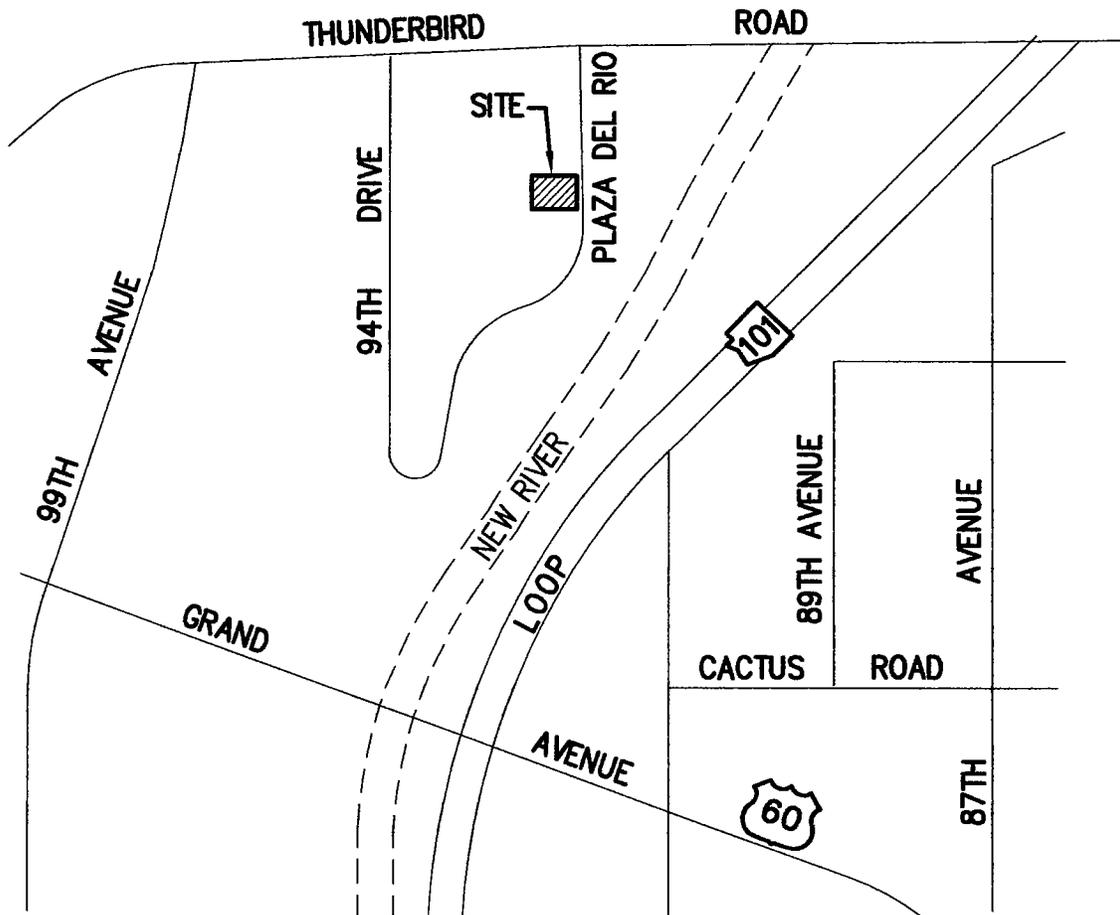


- LEGEND
- (SC) SUBMISSION CORNER SET ON TOWN
 - (M) MEASURED
 - (C) CALCULATED
 - (R) RECORDED
 - (APN) ASSESSOR'S PARCEL NO.
 - (P.U.L.E.) PUBLIC UTILITY EASEMENT
 - (V.A.L.E.) VEHICULAR NON-ACCESS EASEMENT
- SET 1/2" REBAR CAP TO 2.00'



EXPOSED 3/21/2018

VICINITY MAP



**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 14C

Date Prepared: March 19, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: Scott Whyte, Economic Development Services Director

THROUGH: Susan J. Daluddung, Deputy City Manager

SUBJECT: Final Plat, Tierra Buena, 75th Avenue and Tierra Buena Lane (Project No. R120063)

Purpose:

This is a request for City Council to approve a Final Plat of Tierra Buena, located on 75th Avenue and Tierra Buena Lane, and authorize the Mayor and City Clerk to sign and record the Final Plat with the Maricopa County Recorder's Office subject to the following stipulations:

1. All civil and landscape/irrigation plans must be approved by the City of Peoria (City) prior to recordation of the Final Plat.
2. An approval of design from the City Engineering Department for the necessary improvements in accordance with the City Subdivision Regulations, as determined by the City Engineer, must be obtained prior to recording the Final Plat.
3. The developer must provide a financial assurance in the amount agreed upon by the City Engineer and an Agreement to Install for construction of the infrastructure improvements in accordance with the City Subdivision Regulations, prior to recordation of the Final Plat.
4. In the event that the Final Plat is not recorded within 60 days of Council approval, the Final Plat will become void. The developer may request re-approval from the City, with the understanding that the City has the option of imposing additional requirements or stipulations.

Background/Summary:

The purpose of the Final Plat is to plat a subdivision for residential use. This development is within the City's water\sewer service area. This final plat creates a total of 41 new lots. All dedicated roadways are public.

Previous Actions:

The preliminary plat was reviewed by the City and completed in March of 2013 and no changes were made to the proposed Final Plat.

Options:

A: The Final Plat has been approved through the Economic Development Services Department. An option would be to not accept the proposed Final Plat; although it should be noted that not approving the Final Plat will prevent the Developer from developing this land.

B: The other option would be to formally approve the Final Plat and allow this parcel to be developed.

Staff's Recommendation:

Staff recommends the approval and subsequent recordation of the attached Final Plat.

Fiscal Analysis:

There is no direct budgetary impact to the City to approve the Final Plat.

Narrative:

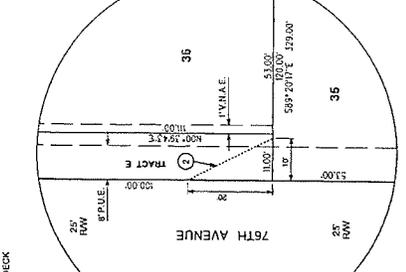
The acceptance of this Final Plat by City Council will allow the developer to move forward in developing this property.

Exhibit(s):

Exhibit 1: Final Plat

Exhibit 2: Vicinity Map

Contact Name and Number: Jesse Gonzales, 623-773-7548



SIGHT VISIBILITY DETAIL
 1" = 20'

EAST 1/4 CORNER SECTION 35
 FOUND CHISELED "X" ON BRIDGE DECK

UNSUBDIVIDED

UNSUBDIVIDED

UNSUBDIVIDED

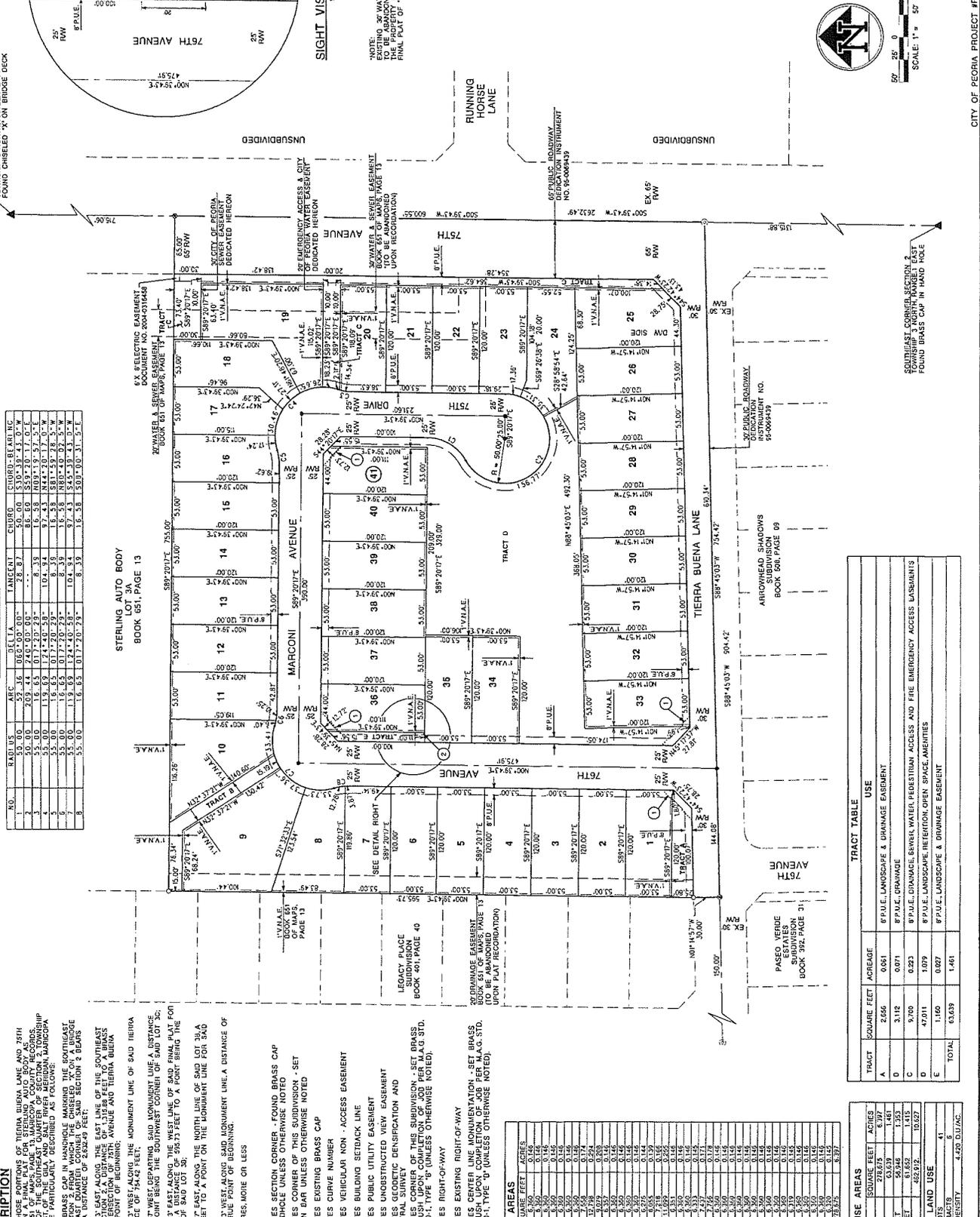
UNSUBDIVIDED

UNSUBDIVIDED

UNSUBDIVIDED

UNSUBDIVIDED

UNSUBDIVIDED



CURVE TABLE

NO.	CHORD	ARC	ANGLE	TANGENT	CHORD	CHORD BEARING
1	50.00	209.44	74.00	0.00	28.87	S100°39'43.0" W
2	50.00	209.44	74.00	0.00	86.60	S51°10'17.0" E
3	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
4	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
5	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
6	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
7	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
8	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
9	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
10	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
11	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
12	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
13	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
14	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
15	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
16	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
17	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
18	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
19	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
20	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
21	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
22	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
23	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
24	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
25	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
26	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
27	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
28	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
29	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
30	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
31	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
32	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
33	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
34	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
35	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
36	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
37	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
38	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
39	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
40	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W
41	50.00	209.44	74.00	0.00	1.83	S89°20'17.0" W

TRACT TABLE

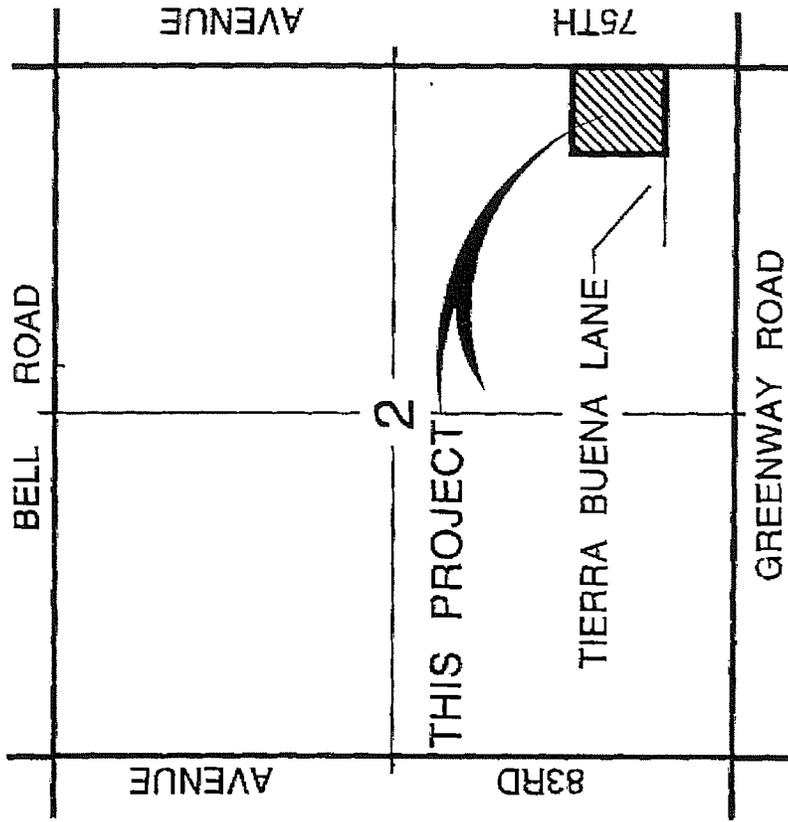
TRACT	SQUARE FEET	ACREAGE	EASEMENT
A	2,666	0.061	EPAULE, LANDSCAPE & DRAINAGE EASEMENT
B	3,116	0.071	EPAULE, DRAINAGE
C	3,100	0.070	EPAULE, DRAINAGE, ERECTION, WATER, RECREATION ACCESS AND FIRE EMERGENCY ACCESS EASEMENTS
D	4,701	0.107	EPAULE, LANDSCAPE, RECREATION, OPEN SPACE, AMENITIES
E	11,660	0.267	EPAULE, LANDSCAPE & DRAINAGE EASEMENT
TOTAL	63,639	1.461	

LAND USE AREAS

USE	SQUARE FEET	ACRES
TOTAL LOT	218,875	5.007
TOTAL EASEMENT	5,519	0.126
TOTAL EXTERIOR STREET	61,832	1.415
TOTAL INTERIOR STREET	482,972	11.067
TOTAL LAND USE	1,168,206	26.615
TOTAL NUMBER OF LOTS	41	
TOTAL NUMBER OF TRACTS	5	
TOTAL NUMBER OF EASEMENTS	4,820	0.110

LEGAL DESCRIPTION
 LOTS 36, 39, 40 AND THOSE PORTIONS OF TERRA BUENA LANE AND 75TH AVENUE...
 BEING IN THAT PART OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 3 NORTH RANGE 2 EAST COUNTY OF MARICOPA, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
 COMMENCING AT THE BRASS CAP IN HANDHOLE MARKING THE SOUTHWEST CORNER OF SAID SECTION 3, AND PROCEEDING SOUTH 89°20'17" WEST ALONG SAID MONUMENT LINE A DISTANCE OF 600.35 FEET TO THE TRUE POINT OF BEGINNING.
 THENCE SOUTH 02°30'30" WEST ALONG SAID MONUMENT LINE A DISTANCE OF 600.35 FEET TO THE TRUE POINT OF BEGINNING.
 CONTAINING 10.87 ACRES, MORE OR LESS

LEGEND
 - INDICATES SECTION CORNER - FOUND BRASS CAP IN HANDHOLE UNLESS OTHERWISE NOTED
 - INDICATES CORNER OF THIS SUBDIVISION - SET 1/2" IRON JAR UNLESS OTHERWISE NOTED
 - INDICATES EXISTING BRASS CAP
 - INDICATES CURVE NUMBER
 - INDICATES VEHICULAR NON - ACCESS EASEMENT
 - INDICATES BUILDING SETBACK LINE
 - INDICATES PUBLIC UTILITY EASEMENT
 - INDICATES UNSTRUCTURED VIEW EASEMENT
 - CADASTRAL SURVEY DENOTATION AND GRIDS
 - INDICATES CORNER OF THIS SUBDIVISION - SET BRASS CAP UNLESS OTHERWISE NOTED
 - DET. 100' TYPE UNLESS OTHERWISE NOTED
 - INDICATES RIGHT-OF-WAY
 - INDICATES EXISTING RIGHT-OF-WAY
 - INDICATES CENTER LINE MONUMENTATION - SET BRASS CAP UNLESS OTHERWISE NOTED
 - DET. 100' TYPE UNLESS OTHERWISE NOTED



VICINITY MAP
(NOT TO SCALE)

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 15C

Date Prepared: April 23, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: Scott Whyte, Economic Development Services Director

THROUGH: Susan J. Daluddung, Deputy City Manager

SUBJECT: Re-Plat, Tierra Del Rio Parcel 11, West of Tierra Del Rio Boulevard, North of Happy Valley Parkway (Project No. R070032)

Purpose:

This is a request for City Council to approve a Re-Plat of Tierra Del Rio Parcel 11, located West of Tierra Del Rio Boulevard and North of Happy Valley Parkway, and authorize the Mayor and City Clerk to sign and record the Final Plat with the Maricopa County Recorder's Office subject to the following stipulations:

1. All civil and landscape/irrigation plans must be approved by the City of Peoria (City) prior to recordation of the Final Plat.
2. An approval of design from the City Engineering Department for the necessary improvements in accordance with the City Subdivision Regulations, as determined by the City Engineer, must be obtained prior to recording the Final Plat.
3. The developer must provide a financial assurance in the amount agreed upon by the City Engineer and an Agreement to Install for construction of the infrastructure improvements in accordance with the City Subdivision Regulations, prior to recordation of the Final Plat.
4. In the event that the Final Plat is not recorded within 60 days of Council approval, the Final Plat will become void. The developer may request re-approval from the City, with the understanding that the City has the option of imposing additional requirements or stipulations.

Background/Summary:

The purpose of the RePlat is to plat a subdivision for residential use. This development is within the City's sewer service area and EPCOR's water service area. This replat creates a total of 123

new lots within Parcel 11 of the Tierra Del Rio Planned Area Development. All internal roadways are public and will be maintained by City of Peoria.

Previous Actions:

The Tierra Del Rio Master Final Plat was approved and recorded in September 2007.

The parcel 11 replat was reviewed by the City and approved in April of 2013, and is in substantial conformance with the approved preliminary plat.

Options:

A: The RePlat has been approved through the Economic Development Services Department. An option would be to not accept the proposed Final Plat; although it should be noted that not approving the RePlat will prevent the Developer from developing this land.

B: The other option would be to formally approve the RePlat and allow this parcel to be developed.

Staff's Recommendation:

Staff recommends the approval and subsequent recordation of the attached RePlat.

Fiscal Analysis:

There is no direct budgetary impact to the City to approve the RePlat.

Narrative:

The acceptance of this RePlat by City Council will allow the developer to move forward in developing this property.

Exhibit(s):

Exhibit 1: RePlat

Exhibit 2: Vicinity Map

Contact Name and Number: Jodi Breyfogle, 623-773-7577

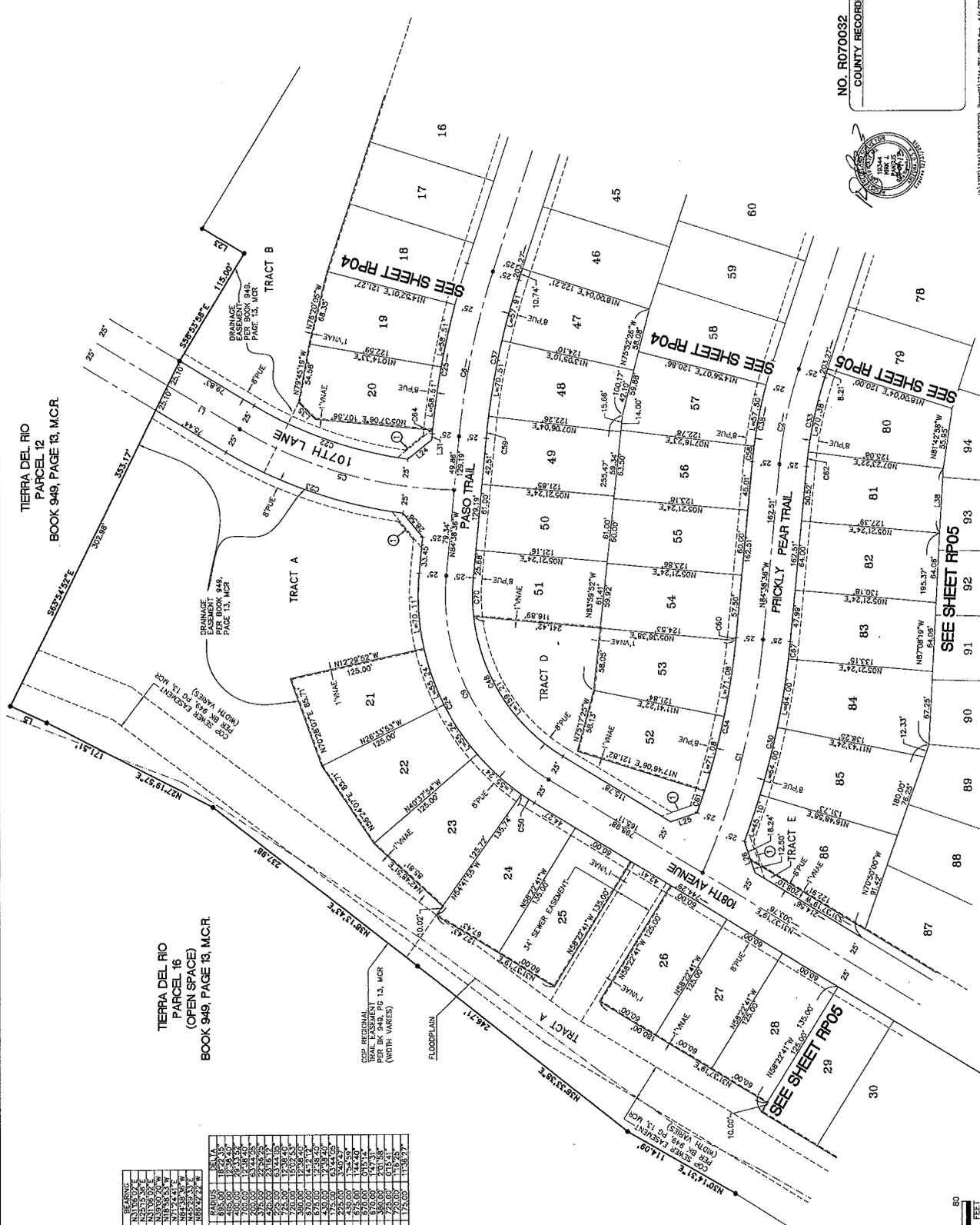
hilgartwilson
 REGISTERED PROFESSIONAL SURVEYORS
 1841 E. CHANDLER RD., STE. 275 / PHOENIX, AZ 85018
 PH 602.955.5155 / FAX 602.315.0151
 www.hilgartwilson.com

TERRA DEL RIO PARCEL 11
 JOHNS ROAD AND 98TH AVENUE
 PEORIA, ARIZONA
RE-PLAT

DWG. NO. **RP03**
 DATE: APRIL 2013
 SCALE: 1"=40'
 DRAWN: NR
 APPROVED: KJP
 REV: 1244
 PROJ#: 1244

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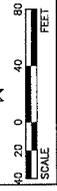
NO. R070032
 COUNTY RECORDER



TERRA DEL RIO
 PARCEL 12
 BOOK 949, PAGE 13, M.C.R.

TERRA DEL RIO
 PARCEL 16
 (OPEN SPACE)
 BOOK 949, PAGE 13, M.C.R.

LINE	LENGTH	BEARING	AREA
1	17.50	N89°13'17"E	17.50
2	17.50	N89°13'17"E	17.50
3	17.50	N89°13'17"E	17.50
4	17.50	N89°13'17"E	17.50
5	17.50	N89°13'17"E	17.50
6	17.50	N89°13'17"E	17.50
7	17.50	N89°13'17"E	17.50
8	17.50	N89°13'17"E	17.50
9	17.50	N89°13'17"E	17.50
10	17.50	N89°13'17"E	17.50
11	17.50	N89°13'17"E	17.50
12	17.50	N89°13'17"E	17.50
13	17.50	N89°13'17"E	17.50
14	17.50	N89°13'17"E	17.50
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41	17.50	N89°13'17"E	17.50
42	17.50	N89°13'17"E	17.50
43	17.50	N89°13'17"E	17.50
44	17.50	N89°13'17"E	17.50
45	17.50	N89°13'17"E	17.50
46	17.50	N89°13'17"E	17.50
47	17.50	N89°13'17"E	17.50
48	17.50	N89°13'17"E	17.50
49	17.50	N89°13'17"E	17.50
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57	17.50	N89°13'17"E	17.50
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59	17.50	N89°13'17"E	17.50
60	17.50	N89°13'17"E	17.50
61	17.50	N89°13'17"E	17.50
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63	17.50	N89°13'17"E	17.50
64	17.50	N89°13'17"E	17.50
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76	17.50	N89°13'17"E	17.50
77	17.50	N89°13'17"E	17.50
78	17.50	N89°13'17"E	17.50
79	17.50	N89°13'17"E	17.50
80	17.50	N89°13'17"E	17.50
81	17.50	N89°13'17"E	17.50
82	17.50	N89°13'17"E	17.50
83	17.50	N89°13'17"E	17.50
84	17.50	N89°13'17"E	17.50
85	17.50	N89°13'17"E	17.50
86	17.50	N89°13'17"E	17.50
87	17.50	N89°13'17"E	17.50
88	17.50	N89°13'17"E	17.50
89	17.50	N89°13'17"E	17.50
90	17.50	N89°13'17"E	17.50
91	17.50	N89°13'17"E	17.50
92	17.50	N89°13'17"E	17.50
93	17.50	N89°13'17"E	17.50
94	17.50	N89°13'17"E	17.50



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LINE	LENGTH	BEARING	AREA
1	11.41	S89°57'24"W	122.00
2	11.41	S89°57'24"W	122.00
3	11.41	S89°57'24"W	122.00
4	11.41	S89°57'24"W	122.00
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15	11.41	S89°57'24"W	122.00
16	11.41	S89°57'24"W	122.00
17	11.41	S89°57'24"W	122.00
18	11.41	S89°57'24"W	122.00
19	11.41	S89°57'24"W	122.00
20	11.41	S89°57'24"W	122.00
21	11.41	S89°57'24"W	122.00
22	11.41	S89°57'24"W	122.00
23	11.41	S89°57'24"W	122.00
24	11.41	S89°57'24"W	122.00
25	11.41	S89°57'24"W	122.00
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TIERRA DEL RIO
 PARCEL 121
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 122
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 123
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 124
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 125
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 126
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 127
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 128
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 129
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 130
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 131
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 132
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 133
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 134
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 135
 BOOK 949, PAGE 13, MCR.

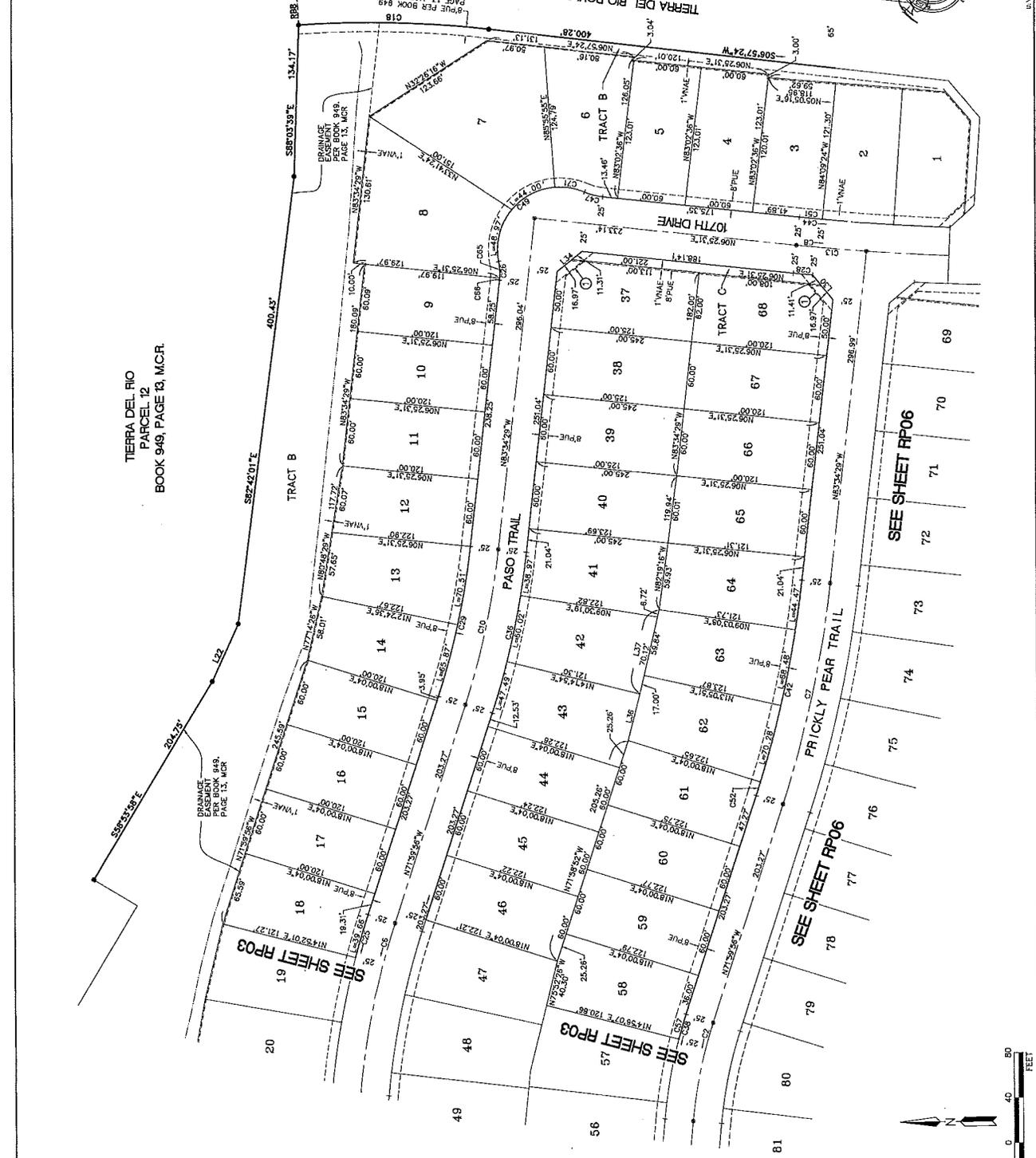
TIERRA DEL RIO
 PARCEL 136
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 137
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 138
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 139
 BOOK 949, PAGE 13, MCR.

TIERRA DEL RIO
 PARCEL 140
 BOOK 949, PAGE 13, MCR.



NO. R070032
 COUNTY RECORDER



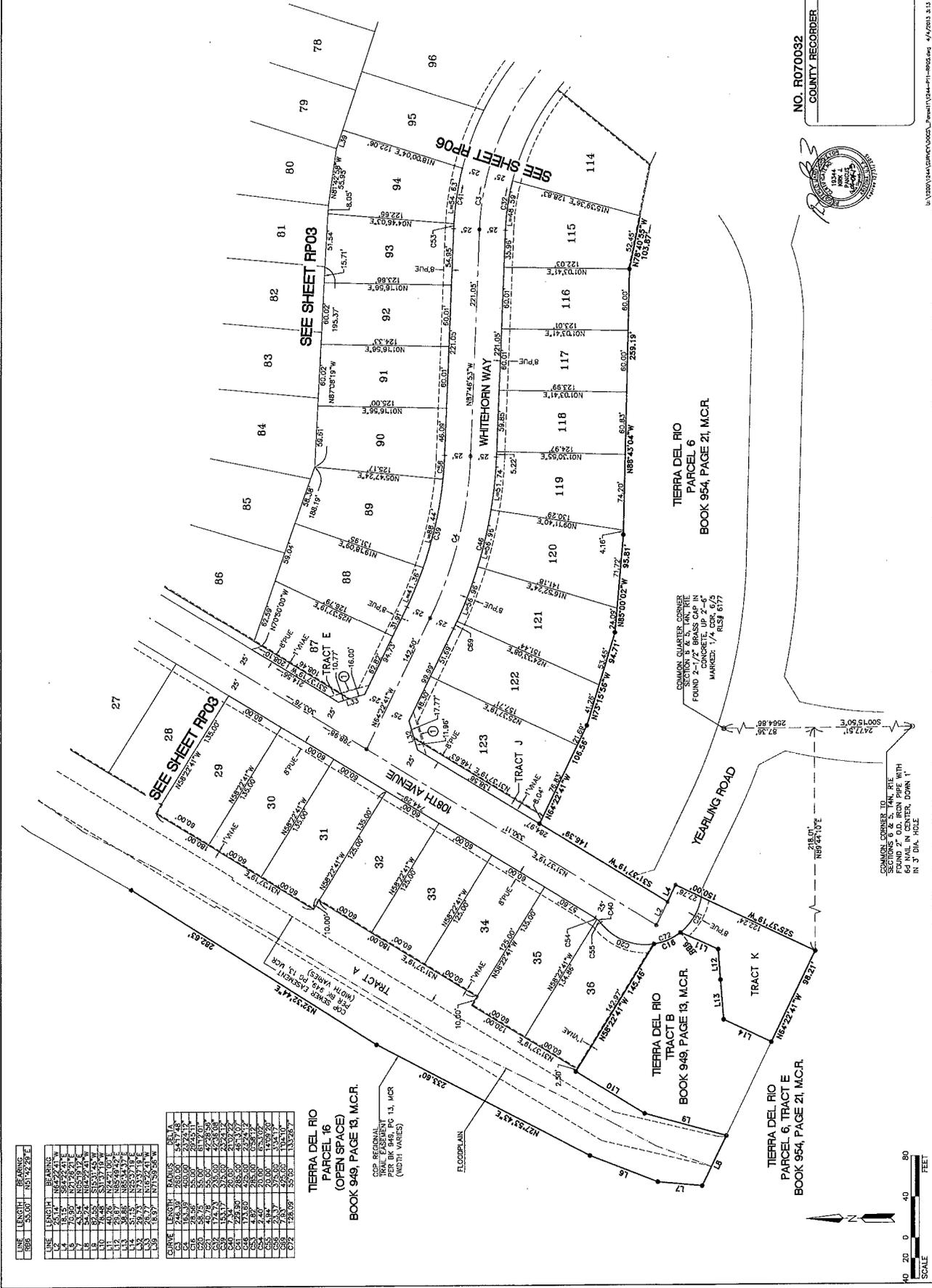
SCALE
 40 20 0 40 80
 FEET

hilgartwilson
 ENGINEERS-PLANNERS-SURVEYORS
 1641 E. CAVENOCK RD. SUITE 201 / MESA, AZ 85204
 PH: 602.424.2222 / FAX: 602.424.2222
 www.hilgartwilson.com

TERRA DEL RIO PARCEL 11
 JOHNS ROAD AND 99TH AVENUE
 PEORIA, ARIZONA
 RE-PLAT

PROJECT: 1244
 DATE: APRIL 2013
 SCALE: 1"=40'
 DRAWN: MR
 APPROVED: KJP
 SHEETS OF 6
 DWG. NO. RP05

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LINE	LENGTH	BEARING	AREA
80	55.00	N51.42°29'E	
81	55.00	N51.42°29'E	
82	55.00	N51.42°29'E	
83	55.00	N51.42°29'E	
84	55.00	N51.42°29'E	
85	55.00	N51.42°29'E	
86	55.00	N51.42°29'E	
87	55.00	N51.42°29'E	
88	55.00	N51.42°29'E	
89	55.00	N51.42°29'E	
90	55.00	N51.42°29'E	
91	55.00	N51.42°29'E	
92	55.00	N51.42°29'E	
93	55.00	N51.42°29'E	
94	55.00	N51.42°29'E	
95	55.00	N51.42°29'E	
96	55.00	N51.42°29'E	
97	55.00	N51.42°29'E	
98	55.00	N51.42°29'E	
99	55.00	N51.42°29'E	
100	55.00	N51.42°29'E	
101	55.00	N51.42°29'E	
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103	55.00	N51.42°29'E	
104	55.00	N51.42°29'E	
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110	55.00	N51.42°29'E	
111	55.00	N51.42°29'E	
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129	55.00	N51.42°29'E	
130	55.00	N51.42°29'E	
131	55.00	N51.42°29'E	
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134	55.00	N51.42°29'E	
135	55.00	N51.42°29'E	
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137	55.00	N51.42°29'E	
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150	55.00	N51.42°29'E	
151	55.00	N51.42°29'E	
152	55.00	N51.42°29'E	
153	55.00	N51.42°29'E	
154	55.00	N51.42°29'E	
155	55.00	N51.42°29'E	
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193	55.00	N51.42°29'E	
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195	55.00	N51.42°29'E	
196	55.00	N51.42°29'E	
197	55.00	N51.42°29'E	
198	55.00	N51.42°29'E	
199	55.00	N51.42°29'E	
200	55.00	N51.42°29'E	

CURVE	LENGTH	BEARING	AREA
C1	744.93	S20.00°W	547,749.48
C2	744.93	S20.00°W	547,749.48
C3	744.93	S20.00°W	547,749.48
C4	744.93	S20.00°W	547,749.48
C5	744.93	S20.00°W	547,749.48
C6	744.93	S20.00°W	547,749.48
C7	744.93	S20.00°W	547,749.48
C8	744.93	S20.00°W	547,749.48
C9	744.93	S20.00°W	547,749.48
C10	744.93	S20.00°W	547,749.48
C11	744.93	S20.00°W	547,749.48
C12	744.93	S20.00°W	547,749.48
C13	744.93	S20.00°W	547,749.48
C14	744.93	S20.00°W	547,749.48
C15	744.93	S20.00°W	547,749.48
C16	744.93	S20.00°W	547,749.48
C17	744.93	S20.00°W	547,749.48
C18	744.93	S20.00°W	547,749.48
C19	744.93	S20.00°W	547,749.48
C20	744.93	S20.00°W	547,749.48
C21	744.93	S20.00°W	547,749.48
C22	744.93	S20.00°W	547,749.48
C23	744.93	S20.00°W	547,749.48
C24	744.93	S20.00°W	547,749.48
C25	744.93	S20.00°W	547,749.48
C26	744.93	S20.00°W	547,749.48
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C28	744.93	S20.00°W	547,749.48
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C30	744.93	S20.00°W	547,749.48
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C32	744.93	S20.00°W	547,749.48
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C34	744.93	S20.00°W	547,749.48
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C36	744.93	S20.00°W	547,749.48
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C39	744.93	S20.00°W	547,749.48
C40	744.93	S20.00°W	547,749.48
C41	744.93	S20.00°W	547,749.48
C42	744.93	S20.00°W	547,749.48
C43	744.93	S20.00°W	547,749.48
C44	744.93	S20.00°W	547,749.48
C45	744.93	S20.00°W	547,749.48
C46	744.93	S20.00°W	547,749.48
C47	744.93	S20.00°W	547,749.48
C48	744.93	S20.00°W	547,749.48
C49	744.93	S20.00°W	547,749.48
C50	744.93	S20.00°W	547,749.48
C51	744.93	S20.00°W	547,749.48
C52	744.93	S20.00°W	547,749.48
C53	744.93	S20.00°W	547,749.48
C54	744.93	S20.00°W	547,749.48
C55	744.93	S20.00°W	547,749.48
C56	744.93	S20.00°W	547,749.48
C57	744.93	S20.00°W	547,749.48
C58	744.93	S20.00°W	547,749.48
C59	744.93	S20.00°W	547,749.48
C60	744.93	S20.00°W	547,749.48
C61	744.93	S20.00°W	547,749.48
C62	744.93	S20.00°W	547,749.48
C63	744.93	S20.00°W	547,749.48
C64	744.93	S20.00°W	547,749.48
C65	744.93	S20.00°W	547,749.48
C66	744.93	S20.00°W	547,749.48
C67	744.93	S20.00°W	547,749.48
C68	744.93	S20.00°W	547,749.48
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C70	744.93	S20.00°W	547,749.48
C71	744.93	S20.00°W	547,749.48
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C79	744.93	S20.00°W	547,749.48
C80	744.93	S20.00°W	547,749.48
C81	744.93	S20.00°W	547,749.48
C82	744.93	S20.00°W	547,749.48
C83	744.93	S20.00°W	547,749.48
C84	744.93	S20.00°W	547,749.48
C85	744.93	S20.00°W	547,749.48
C86	744.93	S20.00°W	547,749.48
C87	744.93	S20.00°W	547,749.48
C88	744.93	S20.00°W	547,749.48
C89	744.93	S20.00°W	547,749.48
C90	744.93	S20.00°W	547,749.48
C91	744.93	S20.00°W	547,749.48
C92	744.93	S20.00°W	547,749.48
C93	744.93	S20.00°W	547,749.48
C94	744.93	S20.00°W	547,749.48
C95	744.93	S20.00°W	547,749.48
C96	744.93	S20.00°W	547,749.48
C97	744.93	S20.00°W	547,749.48
C98	744.93	S20.00°W	547,749.48
C99	744.93	S20.00°W	547,749.48
C100	744.93	S20.00°W	547,749.48

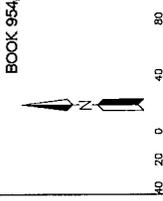
TIERRA DEL RIO
 PARCEL 16
 (OPEN SPACE)
 BOOK 949, PAGE 13, M.C.R.

COR. REGIONAL
 TRACT E
 (WIDTH VARIES)

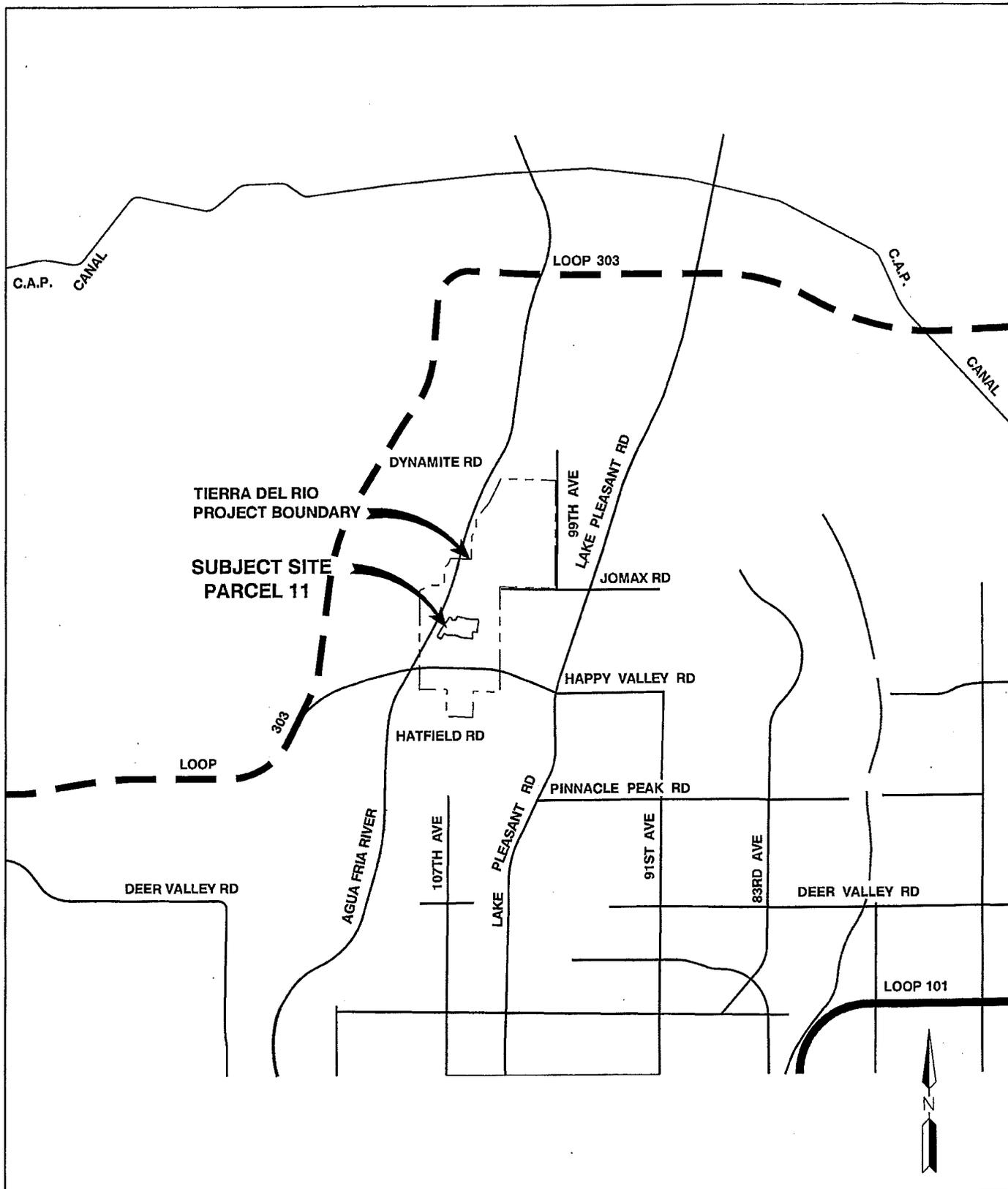
NO. R070032
 COUNTY RECORDER



COMMON CORNER TO
 SECTION 6 & 5, T4N, R1E
 FOUND 2-1/2" BRASS CHP IN
 CENTER OF SECTION 6
 MARKED 1/4" COP. 6/5
 MARKED 1/4" RLS# 6177



U:\2007\1244\GPR\GPR0002_1_Parcel11\244-P11-9905.dwg 2/27/2013 5:15 PM



PROJ.#:	1244	TIERRA DEL RIO PARCEL 11 PEORIA, ARIZONA	 ENGINEERS • PLANNERS • SURVEYORS 1661 E. CAMELBACK RD., STE. 275 PHOENIX, AZ 85016 PH 602.490.0535 FAX 602.325.0161
DATE:	SEP, 2012		
SCALE:	N.T.S.	FIG 1: VICINITY MAP	
DRAWN BY:	MR		
CHECKED BY:	ZH		

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 16C

Date Prepared: April 23, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: Scott Whyte, Economic Development Services Director

THROUGH: Susan J. Daluddung, Deputy City Manager

SUBJECT: Re-Plat, Tierra Del Rio Parcel 12, West of Tierra Del Rio Boulevard, North of Happy Valley Parkway (Project No. R070031)

Purpose:

This is a request for City Council to approve a Re-Plat of Tierra Del Rio Parcel 12, located West of Tierra Del Rio Boulevard and North of Happy Valley Parkway, and authorize the Mayor and City Clerk to sign and record the Replat with the Maricopa County Recorder's Office subject to the following stipulations:

1. All civil and landscape/irrigation plans must be approved by the City of Peoria (City) prior to recordation of the Replat.
2. An approval of design from the City Engineering Department for the necessary improvements in accordance with the City Subdivision Regulations, as determined by the City Engineer, must be obtained prior to recording the Replat.
3. The developer must provide a financial assurance in the amount agreed upon by the City Engineer and an Agreement to install for construction of the infrastructure improvements in accordance with the City Subdivision Regulations, prior to recordation of the Replat.
4. In the event that the Replat is not recorded within 60 days of Council approval, the Replat will become void. The developer may request re-approval from the City, with the understanding that the City has the option of imposing additional requirements or stipulations.

Background/Summary:

The purpose of the Replat is to plat a subdivision for residential use. This development is within the City's sewer service area and EPCOR's water service area. This Replat creates a total of 119

new lots within Parcel 12 of the Tierra Del Rio Planned Area Development. All internal roadways are public and will be maintained by City of Peoria.

Previous Actions:

The Tierra Del Rio Master Replat was approved and recorded in September 2007.

The parcel 12 replat was reviewed by the City and approved in April of 2013, and is in substantial conformance with the approved preliminary plat.

Options:

A: The Replat has been approved through the Economic Development Services Department. An option would be to not accept the proposed Replat; although it should be noted that not approving the Replat will prevent the Developer from developing this land.

B: The other option would be to formally approve the Replat and allow this parcel to be developed.

Staff's Recommendation:

Staff recommends the approval and subsequent recordation of the attached Replat.

Fiscal Analysis:

There is no direct budgetary impact to the City to approve the Replat.

Narrative:

The acceptance of this Replat by City Council will allow the developer to move forward in developing this property.

Exhibit(s):

Exhibit 1: Replat

Exhibit 2: Vicinity Map

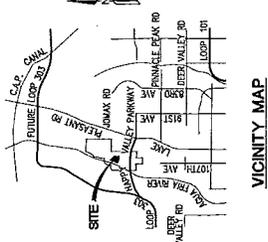
Contact Name and Number: Jodi Breyfogle, 623-773-7577

RE-PLAT OF

TIERRA DEL RIO PARCEL 12

A SUBDIVISION OF PARCEL 12 OF TIERRA DEL RIO AS RECORDED IN BOOK 949, PAGE 13, MCR ALSO BEING A PORTION OF THE NORTHWEST QUARTER OF SECTION 5, AND A PORTION OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA

RE-PLAT
TIERRA DEL RIO PARCEL 12
JOMAX ROAD AND 99TH AVENUE
PEORIA, ARIZONA



VICINITY MAP N.T.S.

ENGINEERS-PLANNERS-SURVEYORS
higartwilson
1611 E Camelback Rd, Suite 200
Phoenix, AZ 85016
Tel: (602) 992-1000
Fax: (602) 992-1001

OWNER:
DESERT TRON COMPANY
17207 N. PERIMETER DRIVE, SUITE 200
SCOTTSDALE, AZ 85255
CONTACT: JON COULTER
CONTACT: ARIK J. PANOSIS

SHEET INDEX
COVER SHEET
RP01
LEGAL DESCRIPTION,
DETAILS, INDEX MAP,
& LOT/TRACT TABLE
RP03-RP07

BASIS OF BEARING
THE BASIS OF BEARING IS NORTH 71° W ALONG THE
SECTION 5, TOWNSHIP 4 NORTH, RANGE 1 EAST.

FLOOD PLAIN DESIGNATION
AS SHOWN ON THE FEMA LETTER OF MAP
REVISION TO MAP NUMBER DATED 10/18/08, REVISED TO REFLECT LOWER EFFECTIVE DATE:
JANUARY 3, 2013.

ZONING DESIGNATION
P40

ASSURED WATER SUPPLY
IS ASSURED WATER SUPPLY AS SHOWN ON THE
CITY OF PEORIA WATER SUPPLY MAP, HAVING A 100-YEAR ASSURED WATER SUPPLY.

APPROVALS
APPROVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA,
THIS DAY OF _____ OF _____ 2013

APPROVED BY: MAYOR _____ DATE: _____
ATTESTED BY: CLERK _____ DATE: _____
APPROVED BY: CITY ENGINEER _____ DATE: _____

LAND SURVEYOR CERTIFICATION

I, ARIK J. PANOSIS, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF ARIZONA; THAT THIS
PLAT CORRECTLY REPRESENTS A SURVEY MADE UNDER MY DIRECTION DURING THE MONTH OF MARCH, 2013; THAT THE
MEASUREMENTS AND CALCULATIONS WERE MADE ACCORDING TO THE BEST PRACTICES OF THE SURVEYING PROFESSION; THAT I AM
AWARE OF ALL APPLICABLE LAWS AND REGULATIONS AND I AM SURE TO ENFORCE THEM TO THE BEST OF MY ABILITY.



ARIK J. PANOSIS
1611 E CAMELBACK RD, SUITE 200
PHOENIX, ARIZONA 85016
(602) 992-1000
apanosis@higartwilson.com

NOTE:
A.R.S. 32-151 STATES THAT THE USE OF THE WORD "CERTIFY" OR "CERTIFICATION"
BY A PERSON OR FIRM THAT IS REGISTERED OR CERTIFIED BY THE BOARD IS AN
IMPLICATION THAT THE CERTIFICATION AND DOES NOT CONSTITUTE AN EXPRESS OR IMPLIED
WARRANTY OR GUARANTEE.

ACKNOWLEDGMENT:

STATE OF ARIZONA }
COUNTY OF MARICOPA }
BEFORE ME, THE UNDERSIGNED NOTARY PUBLIC, WHO ACKNOWLEDGED HIMSELF TO BE THE
PERSONALLY APPEARING OWNER OF THE ABOVE DESCRIBED PARCEL OF LAND, AND WHO
ACKNOWLEDGED THAT HE IS DULY AUTHORIZED, AS AN OFFICER FOR DESERT TRON
INVESTMENTS, INC., TO EXECUTE THIS INSTRUMENT FOR THE PURPOSES HEREON CONTAINED.

BY: NOTARY PUBLIC DATE: MY COMMISSION EXPIRES

TIERRA DEL RIO SOUTH HOMEOWNER'S ASSOCIATION RATIFICATION

ASSOCIATION, ACKNOWLEDGES THE RESPONSIBILITIES DEICATED HEREON.
OF THE TERRA DEL RIO SOUTH HOMEOWNERS ASSOCIATION, ACKNOWLEDGES THE RESPONSIBILITIES DEICATED HEREON.

ACKNOWLEDGMENT:

STATE OF ARIZONA }
COUNTY OF MARICOPA }
ON THIS DAY OF 2013, BEFORE ME, THE UNDERSIGNED PERSONALLY APPEARING
TO THE INSTRUMENT WITHIN, AND WHO EXECUTED THE FOREGOING INSTRUMENT FOR THE
PURPOSES HEREON CONTAINED.

BY: NOTARY PUBLIC DATE: MY COMMISSION EXPIRES

EPICOR WATER ARIZONA INC. RATIFICATION

BY THIS RATIFICATION OF EPICOR WATER ARIZONA INC, ACKNOWLEDGES THE
RESPONSIBILITIES DEICATED HEREON.

ACKNOWLEDGMENT:

STATE OF ARIZONA }
COUNTY OF MARICOPA }
ON THIS DAY OF 2013, BEFORE ME, THE UNDERSIGNED PERSONALLY APPEARING
TO THE INSTRUMENT WITHIN, AND WHO EXECUTED THE FOREGOING INSTRUMENT FOR THE
PURPOSES HEREON CONTAINED.

BY: NOTARY PUBLIC DATE: MY COMMISSION EXPIRES

DEDICATION

STATE OF ARIZONA }
COUNTY OF MARICOPA }
KNOW ALL MEN BY THESE PRESENTS:
THAT DTRZ, L.L.C., AN ARIZONA LIMITED LIABILITY COMPANY, AS OWNER, HAS SUBDIVIDED UNDER THE NAME
OF TIERRA DEL RIO PARCEL 12, A SUBDIVISION OF A PORTION OF THE NORTHWEST QUARTER OF SECTION 5, AND A
PORTION OF THE SOUTHWEST QUARTER OF SECTION 32, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA, AS SHOWN AND PLATTED HEREIN AND HEREBY PUBLISHES
THIS PLAT AS AND FOR THE PLAT OF SAID TIERRA DEL RIO PARCEL 12, AND HEREBY DECLARES THAT SAID PLAT
SETS FORTH THE LOCATION AND GIVES THE DIMENSIONS OF THE EASEMENTS, SHALL BE AN ARIZONA LIMITED LIABILITY
COMPANY, AS OWNER, HEREBY DEDICATES TO THE CITY OF PEORIA, FOR USE AS SUCH, THE STREETS AND
CONDUITS AS SHOWN ON THIS PLAT.

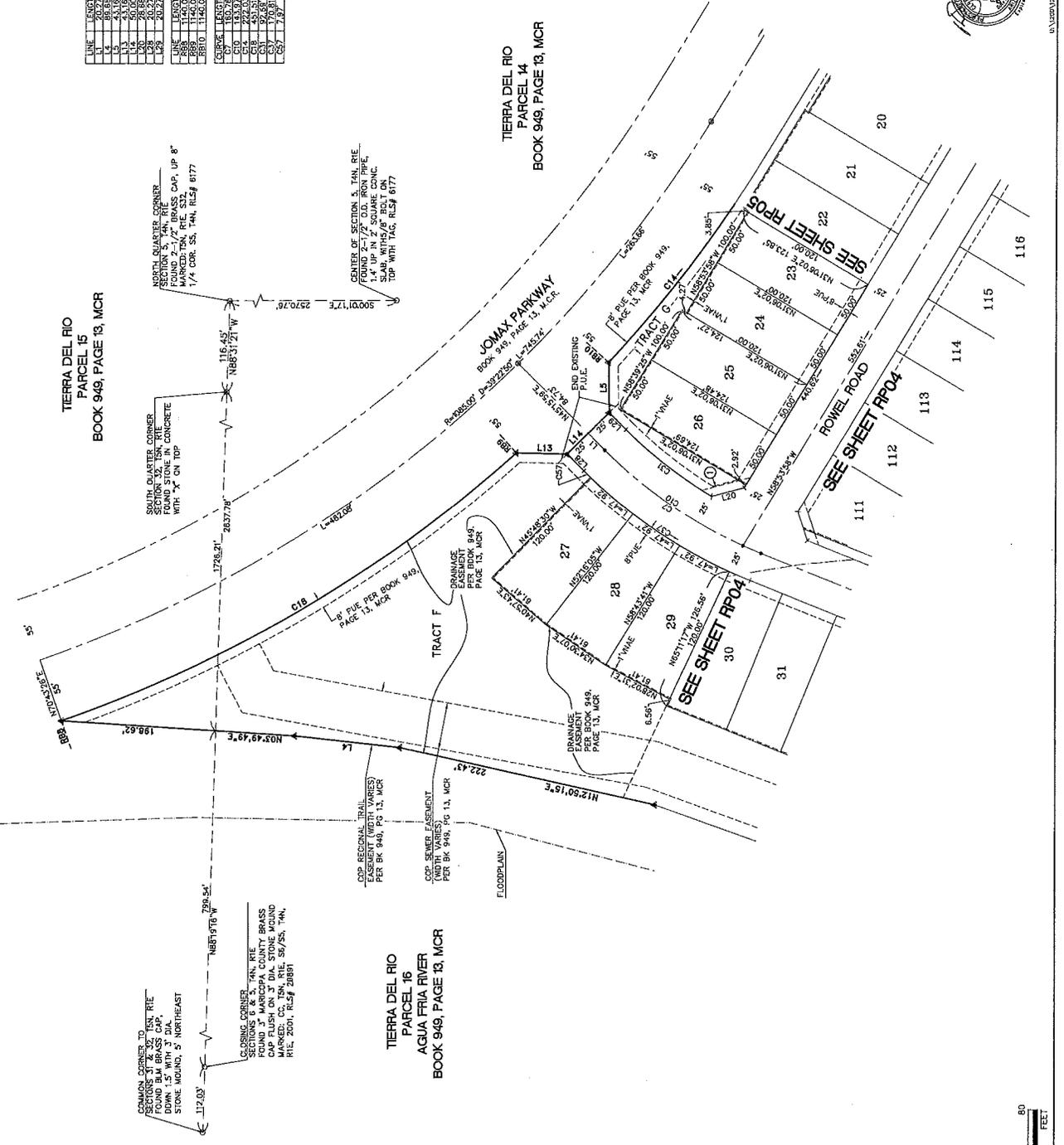
TRACTS 1A, 1B, 1C, 1D, 1E, 1F, 1G, 1H, 1I, 1J, 1K, 1L, 1M, 1N, 1O, 1P, 1Q, 1R, 1S, 1T, 1U, 1V, 1W, 1X, 1Y, 1Z, 2A, 2B, 2C, 2D, 2E, 2F, 2G, 2H, 2I, 2J, 2K, 2L, 2M, 2N, 2O, 2P, 2Q, 2R, 2S, 2T, 2U, 2V, 2W, 2X, 2Y, 2Z, 3A, 3B, 3C, 3D, 3E, 3F, 3G, 3H, 3I, 3J, 3K, 3L, 3M, 3N, 3O, 3P, 3Q, 3R, 3S, 3T, 3U, 3V, 3W, 3X, 3Y, 3Z, 4A, 4B, 4C, 4D, 4E, 4F, 4G, 4H, 4I, 4J, 4K, 4L, 4M, 4N, 4O, 4P, 4Q, 4R, 4S, 4T, 4U, 4V, 4W, 4X, 4Y, 4Z, 5A, 5B, 5C, 5D, 5E, 5F, 5G, 5H, 5I, 5J, 5K, 5L, 5M, 5N, 5O, 5P, 5Q, 5R, 5S, 5T, 5U, 5V, 5W, 5X, 5Y, 5Z, 6A, 6B, 6C, 6D, 6E, 6F, 6G, 6H, 6I, 6J, 6K, 6L, 6M, 6N, 6O, 6P, 6Q, 6R, 6S, 6T, 6U, 6V, 6W, 6X, 6Y, 6Z, 7A, 7B, 7C, 7D, 7E, 7F, 7G, 7H, 7I, 7J, 7K, 7L, 7M, 7N, 7O, 7P, 7Q, 7R, 7S, 7T, 7U, 7V, 7W, 7X, 7Y, 7Z, 8A, 8B, 8C, 8D, 8E, 8F, 8G, 8H, 8I, 8J, 8K, 8L, 8M, 8N, 8O, 8P, 8Q, 8R, 8S, 8T, 8U, 8V, 8W, 8X, 8Y, 8Z, 9A, 9B, 9C, 9D, 9E, 9F, 9G, 9H, 9I, 9J, 9K, 9L, 9M, 9N, 9O, 9P, 9Q, 9R, 9S, 9T, 9U, 9V, 9W, 9X, 9Y, 9Z, 10A, 10B, 10C, 10D, 10E, 10F, 10G, 10H, 10I, 10J, 10K, 10L, 10M, 10N, 10O, 10P, 10Q, 10R, 10S, 10T, 10U, 10V, 10W, 10X, 10Y, 10Z, 11A, 11B, 11C, 11D, 11E, 11F, 11G, 11H, 11I, 11J, 11K, 11L, 11M, 11N, 11O, 11P, 11Q, 11R, 11S, 11T, 11U, 11V, 11W, 11X, 11Y, 11Z, 12A, 12B, 12C, 12D, 12E, 12F, 12G, 12H, 12I, 12J, 12K, 12L, 12M, 12N, 12O, 12P, 12Q, 12R, 12S, 12T, 12U, 12V, 12W, 12X, 12Y, 12Z, 13A, 13B, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, 13K, 13L, 13M, 13N, 13O, 13P, 13Q, 13R, 13S, 13T, 13U, 13V, 13W, 13X, 13Y, 13Z, 14A, 14B, 14C, 14D, 14E, 14F, 14G, 14H, 14I, 14J, 14K, 14L, 14M, 14N, 14O, 14P, 14Q, 14R, 14S, 14T, 14U, 14V, 14W, 14X, 14Y, 14Z, 15A, 15B, 15C, 15D, 15E, 15F, 15G, 15H, 15I, 15J, 15K, 15L, 15M, 15N, 15O, 15P, 15Q, 15R, 15S, 15T, 15U, 15V, 15W, 15X, 15Y, 15Z, 16A, 16B, 16C, 16D, 16E, 16F, 16G, 16H, 16I, 16J, 16K, 16L, 16M, 16N, 16O, 16P, 16Q, 16R, 16S, 16T, 16U, 16V, 16W, 16X, 16Y, 16Z, 17A, 17B, 17C, 17D, 17E, 17F, 17G, 17H, 17I, 17J, 17K, 17L, 17M, 17N, 17O, 17P, 17Q, 17R, 17S, 17T, 17U, 17V, 17W, 17X, 17Y, 17Z, 18A, 18B, 18C, 18D, 18E, 18F, 18G, 18H, 18I, 18J, 18K, 18L, 18M, 18N, 18O, 18P, 18Q, 18R, 18S, 18T, 18U, 18V, 18W, 18X, 18Y, 18Z, 19A, 19B, 19C, 19D, 19E, 19F, 19G, 19H, 19I, 19J, 19K, 19L, 19M, 19N, 19O, 19P, 19Q, 19R, 19S, 19T, 19U, 19V, 19W, 19X, 19Y, 19Z, 20A, 20B, 20C, 20D, 20E, 20F, 20G, 20H, 20I, 20J, 20K, 20L, 20M, 20N, 20O, 20P, 20Q, 20R, 20S, 20T, 20U, 20V, 20W, 20X, 20Y, 20Z, 21A, 21B, 21C, 21D, 21E, 21F, 21G, 21H, 21I, 21J, 21K, 21L, 21M, 21N, 21O, 21P, 21Q, 21R, 21S, 21T, 21U, 21V, 21W, 21X, 21Y, 21Z, 22A, 22B, 22C, 22D, 22E, 22F, 22G, 22H, 22I, 22J, 22K, 22L, 22M, 22N, 22O, 22P, 22Q, 22R, 22S, 22T, 22U, 22V, 22W, 22X, 22Y, 22Z, 23A, 23B, 23C, 23D, 23E, 23F, 23G, 23H, 23I, 23J, 23K, 23L, 23M, 23N, 23O, 23P, 23Q, 23R, 23S, 23T, 23U, 23V, 23W, 23X, 23Y, 23Z, 24A, 24B, 24C, 24D, 24E, 24F, 24G, 24H, 24I, 24J, 24K, 24L, 24M, 24N, 24O, 24P, 24Q, 24R, 24S, 24T, 24U, 24V, 24W, 24X, 24Y, 24Z, 25A, 25B, 25C, 25D, 25E, 25F, 25G, 25H, 25I, 25J, 25K, 25L, 25M, 25N, 25O, 25P, 25Q, 25R, 25S, 25T, 25U, 25V, 25W, 25X, 25Y, 25Z, 26A, 26B, 26C, 26D, 26E, 26F, 26G, 26H, 26I, 26J, 26K, 26L, 26M, 26N, 26O, 26P, 26Q, 26R, 26S, 26T, 26U, 26V, 26W, 26X, 26Y, 26Z, 27A, 27B, 27C, 27D, 27E, 27F, 27G, 27H, 27I, 27J, 27K, 27L, 27M, 27N, 27O, 27P, 27Q, 27R, 27S, 27T, 27U, 27V, 27W, 27X, 27Y, 27Z, 28A, 28B, 28C, 28D, 28E, 28F, 28G, 28H, 28I, 28J, 28K, 28L, 28M, 28N, 28O, 28P, 28Q, 28R, 28S, 28T, 28U, 28V, 28W, 28X, 28Y, 28Z, 29A, 29B, 29C, 29D, 29E, 29F, 29G, 29H, 29I, 29J, 29K, 29L, 29M, 29N, 29O, 29P, 29Q, 29R, 29S, 29T, 29U, 29V, 29W, 29X, 29Y, 29Z, 30A, 30B, 30C, 30D, 30E, 30F, 30G, 30H, 30I, 30J, 30K, 30L, 30M, 30N, 30O, 30P, 30Q, 30R, 30S, 30T, 30U, 30V, 30W, 30X, 30Y, 30Z, 31A, 31B, 31C, 31D, 31E, 31F, 31G, 31H, 31I, 31J, 31K, 31L, 31M, 31N, 31O, 31P, 31Q, 31R, 31S, 31T, 31U, 31V, 31W, 31X, 31Y, 31Z, 32A, 32B, 32C, 32D, 32E, 32F, 32G, 32H, 32I, 32J, 32K, 32L, 32M, 32N, 32O, 32P, 32Q, 32R, 32S, 32T, 32U, 32V, 32W, 32X, 32Y, 32Z, 33A, 33B, 33C, 33D, 33E, 33F, 33G, 33H, 33I, 33J, 33K, 33L, 33M, 33N, 33O, 33P, 33Q, 33R, 33S, 33T, 33U, 33V, 33W, 33X, 33Y, 33Z, 34A, 34B, 34C, 34D, 34E, 34F, 34G, 34H, 34I, 34J, 34K, 34L, 34M, 34N, 34O, 34P, 34Q, 34R, 34S, 34T, 34U, 34V, 34W, 34X, 34Y, 34Z, 35A, 35B, 35C, 35D, 35E, 35F, 35G, 35H, 35I, 35J, 35K, 35L, 35M, 35N, 35O, 35P, 35Q, 35R, 35S, 35T, 35U, 35V, 35W, 35X, 35Y, 35Z, 36A, 36B, 36C, 36D, 36E, 36F, 36G, 36H, 36I, 36J, 36K, 36L, 36M, 36N, 36O, 36P, 36Q, 36R, 36S, 36T, 36U, 36V, 36W, 36X, 36Y, 36Z, 37A, 37B, 37C, 37D, 37E, 37F, 37G, 37H, 37I, 37J, 37K, 37L, 37M, 37N, 37O, 37P, 37Q, 37R, 37S, 37T, 37U, 37V, 37W, 37X, 37Y, 37Z, 38A, 38B, 38C, 38D, 38E, 38F, 38G, 38H, 38I, 38J, 38K, 38L, 38M, 38N, 38O, 38P, 38Q, 38R, 38S, 38T, 38U, 38V, 38W, 38X, 38Y, 38Z, 39A, 39B, 39C, 39D, 39E, 39F, 39G, 39H, 39I, 39J, 39K, 39L, 39M, 39N, 39O, 39P, 39Q, 39R, 39S, 39T, 39U, 39V, 39W, 39X, 39Y, 39Z, 40A, 40B, 40C, 40D, 40E, 40F, 40G, 40H, 40I, 40J, 40K, 40L, 40M, 40N, 40O, 40P, 40Q, 40R, 40S, 40T, 40U, 40V, 40W, 40X, 40Y, 40Z, 41A, 41B, 41C, 41D, 41E, 41F, 41G, 41H, 41I, 41J, 41K, 41L, 41M, 41N, 41O, 41P, 41Q, 41R, 41S, 41T, 41U, 41V, 41W, 41X, 41Y, 41Z, 42A, 42B, 42C, 42D, 42E, 42F, 42G, 42H, 42I, 42J, 42K, 42L, 42M, 42N, 42O, 42P, 42Q, 42R, 42S, 42T, 42U, 42V, 42W, 42X, 42Y, 42Z, 43A, 43B, 43C, 43D, 43E, 43F, 43G, 43H, 43I, 43J, 43K, 43L, 43M, 43N, 43O, 43P, 43Q, 43R, 43S, 43T, 43U, 43V, 43W, 43X, 43Y, 43Z, 44A, 44B, 44C, 44D, 44E, 44F, 44G, 44H, 44I, 44J, 44K, 44L, 44M, 44N, 44O, 44P, 44Q, 44R, 44S, 44T, 44U, 44V, 44W, 44X, 44Y, 44Z, 45A, 45B, 45C, 45D, 45E, 45F, 45G, 45H, 45I, 45J, 45K, 45L, 45M, 45N, 45O, 45P, 45Q, 45R, 45S, 45T, 45U, 45V, 45W, 45X, 45Y, 45Z, 46A, 46B, 46C, 46D, 46E, 46F, 46G, 46H, 46I, 46J, 46K, 46L, 46M, 46N, 46O, 46P, 46Q, 46R, 46S, 46T, 46U, 46V, 46W, 46X, 46Y, 46Z, 47A, 47B, 47C, 47D, 47E, 47F, 47G, 47H, 47I, 47J, 47K, 47L, 47M, 47N, 47O, 47P, 47Q, 47R, 47S, 47T, 47U, 47V, 47W, 47X, 47Y, 47Z, 48A, 48B, 48C, 48D, 48E, 48F, 48G, 48H, 48I, 48J, 48K, 48L, 48M, 48N, 48O, 48P, 48Q, 48R, 48S, 48T, 48U, 48V, 48W, 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71Z, 72A, 72B, 72C, 72D, 72E, 72F, 72G, 72H, 72I, 72J, 72K, 72L, 72M, 72N, 72O, 72P, 72Q, 72R, 72S, 72T, 72U, 72V, 72W, 72X, 72Y, 72Z, 73A, 73B, 73C, 73D, 73E, 73F, 73G, 73H, 73I, 73J, 73K, 73L, 73M, 73N, 73O, 73P, 73Q, 73R, 73S, 73T, 73U, 73V, 73W, 73X, 73Y, 73Z, 74A, 74B, 74C, 74D, 74E, 74F, 74G, 74H, 74I, 74J, 74K, 74L, 74M, 74N, 74O, 74P, 74Q, 74R, 74S, 74T, 74U, 74V, 74W, 74X, 74Y, 74Z, 75A, 75B, 75C, 75D, 75E, 75F, 75G, 75H, 75I, 75J, 75K, 75L, 75M, 75N, 75O, 75P, 75Q, 75R, 75S, 75T, 75U, 75V, 75W, 75X, 75Y, 75Z, 76A, 76B, 76C, 76D, 76E, 76F, 76G, 76H, 76I, 76J, 76K, 76L, 76M, 76N, 76O, 76P, 76Q, 76R,

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NO. R0700031
 COUNTY RECORDER



LINE	LENGTH	BEARING
L1	114.00	N85°31'21"W
L2	28.78	N85°31'21"W
L3	43.18	N85°31'21"W
L4	40.00	N85°31'21"W
L5	40.00	N85°31'21"W
L6	40.00	N85°31'21"W
L7	40.00	N85°31'21"W
L8	40.00	N85°31'21"W
L9	40.00	N85°31'21"W
L10	40.00	N85°31'21"W
L11	40.00	N85°31'21"W
L12	40.00	N85°31'21"W
L13	40.00	N85°31'21"W
L14	40.00	N85°31'21"W
L15	40.00	N85°31'21"W
L16	40.00	N85°31'21"W
L17	40.00	N85°31'21"W
L18	40.00	N85°31'21"W
L19	40.00	N85°31'21"W
L20	40.00	N85°31'21"W
L21	40.00	N85°31'21"W
L22	40.00	N85°31'21"W
L23	40.00	N85°31'21"W
L24	40.00	N85°31'21"W
L25	40.00	N85°31'21"W
L26	40.00	N85°31'21"W
L27	40.00	N85°31'21"W
L28	40.00	N85°31'21"W
L29	40.00	N85°31'21"W
L30	40.00	N85°31'21"W
L31	40.00	N85°31'21"W
L32	40.00	N85°31'21"W
L33	40.00	N85°31'21"W
L34	40.00	N85°31'21"W
L35	40.00	N85°31'21"W
L36	40.00	N85°31'21"W
L37	40.00	N85°31'21"W
L38	40.00	N85°31'21"W
L39	40.00	N85°31'21"W
L40	40.00	N85°31'21"W



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 www.higartwilson.com

TERRA DEL RIO PARCEL 12
 JOHNS ROAD AND 99TH AVENUE
 PHOENIX, ARIZONA
RE-FLAT

DWG. NO. **RP04**
 DATE: MARCH 2013
 SCALE: 1"=40'
 DRAWN: MR
 APPROVED: KJP
 SHEET 4 OF 7
 PROJ: 1244
 REV: _____

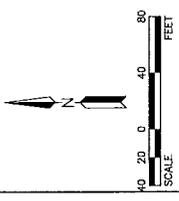
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NO. R070031
 COUNTY RECORDER



LINE	LENGTH	RADIUS	AREA
1	10.00	0.00	0.00
2	10.00	0.00	0.00
3	10.00	0.00	0.00
4	10.00	0.00	0.00
5	10.00	0.00	0.00
6	10.00	0.00	0.00
7	10.00	0.00	0.00
8	10.00	0.00	0.00
9	10.00	0.00	0.00
10	10.00	0.00	0.00
11	10.00	0.00	0.00
12	10.00	0.00	0.00
13	10.00	0.00	0.00
14	10.00	0.00	0.00
15	10.00	0.00	0.00
16	10.00	0.00	0.00
17	10.00	0.00	0.00
18	10.00	0.00	0.00
19	10.00	0.00	0.00
20	10.00	0.00	0.00
21	10.00	0.00	0.00
22	10.00	0.00	0.00
23	10.00	0.00	0.00
24	10.00	0.00	0.00
25	10.00	0.00	0.00
26	10.00	0.00	0.00
27	10.00	0.00	0.00
28	10.00	0.00	0.00
29	10.00	0.00	0.00
30	10.00	0.00	0.00
31	10.00	0.00	0.00
32	10.00	0.00	0.00
33	10.00	0.00	0.00
34	10.00	0.00	0.00
35	10.00	0.00	0.00
36	10.00	0.00	0.00
37	10.00	0.00	0.00
38	10.00	0.00	0.00
39	10.00	0.00	0.00
40	10.00	0.00	0.00
41	10.00	0.00	0.00
42	10.00	0.00	0.00
43	10.00	0.00	0.00
44	10.00	0.00	0.00
45	10.00	0.00	0.00
46	10.00	0.00	0.00
47	10.00	0.00	0.00
48	10.00	0.00	0.00
49	10.00	0.00	0.00
50	10.00	0.00	0.00
51	10.00	0.00	0.00
52	10.00	0.00	0.00
53	10.00	0.00	0.00
54	10.00	0.00	0.00
55	10.00	0.00	0.00
56	10.00	0.00	0.00
57	10.00	0.00	0.00
58	10.00	0.00	0.00
59	10.00	0.00	0.00
60	10.00	0.00	0.00
61	10.00	0.00	0.00
62	10.00	0.00	0.00
63	10.00	0.00	0.00
64	10.00	0.00	0.00
65	10.00	0.00	0.00
66	10.00	0.00	0.00
67	10.00	0.00	0.00
68	10.00	0.00	0.00
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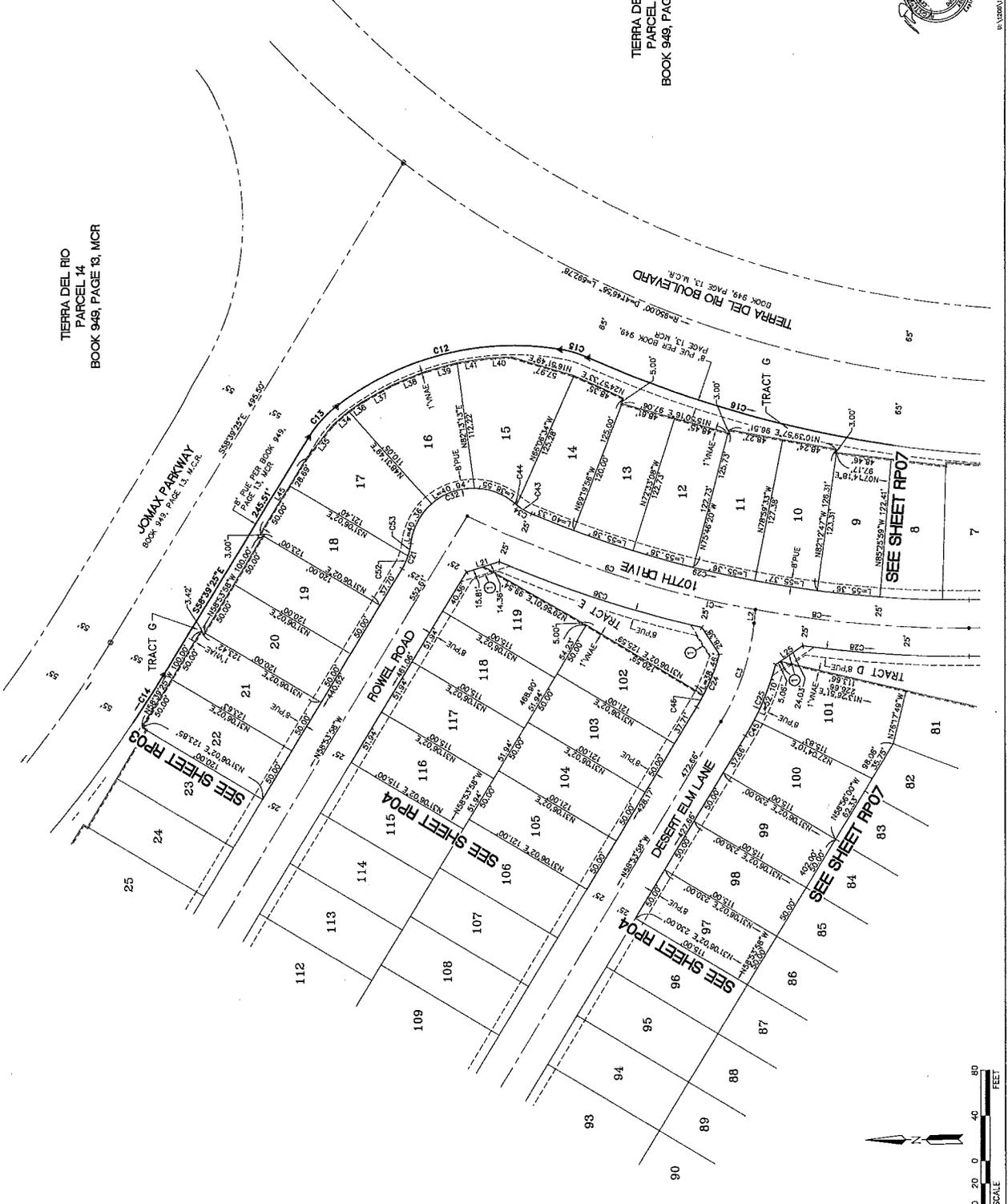
TERRA DEL RIO
 PARCEL 16
 AGUA FRIA RIVER
 BOOK 949, PAGE 13, MCR



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 In Word: C:\Users\jwilson\Desktop\Projects\1244-12-Parcels\3/27/2013 RP05.dwg

LINE	LENGTH	BEARING
1	17.14	N84°52'59"W
2	20.00	N84°52'59"W
3	20.00	N84°52'59"W
4	19.49	N84°52'59"W
5	18.49	N84°52'59"W
6	17.49	N84°52'59"W
7	16.49	N84°52'59"W
8	15.49	N84°52'59"W
9	14.49	N84°52'59"W
10	13.49	N84°52'59"W
11	12.49	N84°52'59"W
12	11.49	N84°52'59"W
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14	9.49	N84°52'59"W
15	8.49	N84°52'59"W
16	7.49	N84°52'59"W
17	6.49	N84°52'59"W
18	5.49	N84°52'59"W
19	4.49	N84°52'59"W
20	3.49	N84°52'59"W
21	2.49	N84°52'59"W
22	1.49	N84°52'59"W
23	0.49	N84°52'59"W
24	0.49	N84°52'59"W
25	0.49	N84°52'59"W

CURVE	LENGTH	RADIUS	DELTA
C1	45.70	100.00	25.5540°
C2	68.76	100.00	37.4272°
C3	91.82	100.00	49.3004°
C4	114.88	100.00	61.1736°
C5	137.94	100.00	73.0468°
C6	160.99	100.00	84.9200°
C7	184.05	100.00	96.7932°
C8	207.11	100.00	108.6664°
C9	230.17	100.00	120.5396°
C10	253.23	100.00	132.4128°
C11	276.29	100.00	144.2860°
C12	299.35	100.00	156.1592°
C13	322.41	100.00	168.0324°
C14	345.47	100.00	179.9056°
C15	368.53	100.00	191.7788°
C16	391.59	100.00	203.6520°
C17	414.65	100.00	215.5252°
C18	437.71	100.00	227.3984°
C19	460.77	100.00	239.2716°
C20	483.83	100.00	251.1448°
C21	506.89	100.00	263.0180°
C22	529.95	100.00	274.8912°
C23	553.01	100.00	286.7644°
C24	576.07	100.00	298.6376°
C25	599.13	100.00	310.5108°
C26	622.19	100.00	322.3840°
C27	645.25	100.00	334.2572°
C28	668.31	100.00	346.1304°
C29	691.37	100.00	358.0036°
C30	714.43	100.00	369.8768°
C31	737.49	100.00	381.7500°
C32	760.55	100.00	393.6232°
C33	783.61	100.00	405.4964°
C34	806.67	100.00	417.3696°
C35	829.73	100.00	429.2428°
C36	852.79	100.00	441.1160°
C37	875.85	100.00	452.9892°
C38	898.91	100.00	464.8624°
C39	921.97	100.00	476.7356°
C40	945.03	100.00	488.6088°
C41	968.09	100.00	500.4820°
C42	991.15	100.00	512.3552°
C43	1014.21	100.00	524.2284°
C44	1037.27	100.00	536.1016°
C45	1060.33	100.00	547.9748°
C46	1083.39	100.00	559.8480°
C47	1106.45	100.00	571.7212°
C48	1129.51	100.00	583.5944°
C49	1152.57	100.00	595.4676°
C50	1175.63	100.00	607.3408°
C51	1198.69	100.00	619.2140°
C52	1221.75	100.00	631.0872°
C53	1244.81	100.00	642.9604°
C54	1267.87	100.00	654.8336°
C55	1290.93	100.00	666.7068°
C56	1313.99	100.00	678.5800°
C57	1337.05	100.00	690.4532°
C58	1360.11	100.00	702.3264°
C59	1383.17	100.00	714.2096°
C60	1406.23	100.00	726.0828°
C61	1429.29	100.00	737.9560°
C62	1452.35	100.00	749.8292°
C63	1475.41	100.00	761.7024°
C64	1498.47	100.00	773.5756°
C65	1521.53	100.00	785.4488°
C66	1544.59	100.00	797.3220°
C67	1567.65	100.00	809.1952°
C68	1590.71	100.00	821.0684°
C69	1613.77	100.00	832.9416°
C70	1636.83	100.00	844.8148°
C71	1659.89	100.00	856.6880°
C72	1682.95	100.00	868.5612°
C73	1706.01	100.00	880.4344°
C74	1729.07	100.00	892.3076°
C75	1752.13	100.00	904.1808°
C76	1775.19	100.00	916.0540°
C77	1798.25	100.00	927.9272°
C78	1821.31	100.00	939.8004°
C79	1844.37	100.00	951.6736°
C80	1867.43	100.00	963.5468°
C81	1890.49	100.00	975.4200°
C82	1913.55	100.00	987.2932°
C83	1936.61	100.00	999.1664°
C84	1959.67	100.00	1011.0396°
C85	1982.73	100.00	1022.9128°
C86	2005.79	100.00	1034.7860°
C87	2028.85	100.00	1046.6592°
C88	2051.91	100.00	1058.5324°
C89	2074.97	100.00	1070.4056°
C90	2098.03	100.00	1082.2788°
C91	2121.09	100.00	1094.1520°
C92	2144.15	100.00	1106.0252°
C93	2167.21	100.00	1117.8984°
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C95	2213.33	100.00	1141.6448°
C96	2236.39	100.00	1153.5180°
C97	2259.45	100.00	1165.3912°
C98	2282.51	100.00	1177.2644°
C99	2305.57	100.00	1189.1376°
C100	2328.63	100.00	1201.0108°
C101	2351.69	100.00	1212.8840°
C102	2374.75	100.00	1224.7572°
C103	2397.81	100.00	1236.6304°
C104	2420.87	100.00	1248.5036°
C105	2443.93	100.00	1260.3768°
C106	2466.99	100.00	1272.2500°
C107	2490.05	100.00	1284.1232°
C108	2513.11	100.00	1295.9964°
C109	2536.17	100.00	1307.8696°
C110	2559.23	100.00	1319.7428°
C111	2582.29	100.00	1331.6160°
C112	2605.35	100.00	1343.4892°
C113	2628.41	100.00	1355.3624°
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C140	3251.03	100.00	1675.9488°
C141	3274.09	100.00	1687.8220°
C142	3297.15	100.00	1699.6952°
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C144	3343.27	100.00	1723.4416°
C145	3366.33	100.00	1735.3148°
C146	3389.39	100.00	1747.1880°
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C152	3527.75	100.00	1818.4272°
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C168	3896.71	100.00	2008.3984°
C169	3919.77	100.00	2020.2716°
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C196	4542.39	100.00	2340.8480°
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C198	4588.51	100.00	2364.5944°
C199	4611.57	100.00	2376.4676°
C200	4634.63	100.00	2388.3408°



NO. R070031
 COUNTY RECORDER



TERRA DEL RIO
 PARCEL 14
 BOOK 949, PAGE 13, MCR

TERRA DEL RIO
 PARCEL 13B
 BOOK 949, PAGE 13, MCR

SEE SHEET RPO
 8

SEE SHEET RPO4

SEE SHEET RPO4

SEE SHEET RPO4

SEE SHEET RPO7

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CURVE LENGTH	BEARINGS	AREA
1	N85°53'33"W	1910.00
2	S89°52'00"E	2535.40
3	S89°52'00"E	2535.40
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91	N85°53'33"W	1910.00
92	S89°52'00"E	2535.40
93	S89°52'00"E	2535.40
94	N85°53'33"W	1910.00
95	S89°52'00"E	2535.40
96	S89°52'00"E	2535.40
97	N85°53'33"W	1910.00
98	S89°52'00"E	2535.40
99	S89°52'00"E	2535.40
100	N85°53'33"W	1910.00
101	S89°52'00"E	2535.40



NO. R070031
 COUNTY RECORDER

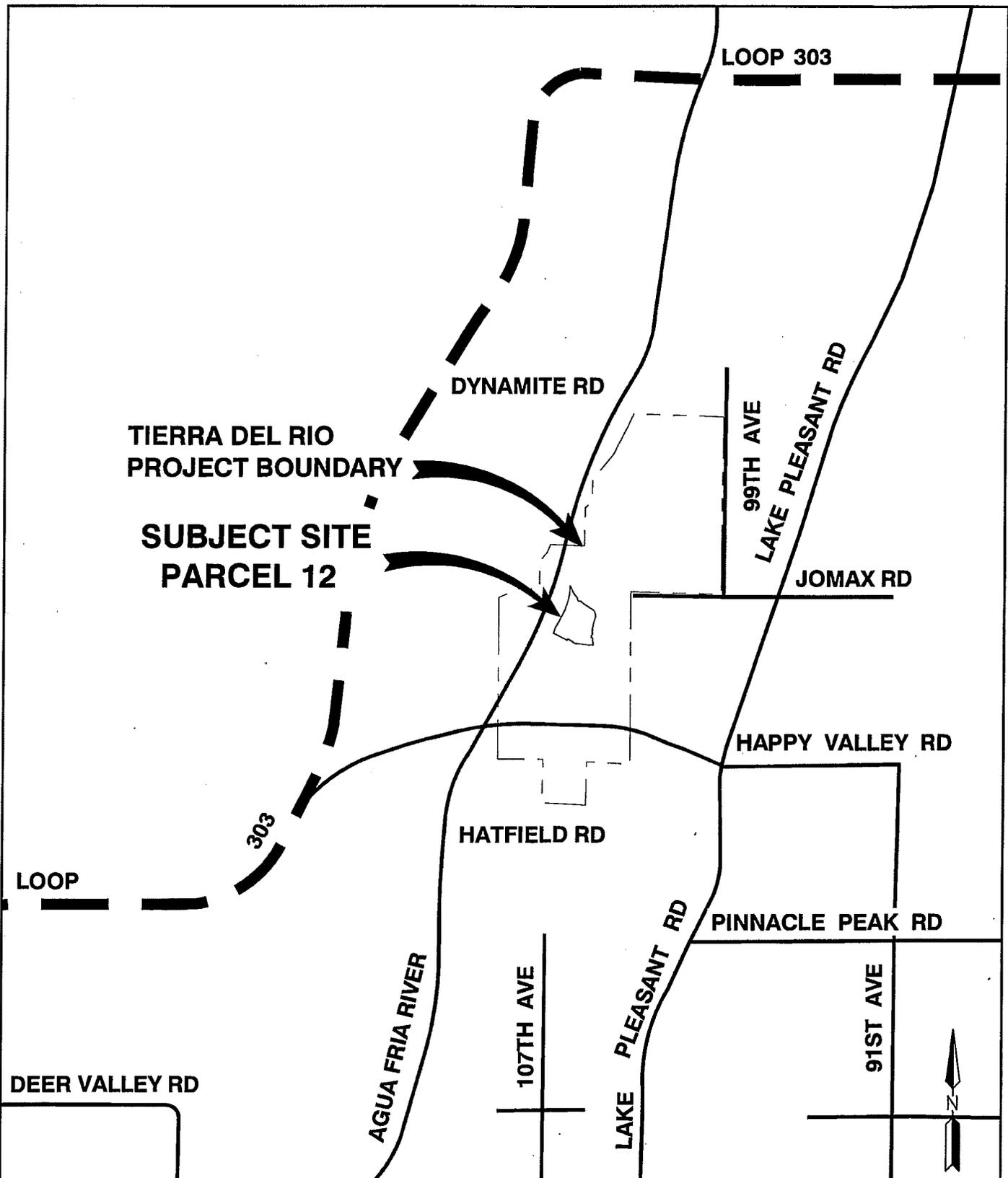


CENTER OF SECTION 5, T4N, R1E
 FOUND 2-1/2" O.D. IRON PIPE 14.5' WITH
 5/8" BOLT ON TOP WITH TAG, RLS# 8177

NORTH QUARTER CORNER
 SECTION 5, T4N, R1E
 MARKED: 1/4" R.I.E. CAP, UP 6"
 1/4" COR. SS. TAN, RLS# 8177

TERRA DEL RIO
 PARCEL 13B
 BOOK 949, PAGE 13, MCR

TERRA DEL RIO
 PARCEL 11
 BOOK 949, PAGE 13, MCR



PROJ.#:	1244
DATE:	JAN, 2013
SCALE:	N.T.S.
DRAWN BY:	MR
CHECKED BY:	AT

TIERRA DEL RIO
 PARCEL 12
 PEORIA, ARIZONA
FIG 1: VICINITY MAP

hilgartwilson
ENGINEERS-PLANNERS-SURVEYORS
 1661 E. CAMELBACK RD., STE. 275
 PHOENIX, AZ 85016
 PH 602.490.0535 FAX 602.325.0161

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 17R

Date Prepared: April 23, 2013

Council Meeting Date: May 07, 2013

TO: Carl Swenson, City Manager

FROM: Brent Mattingly, Finance Director

THROUGH: Jeff Tyne, Deputy City Manager

SUBJECT: Public hearing: Proposed Recommendations by the City to the Arizona State Liquor Board for a new restaurant liquor license.

Purpose:

Pursuant to Arizona Law the City must recommend to the State Liquor Board for approval, applications to sell alcoholic beverages in the City. The Standard for the recommendation is whether the best interest of the community will be served by the issuance of these licenses and whether the public convenience is served.

Background/Summary:

Randy D. Nations, Agent for Toby Keith's I Love this Bar & Grill, has applied for a New Restaurant Liquor License (Series 12) located at 9824 W. Northern Avenue Building N. The public hearing notice was posted for at least 20 days, and no comments were received during the posting period. The license application was reviewed according to State law and all Departments gave approvals.

Previous Actions:

There has never been a liquor license at 9824 W. Northern Avenue Building N.

Options:

A: Recommend approval to the Arizona State Liquor Board for a New Restaurant Liquor License (Series 12) for Toby Keith's I Love this Bar & Grill, located at 9824 W. Northern Avenue Building N., Randy D. Nations, Applicant, LL#20007739.

B: Recommend denial to the Arizona State Liquor Board for a New Restaurant Liquor License (Series 12) for Toby Keith's I Love this Bar & Grill, located at 9824 W. Northern Avenue Building N., Randy D. Nations, Applicant, LL#20007739.

Staff's Recommendation:

That the Mayor and Council recommend approval to the Arizona State Liquor Board for a New Restaurant Liquor License (Series 12) for Toby Keith's I Love this Bar & Grill, located at 9824 W. Northern Avenue Building N., Randy D. Nations, Applicant, LL#20007739.

Fiscal Analysis:

The item has no financial implications.

Narrative:

The appropriate fees have been paid and the applicant has been advised that a representative needs to be present at the meeting to answer any questions that the Council or public may have.

Exhibit 1: New Liquor License Application.

Arizona Department of Liquor Licenses and Control

800 West Washington, 5th Floor

Phoenix, Arizona 85007

www.azliquor.gov

602-542-5141

APPLICATION FOR LIQUOR LICENSE
TYPE OR PRINT WITH BLACK INK

Notice: Effective Nov. 1, 1997, All Owners, Agents, Partners, Stockholders, Officers, or Managers actively involved in the day to day operations of the business must attend a Department approved liquor law training course or provide proof of attendance within the last five years. See page 5 of the Liquor Licensing requirements.

SECTION 1 This application is for a:

- MORE THAN ONE LICENSE
- INTERIM PERMIT Complete Section 5
- NEW LICENSE Complete Sections 2, 3, 4, 13, 14, 15, 16
- PERSON TRANSFER (Bars & Liquor Stores ONLY) Complete Sections 2, 3, 4, 11, 13, 15, 16
- LOCATION TRANSFER (Bars and Liquor Stores ONLY) Complete Sections 2, 3, 4, 12, 13, 15, 16
- PROBATE/WILL ASSIGNMENT/DIVORCE DECREE Complete Sections 2, 3, 4, 9, 13, 16 (fee not required)
- GOVERNMENT Complete Sections 2, 3, 4, 10, 13, 15, 16

SECTION 2 Type of ownership:

- J.T.W.R.O.S. Complete Section 6
- INDIVIDUAL Complete Section 6
- PARTNERSHIP Complete Section 6
- CORPORATION Complete Section 7
- LIMITED LIABILITY CO. Complete Section 7
- CLUB Complete Section 8
- GOVERNMENT Complete Section 10
- TRUST Complete Section 6
- OTHER (Explain) _____

SECTION 3 Type of license and fees LICENSE #(s):

1. Type of License(s): Series 12 Restaurant

Department Use Only

2. Total fees attached: \$

APPLICATION FEE AND INTERIM PERMIT FEES (IF APPLICABLE) ARE NOT REFUNDABLE.

The fees allowed under A.R.S. 44-6852 will be charged for all dishonored checks.

SECTION 4 Applicant

1. Owner/Agent's Name: Mr. Nations Randy P 1002184
(Insert one name ONLY to appear on license) Last First Middle

2. Corp./Partnership/L.L.C.: CRGE Peoria, LLC B1049812
(Exactly as it appears on Articles of Inc. or Articles of Org.)

3. Business Name: Toby Keith's I Love this Bar & Grill
(Exactly as it appears on the exterior of premises)

4. Principal Street Location 9824 W. Northern Avenue Bldg. N Peoria Maricopa 85345
(Do not use PO Box Number) City County Zip

5. Business Phone: Applied For Daytime Phone: [REDACTED] 75 Email: amynations@azlic.com

6. Is the business located within the incorporated limits of the above city or town? YES NO

7. Mailing Address: P.O. Box 2502 Chandler Arizona 85244-2502
City State Zip

8. Price paid for license only bar, beer and wine, or liquor store: Type _____ \$ _____ Type _____ \$ _____

DEPARTMENT USE ONLY

Fees: 100 Application 0 Interim Permit 50.00 Site Inspection 0 Finger Prints \$ 150.00
TOTAL OF ALL FEES

Is Arizona Statement of Citizenship & Alien Status For State Benefits complete? YES NO

Accepted by: [REDACTED] Date: 2/8/2013 Lic. # 12079443

SECTION 5 Interim Permit:

1. If you intend to operate business when your application is pending you will need an Interim Permit pursuant to A.R.S. 4-203.01.
2. There **MUST** be a valid license of the same type you are applying for currently issued to the location.
3. Enter the license number currently at the location. _____
4. Is the license currently in use? YES NO If no, how long has it been out of use? _____

ATTACH THE LICENSE CURRENTLY ISSUED AT THE LOCATION TO THIS APPLICATION.

I, _____, declare that I am the CURRENT OWNER, AGENT, CLUB MEMBER, PARTNER,
(Print full name)
 MEMBER, STOCKHOLDER, OR LICENSEE (circle the title which applies) of the stated license and location.

State of _____ County of _____

X _____
(Signature)

The foregoing instrument was acknowledged before me this

My commission expires on: _____

_____ day of _____, _____
 Day Month Year

(Signature of NOTARY PUBLIC)

SECTION 6 Individual or Partnership Owners:

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE (FORM LIC0101), AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$22 PROCESSING FEE FOR EACH CARD.

1. Individual:

Last	First	Middle	% Owned	Mailing Address	City State Zip

Partnership Name: (Only the first partner listed will appear on license) _____

General-Limited	Last	First	Middle	% Owned	Mailing Address	City State Zip
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						
<input type="checkbox"/> <input type="checkbox"/>						

) Y R A S S E C E N F I T

2. Is any person, other than the above, going to share in the profits/losses of the business? YES NO
 If Yes, give name, current address and telephone number of the person(s). Use additional sheets if necessary.

Last	First	Middle	Mailing Address	City, State, Zip	Telephone#

FEB 8 10 41 AM '94
 LIC. DIV.

SECTION 7 Corporation/Limited Liability Co.:

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE (FORM LIC0101), AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$22 PROCESSING FEE FOR EACH CARD.

- CORPORATION Complete questions 1, 2, 3, 5, 6, 7, and 8.
 L.L.C. Complete 1, 2, 4, 5, 6, 7, and 8.

1. Name of Corporation/L.L.C.: CRGE Peoria, LLC
 (Exactly as it appears on Articles of Incorporation or Articles of Organization)
2. Date Incorporated/Organized: 02/01/2011 State where Incorporated/Organized: Arizona
3. AZ Corporation Commission File No.: _____ Date authorized to do business in AZ: _____
4. AZ L.L.C. File No: L-1656753-5 Date authorized to do business in AZ: 2.1.2011
5. Is Corp./L.L.C. Non-profit? YES NO
6. List all directors, officers and members in Corporation/L.L.C.:

Last	First	Middle	Title	Mailing Address	City State Zip
			managing Member		

(ATTACH ADDITIONAL SHEET IF NECESSARY)

7. List stockholders who are controlling persons or who own 10% or more:

Last	First	Middle	% Owned	Mailing Address	City State Zip
			100%		

(ATTACH ADDITIONAL SHEET IF NECESSARY)

8. If the corporation/L.L.C. is owned by another entity, attach a percentage of ownership chart, and a director/officer/member disclosure for the parent entity. Attach additional sheets as needed in order to disclose personal identities of all owners.

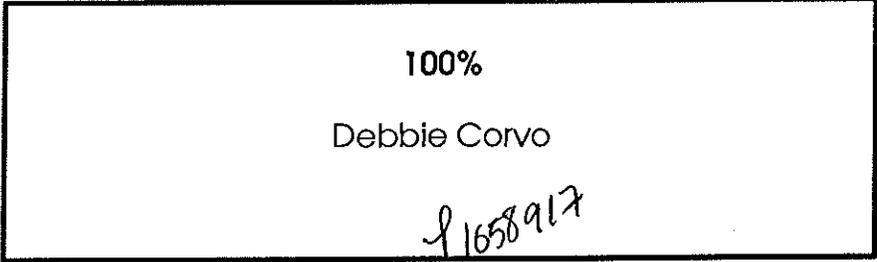
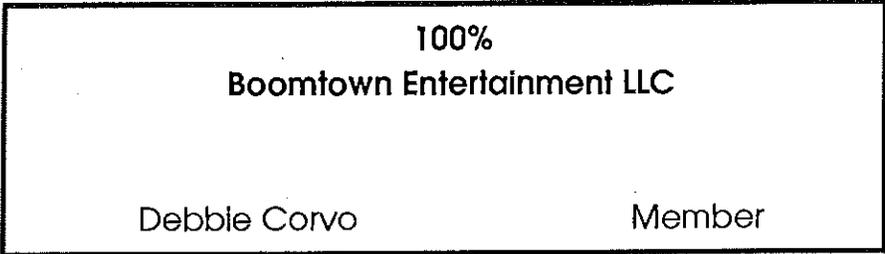
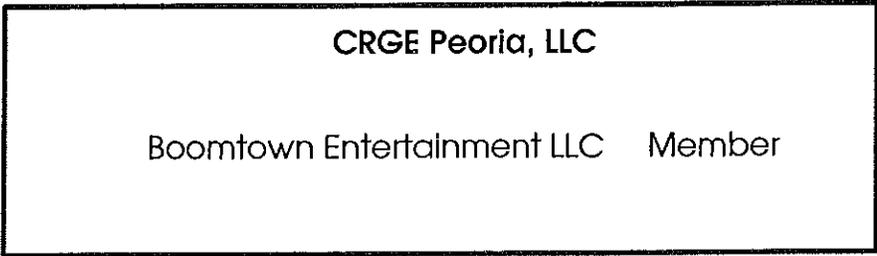
SECTION 8 Club Applicants:

EACH PERSON LISTED MUST SUBMIT A COMPLETED QUESTIONNAIRE (FORM LIC0101), AN "APPLICANT" TYPE FINGERPRINT CARD, AND \$22 PROCESSING FEE FOR EACH CARD.

1. Name of Club: _____ Date Chartered: _____
 (Exactly as it appears on Club Charter or Bylaws) (Attach a copy of Club Charter or Bylaws)
2. Is club non-profit? YES NO
3. List officer and directors:

Last	First	Middle	Title	Mailing Address	City State Zip

(ATTACH ADDITIONAL SHEET IF NECESSARY)



13 MAR 8 12P. LC. 88941

SECTION 9 Probate, Will Assignment or Divorce Decree of an existing Bar or Liquor Store License:

- 1. Current Licensee's Name: _____
(Exactly as it appears on license) Last First Middle
- 2. Assignee's Name: _____
Last First Middle
- 3. License Type: _____ License Number: _____ Date of Last Renewal: _____
- 4. ATTACH TO THIS APPLICATION A CERTIFIED COPY OF THE WILL, PROBATE DISTRIBUTION INSTRUMENT, OR DIVORCE DECREE THAT SPECIFICALLY DISTRIBUTES THE LIQUOR LICENSE TO THE ASSIGNEE TO THIS APPLICATION.

SECTION 10 Government: (for cities, towns, or counties only)

- 1. Governmental Entity: _____
- 2. Person/designee: _____
Last First Middle Contact Phone Number

A SEPARATE LICENSE MUST BE OBTAINED FOR EACH PREMISES FROM WHICH SPIRITUOUS LIQUOR IS SERVED.

SECTION 11 Person to Person Transfer:

Questions to be completed by CURRENT LICENSEE (Bars and Liquor Stores ONLY-Series 06,07, and 09).

- 1. Current Licensee's Name: _____ Entity: _____
(Exactly as it appears on license) Last First Middle (Indiv., Agent, etc.)
- 2. Corporation/L.L.C. Name: _____
(Exactly as it appears on license)
- 3. Current Business Name: _____
(Exactly as it appears on license)
- 4. ~~Physical Street Location of~~ Business: Street _____
City, State, Zip _____
- 5. License Type: _____ License Number: _____
- 6. If more than one license to be transfered: License Type: _____ License Number: _____
- 7. Current Mailing Address: Street _____
(Other than business) City, State, Zip _____
- 8. Have all creditors, lien holders, interest holders, etc. been notified of this transfer? YES NO
- 9. Does the applicant intend to operate the business while this application is pending? YES NO If yes, complete Section 5 of this application, attach fee, and current license to this application.

13 MAR 8 11:41 AM '11

10. I, _____, hereby authorize the department to process this application to transfer the
(print full name)
privilege of the license to the applicant, provided that all terms and conditions of sale are met. Based on the fulfillment of these conditions, I certify that the applicant now owns or will own the property rights of the license by the date of issue.

I, _____, declare that I am the CURRENT OWNER, AGENT, MEMBER, PARTNER
(print full name)
STOCKHOLDER, or LICENSEE of the stated license. I have read the above Section 11 and confirm that all statements are true, correct, and complete.

(Signature of CURRENT LICENSEE)

State of _____ County of _____
The foregoing instrument was acknowledged before me this

Day Month Year

My commission expires on: _____

(Signature of NOTARY PUBLIC)

SECTION 12 Location to Location Transfer: (Bars and Liquor Stores ONLY)

APPLICANTS CANNOT OPERATE UNDER A LOCATION TRANSFER UNTIL IT IS APPROVED BY THE STATE

- 1. Current Business: Name _____
(Exactly as it appears on license) Address _____
- 2. New Business: Name _____
(Physical Street Location) Address _____
- 3. License Type: _____ License Number: _____
- 4. If more than one license to be transferred: License Type: _____ License Number: _____
- 5. What date do you plan to move? _____ What date do you plan to open? _____

SECTION 13 Questions for all in-state applicants excluding those applying for government, hotel/motel, and restaurant licenses (series 5, 11, and 12):

A.R.S. § 4-207 (A) and (B) state that no retailer's license shall be issued for any premises which are at the time the license application is received by the director, within three hundred (300) horizontal feet of a church, within three hundred (300) horizontal feet of a public or private school building with kindergarten programs or grades one (1) through (12) or within three hundred (300) horizontal feet of a fenced recreational area adjacent to such school building. The above paragraph DOES NOT apply to:

- a) Restaurant license (§ 4-205.02)
- b) Hotel/motel license (§ 4-205.01)
- c) Government license (§ 4-205.03)
- d) Fenced playing area of a golf course (§ 4-207 (B)(5))

13 MAR 8 Lic. Lic. 019 241

- 1. Distance to nearest school: _____ ft. Name of school _____
Address _____
City, State, Zip _____
- 2. Distance to nearest church: _____ ft. Name of church _____
Address _____
City, State, Zip _____
- 3. I am the: Lessee Sublessee Owner Purchaser (of premises)

4. If the premises is leased give lessors: Name Parke West, LLC C/O The Howard Hughes Corporation
Address One Galleria Tower, 22nd Floor 13355 Noel Road Dallas, Texas 75240
City, State, Zip _____

- 4a. Monthly rental/lease rate \$ 47,375.75 What is the remaining length of the lease 10 yrs. mos.
- 4b. What is the penalty if the lease is not fulfilled? \$ _____ or other Termination of lease, recovery of monetary damages
(give details - attach additional sheet if necessary)
- 5. What is the total **business** indebtedness for this license/location excluding the lease? \$ 2.9 million Tenant Allowance
Please list lenders you owe money to.

Last	First	Middle	Amount Owed	Mailing Address	City State	Zip
Parke West, LLC C/O The Howard Huges Corp			2.9 Million	One Galleria Tower, 22nd Floor 13355 Noel Road Dallas, Texas 75240		

(ATTACH ADDITIONAL SHEET IF NECESSARY)

6. What type of business will this license be used for (be specific)? Restaurant / Bar

SECTION 13 - continued

- 7. Has a license or a transfer license for the premises on this application been denied by the state within the past one (1) year?
 YES NO If yes, attach explanation.
- 8. Does any spirituous liquor manufacturer, wholesaler, or employee have any interest in your business? YES NO
- 9. Is the premises currently licensed with a liquor license? YES NO If yes, give license number and licensee's name:

License # _____ (exactly as it appears on license) Name _____

SECTION 14 Restaurant or hotel/motel license applicants:

- 1. Is there an existing restaurant or hotel/motel liquor license at the proposed location? YES NO
 If yes, give the name of licensee, Agent or a company name:

_____ and license #: _____
Last First Middle

- 2. If the answer to Question 1 is YES, you may qualify for an Interim Permit to operate while your application is pending; consult A.R.S. § 4-203.01; and complete SECTION 5 of this application.
- 3. All restaurant and hotel/motel applicants must complete a Restaurant Operation Plan (Form LIC0114) provided by the Department of Liquor Licenses and Control.
- 4. As stated in A.R.S. § 4-205.02.G.2, a restaurant is an establishment which derives at least 40 percent of its gross revenue from the sale of food. Gross revenue is the revenue derived from all sales of food and spirituous liquor on the licensed premises. By applying for this hotel/motel restaurant license, I certify that I understand that I must maintain a minimum of 40 percent food sales based on these definitions and have included the Restaurant Hotel/Motel Records Required for Audit (form LIC 1013) with this application.



As stated in A.R.S § 4-205.02 (B), I understand it is my responsibility to contact the Department of Liquor Licenses and Control to schedule an inspection when all tables and chairs are on site, kitchen equipment, and, if applicable, patio barriers are in place on the licensed premises. With the exception of the patio barriers, these items are not required to be properly installed for this inspection. Failure to schedule an inspection will delay issuance of the license. If you are not ready for your inspection 90 days after filing your application, please request an extension in writing, specify why the extension is necessary, and the new inspection date you are requesting. To schedule your site inspection visit www.azliquor.gov and click on the "Information" tab.

_____ applicants initials

SECTION 15 Diagram of Premises: (Blueprints not accepted, diagram must be on this form)

- 1. Check ALL boxes that apply to your business:

<input checked="" type="checkbox"/> Entrances/Exits	<input checked="" type="checkbox"/> Liquor storage areas	Patio: <input type="checkbox"/> Contiguous
<input type="checkbox"/> Service windows	<input type="checkbox"/> Drive-in windows	<input type="checkbox"/> Non Contiguous
- 2. Is your licensed premises currently closed due to construction, renovation, or redesign? YES NO
 If yes, what is your estimated opening date? 05/15/2013
month/day/year
- 3. Restaurants and hotel/motel applicants are required to draw a detailed floor plan of the kitchen and dining areas including the locations of all kitchen equipment and dining furniture. Diagram paper is provided on page 7.
- 4. The diagram (a detailed floor plan) you provide is required to disclose only the area(s) where spiritous liquor is to be sold, served, consumed, dispensed, possessed, or stored on the premises unless it is a restaurant (see #3 above).
- 5. Provide the square footage or outside dimensions of the licensed premises. Please do not include non-licensed premises, such as parking lots, living quarters, etc.

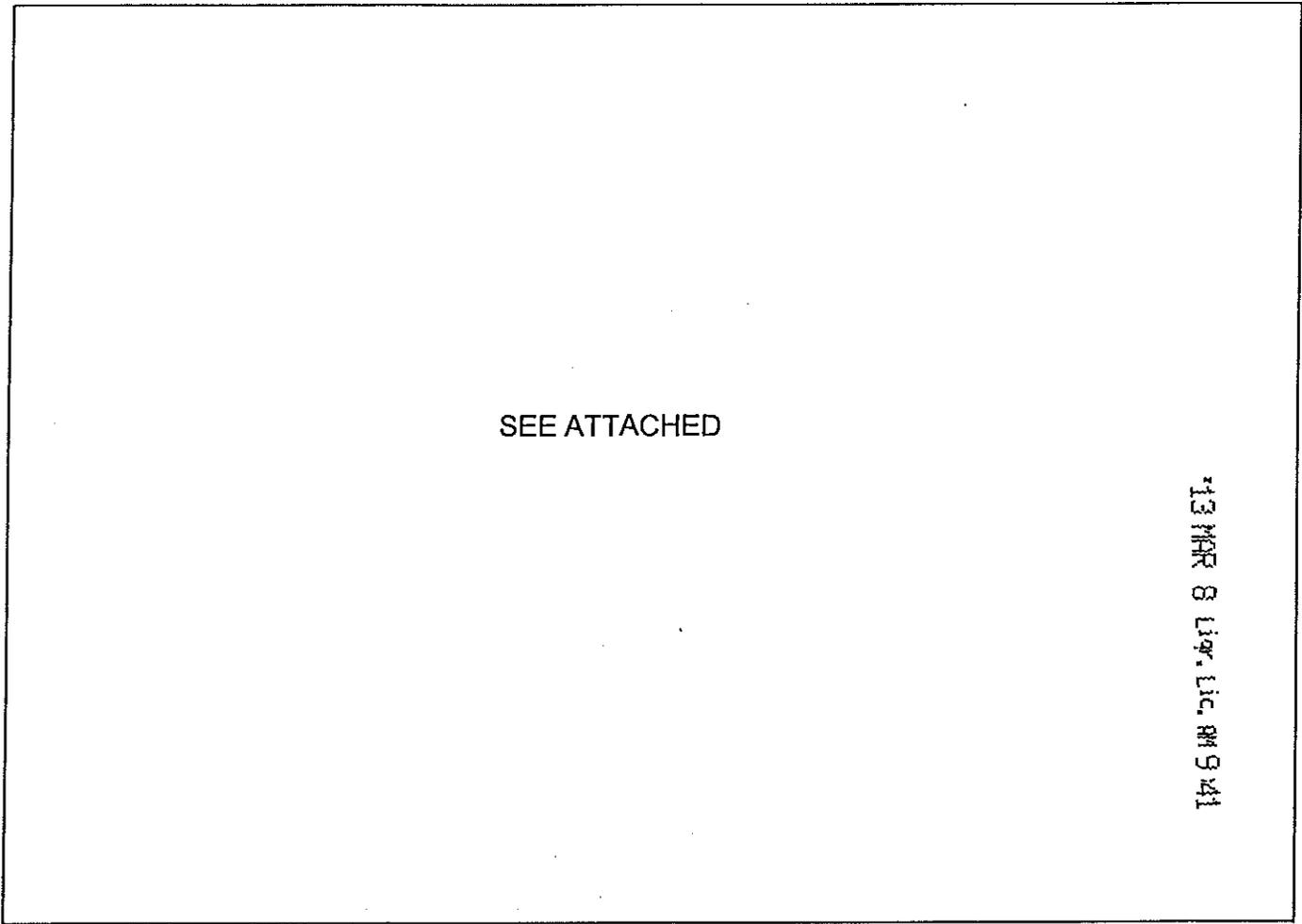
As stated in A.R.S. § 4-207.01(B), I understand it is my responsibility to notify the Department of Liquor Licenses and Control when there are changes to boundaries, entrances, exits, added or deleted doors, windows or service windows, or increase or decrease to the square footage after submitting this initial drawing.

_____ applicants initials

SECTION 15 Diagram of Premises

4. In this diagram please show only the area where spirituous liquor is to be sold, served, consumed, dispensed, possessed or stored. It must show all entrances, exits, interior walls, bars, bar stools, hi-top tables, dining tables, dining chairs, the kitchen, dance floor, stage, and game room. Do not include parking lots, living quarters, etc. When completing diagram, North is up ↑.

If a legible copy of a rendering or drawing of your diagram of premises is attached to this application, please write the words "diagram attached" in box provided below.



SECTION 16 Signature Block

I, Randy D. Nations, hereby declare that I am the OWNER/AGENT filing this application as stated in Section 4, Question 1. I have read this application and verify all statements to be true, correct and complete.

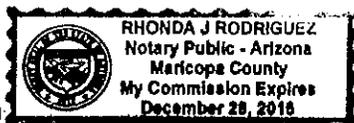
[Redacted signature area]

State of Arizona County of Maricopa

The foregoing instrument was acknowledged before me this

5th of March, 2013

[Redacted signature area]
signature of NOTARY PUBLIC



My commission expires on

Day Month Year

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: 18R

Date Prepared: May 6, 2013

Council Meeting Date: May 7, 2013

TO: Honorable City Council

FROM: Bob Barrett, Mayor
Tony Rivero, Vice Mayor

SUBJECT: Tohono O'odham Nation's West Valley Resort

Purpose:

This is a request for City Council to adopt a proposed resolution opposing H.R. 1410 which has been introduced in the United States House of Representatives. This proposal limits the rights of the Tohono O'odham Nation to use certain property placed in the Nation adjacent to the City of Peoria.

Background/Summary:

In April, 2013, U.S. Representative Trent Franks introduced H.R. 1410 into the United States House of Representatives. The proposed legislation would prohibit the Tohono O'odham Nation from constructing a resort on property which the United States Secretary of the Interior has approved for inclusion in the Nation. The resolution would indicate the City's opposition to such legislation.

The question of incorporation of the property adjacent to the City of Peoria into the Tohono O'odham Nation and the authorization to engage in gaming pursuant to the Indian Gaming Regulatory Act and the compact between the State of Arizona and the Tohono O'odham Nation has been extensively reviewed by a number of federal agencies and courts. These reviews uphold the Nation's right to engage in the construction of a resort.

The interest of the public is best protected when local governments such as the Tohono O'odham Nation and the City of Peoria work cooperatively to identify problems and solutions. The proposed legislation H.R. 1410 would foreclose to economic development that could mutually benefit the Tohono O'odham Nation and the West Valley.

Previous Actions:

None

Options:

A: That the Mayor and Council adopt the proposed resolution opposing H.R. 1410.

B: That the Mayor and Council do not adopt the proposed resolution opposing H.R. 1410.

Staff's Recommendation:

None:

Fiscal Analysis:

No Fiscal Impact

Narrative:

If Council adopts the resolution, copies will be sent to each United States Senator from Arizona and to each member of our congressional delegation.

Exhibit:

Exhibit 1: Proposed Resolution

Contact Name and Number:

Bob Barrett, Mayor

Tony Rivero, Vice Mayor

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.

WHEREAS, on January 28, 2009, the Tohono O'odham Nation contacted the City of Peoria and announced its intent to develop a West Valley Resort and Casino that will create thousands of construction jobs and more than three thousand (3,000) permanent jobs while providing hundreds of millions of dollars in annual economic benefits to the State of Arizona and local communities; and

WHEREAS, the City of Peoria, Arizona is adjacent to the Tohono O'odham Nation's property from 91st to 95th Avenues along Northern Avenue; and

WHEREAS, the Tohono O'odham Nation and its representatives and the City of Peoria have been working together, since the West Valley Resort announcement to engage the community, including residents, business owners and the Peoria Unified School District; and

WHEREAS representatives of the Tohono O'odham Nation has received input from meetings with Peoria officials and community members and as a result, the Tohono O'odham Nation has altered the site plan to construct the resort on the western border of the Nation's property at 95th Avenue; and

WHEREAS, there have been nine (9) straight decisions by courts and federal agencies affirming the Tohono O'odham Nation's right to move forward with its West Valley Resort Project; and

WHEREAS, since the January 28, 2009, announcement, public opinion has consistently supported the project by margins of more than two to one in polls of West Valley voters; and

WHEREAS, in April of 2013, United States Representative Trent Franks introduced H.R. 1410, which would prohibit the Tohono O'odham Nation from constructing its planned resort project by prohibiting gaming on the Tohono O'odham Nation's property, and

WHEREAS, legal authorization exists for the Tohono O'odham Nation to construct the resort project that exists under relevant federal law and the Tribe's compact with the State of Arizona.

THEREFORE, BE IT RESOLVED by the Mayor and City Council of the City of Peoria, Arizona, as follows:

Section 1. The City of Peoria, Arizona affirms our commitment to continue to work with the Tohono O'odham Nation when its West Valley property is taken into federal trust to ensure that the West Valley Resort is a benefit to our community.

Section 2. The Mayor and Council of the City of Peoria, Arizona opposes the federal legislation, H.R. 1410, that attempts to prevent gaming on this property because it would foreclose the thousands of jobs and economic impact associated with the unique entertainment asset that does not yet exist in our region, the West Valley.

Section 3. That the City Clerk is directed to send a copy of this resolution to each of Arizona's United States Senators and each member of Arizona's congressional delegation.

PASSED AND ADOPTED by the Mayor and City Council of the City of Peoria, Arizona this 7th day of May, 2013.

AYES:

NAYS:

Resolution 2013- 41
May 7, 2013
Page 3 of 3

Bob Barrett, Mayor

Attest:

Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

Stephen M. Kemp, City Attorney



City Council Calendar

Color Key:
City Council

< April	May 2013					June >
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
			1	2	3	4
5	6	7 Regular City Council Meeting Special Meeting & Study Session	8	9	10	11
12	13	14	15	16	17	18
19	20	21 Regular City Council Meeting Special Meeting & Study Session	22	23 Council Subcommittee on Policy and Appointments Meeting	24	25
26	27	28	29	30	31	



City Council Calendar

Color Key:
City Council

< May	June 2013					July >
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
						1
2	3	4 Regular City Council Meeting Special Meeting & Study Session	5	6	7	8
9	10	11 Council Subcommittee on Policy and Appointments Meeting	12	13	14	15
16	17	18 Regular City Council Meeting Special Meeting & Study Session	19	20	21	22
23	24 City Council Subcommittee on Community Culture & Public Safety	25	26	27	28	29
30						

**CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION**

Agenda Item: RCM 19A

Date Prepared: April 29, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager

FROM: Lyman Locket, Human Resources Manager

THROUGH: Julie Ayers, Human Resources Director

SUBJECT: Advancing Leadership Development Program – Final Project Presentation

Purpose:

The intent of this report is to present to the City Council the final project from a cohort of “emerging leaders” in the city who have been engaged in the City’s Advancing Leadership Development Program (ALDP) for the past 12 months.

Background/Summary:

In 2011, the City completed a self evaluation of our training programs and began the process of revamping our training and development offerings under the banner of Peoria Service Excellence University.

As a result of this evaluation, we created a new Four Tier Leadership Development Model. The ALDP is the third tier of the City’s Four Tier Leadership Development Model. ALDP is a twelve month leadership development track that is targeted at emerging leaders in the city. The program, developed in partnership with Arizona State University incorporates twelve in-class sessions that are facilitated mostly by ASU instructors and culminates with a final project.

In 2012, thirteen “emerging leaders” were selected to participate in the program, all have successfully fulfilled the requirements of the program. They are:

Michael Ashley – Retired Police Lieutenant
Marc Brust – Recreation Manager
Teresa Corless – Administrative Services Mgr.
Jay Davies – Police Manager
Chris Easom – Sports Complex Manager
Natalie Gilstrap – City Clerk Specialist
Lyman Locket – Human Resources Manager

Michele Morice – IT Application Systems Sup.
Christine Nickel – HR Administrator
Dawn Prince – Human Resources Consultant
Janet Ramsay – Public Works Operations Mgr.
Javier Setovich – Construction Superintendent
Bruce Walls – Police Lieutenant

They are here today to present their final project called, “PEOPLE.”

Previous Actions:

N/A

Options: *(include as many as reasonable)*

N/A

Staff's Recommendation: N/A

Fiscal Analysis:

N/A

Narrative: N/A

Exhibit(s): *PowerPoint Presentation*

Exhibit 1: *PowerPoint Presentation*

Exhibit 2: Executive Scope and Summary Document

Contact Name and Number: Lyman Locket 623-773-7104



Leadership Excellence

Executive Leadership Program

Advancing Leadership Development Program

Supervisor Certification Program

Aspiring Supervisor Program

Mentor

Mentor

Mentor



Advancing Leadership Development Program Executive Scope and Summary

Advancing Leadership Program Executive Introduction

Twelve months ago thirteen of us embarked on a journey. That journey immersed us in an opportunity to demonstrate to you that we are your advancing leaders of tomorrow. Each of us took the curriculum in the Advancing Leadership Development Program seriously and understood that it will have a lasting impact on our abilities as leaders. From intuitive conversations about collaborative communication and building trust, to understanding emotional intelligence, change and transition this program was dynamic and challenged each of us to work outside our comfort zones. It encompassed the facets of developing a rock solid legacy etched in our core values (Professional, Ethical, Open, Responsive, Innovative and Accountable) and we delved into the navigation of strategic planning and how important cultivating human resource development is in establishing goals.

Each of you sees something in us that we see in ourselves and that is the ability to give something back to this community in a leadership capacity.

Lyman	Christine	Chris
Mike	Dawn	Janet
Jay	Javier	Marc
Michele	Natalie	
Bruce	Teresa	

We appreciate your confidence in our abilities and more importantly your continued mentorship. This advancing program has been phenomenal and has enabled us to create a project brazened in collaborative innovation utilizing our experiences and the competencies we learned from this class.

Fade to PEOPLE Promo

PEOPLE

Peoria Engaging in Opportunity and Partnerships Leading to Excellence (PEOPLE) is a program designed to reach and welcome each new City of Peoria resident to the great opportunities and services that our city has to offer. In this respect, each of us are ambassadors of the goodwill the City of Peoria advocates and are obligated to share that fortune with those that choose to live in our city. We will accomplish this by embarking on three (3) goals:

- Civic engagement through department collaboration
- Interpersonal citizen contact (sharing of information/city resources)
- Ambassadorship (a direct line for transitional assistance)

Advancing Leadership Development Program Executive Scope and Summary

The City of Peoria is on the cutting edge of innovation and is a recognized leader in the State of Arizona. Peoria is a destination of choice because it is a great place to live. Let’s distinguish our city by establishing unique, positive relationships with citizens new to our community starting with a resolute welcome and firm, personal handshake. Imagine Peoria's first impression when we show...we believe in PEOPLE.

“You can close more business in two months by becoming interested in other people than you can in two years by trying to get people interested in you.” –Dale Carnegie

Who is Impacted and How They Will be Impacted

Who is Impacted	How They Will Be Impacted
All Departments at City of Peoria	<ul style="list-style-type: none"> • Department directors will determine employee eligibility to participate in the program. • Directors and staff will determine how service levels will be maintained. • Departments will be responsible for supplying current information for distribution via the City Informational pamphlet and/or flash drive with additional City information.
Finance Customer Service Representatives	<ul style="list-style-type: none"> • Provide PEOPLE Ambassadors with notification of new residents. • Track PEOPLE visits and provide report to management as requested.
City of Peoria Ambassadors	<ul style="list-style-type: none"> • Regular, part and full time benefitted employees and volunteers will be eligible to participate in the program. • Employees will be selected by the department directors to participate and supervisors will work with employees to fit the ambassador duties into the daily routine. • Participation in the program shall not exceed four (4) hours per month and shall not create overtime eligibility. • A training program will also be developed to give the ambassadors a clear overview of what is expected and deliverables that go along with the program.
Advancing Leadership Program (ALDP) Team	<ul style="list-style-type: none"> • The ALDP Team will oversee the pilot program. Once the pilot is complete, ALDP will evaluate the results and make a recommendation for continuation of the program, if applicable.

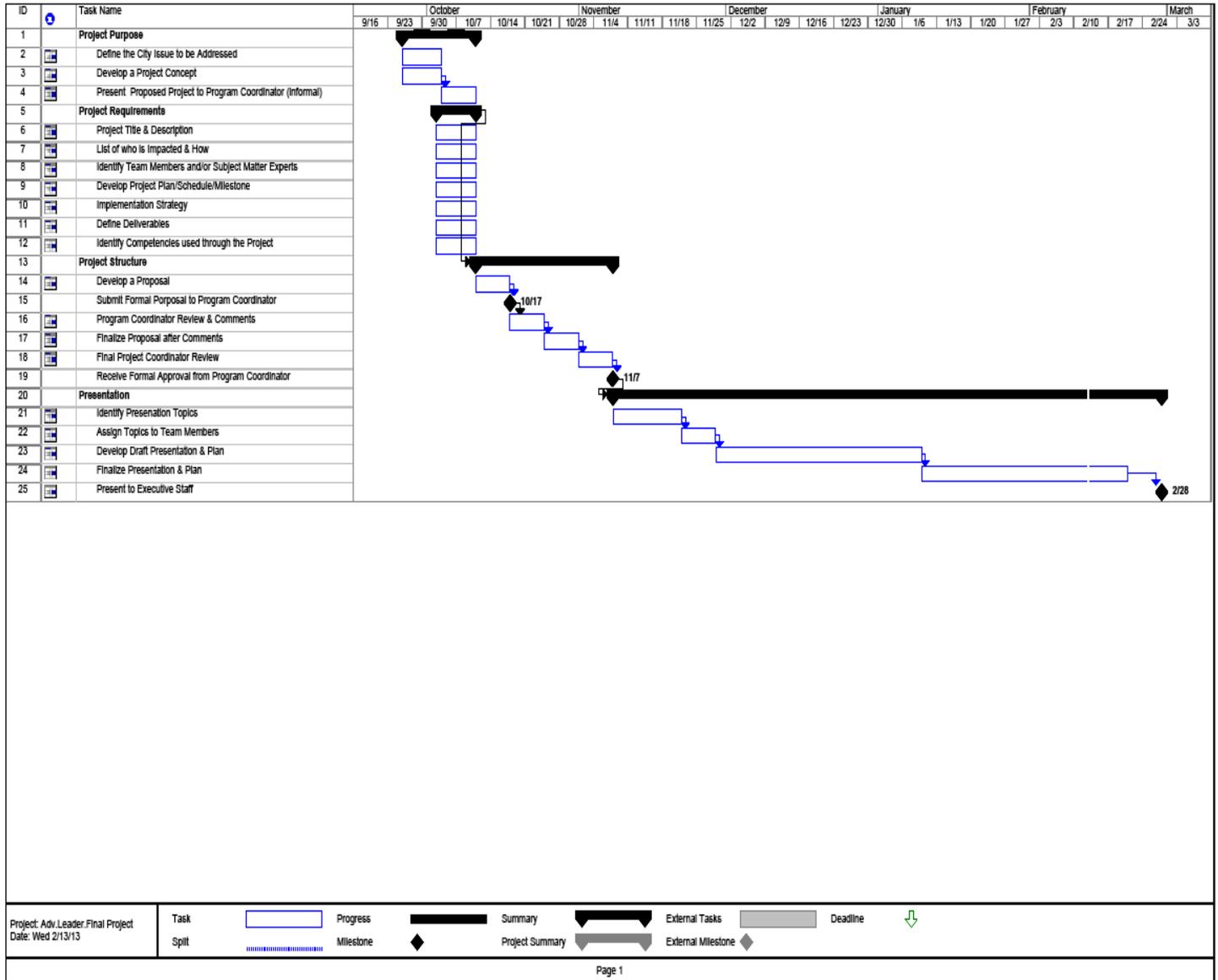
Advancing Leadership Development Program Executive Scope and Summary

Residents	<ul style="list-style-type: none"> • New residents will be visited by a PEOPLE Ambassador, provided information on services, city events, and contact information for their assigned liaison. • Residents will experience a positive first impression of the city and the opportunities/services available to them.
Media / Public Information Office (PIO)	<ul style="list-style-type: none"> • Through distribution of press releases, feature stories and other marketing materials, the local media will be engaged by the PIO to promote this new and sustainable program. • Additional promotion will be done via Peoria's websites, Channel 11, and at future community events.

Team Members & Subject Matter Experts	Task/Event
ALDP	Presentation of pilot program to Executive Leadership (CM and DCM).
Executive Leadership	Approval of pilot program presentation to Leadership Team.
ALDP	Commence with pilot program.
Directors	Provide contact for department information (pamphlet/flash drive). Work with participating PEOPLE employees/ambassadors and their schedules.
PEOPLE Ambassadors	Volunteer for program, receive training and conduct welcome visits.
ALDP	Train PEOPLE Ambassadors
Finance	Identification of new residents Maintain new resident visit data
ALDP, Communications	Obtain and coordinate welcome materials and flash drive
ALDP	Execute pilot program <ul style="list-style-type: none"> - Oversight - Measurements - Project analysis/feasibility - Present findings to Leadership Team
ALDP	Review program and make any changes based on feedback Make recommendations on how program will continue
City Executive and Leadership Team	Approval/denial of project continuation

Advancing Leadership Development Program Executive Scope and Summary

Project Plan/Schedule



Advancing Leadership Development Program Executive Scope and Summary

Implementation Strategy

PHASE I 0-2Months	PHASE II 2 mos. – 1 Year	PHASE III 1 – 2 Years	PHASE IV 2 – 3 Years
<p>Goal: Launch Pilot Program Launch new citizen outreach program to welcome, educate and engage 15-20 successful contacts with new households per month.</p> <p>Deliverables:</p> <ul style="list-style-type: none"> • Welcome packets that are engaging, sustainable, informational and innovative • Criteria for Ambassador selection • Develop “PEOPLE” Ambassador Training • Train ambassadors • Development marketing plan • Develop new resident website to support PEOPLE initiative • Survey results • Set up project email • Obtain pen flash drive ➤ Moving to Phase II is contingent upon results of Pilot Program 	<p>Goal: Expand Program Reach Broaden program reach to capture not less than 25% of all new households.</p> <p>Deliverables:</p> <ul style="list-style-type: none"> • Map ideal geographical placement of Ambassadors • Training and deploy 20 field employees as Ambassadors • Provide optional methods of welcome packet delivery based on customer request • Integrate assignment of new resident welcome visit into work order system (Hansen) • Annual assessment <ul style="list-style-type: none"> ○ Modifications ○ Efficiencies ○ Partnerships ○ Expansion • Determination of organizational placement <ul style="list-style-type: none"> ○ Permanent or rotational ○ Roles and responsibilities 	<p>Goal: Initiate Cultural Change Components Implement measure that changes the culture of the city, resulting in a measureable enhancement in the relationship we have with citizens.</p> <p>Deliverables:</p> <ul style="list-style-type: none"> • Integrate “PEOPLE” Ambassador Training in orientation and all applicable training • Institute performance measures to gauge effectiveness of PEOPLE Program • Develop a recognition program for Certified Ambassadors. Pin or insignia to highlight the achievement • Integrate in citizens survey 	<p>Goal: Sustain and Grow the Program Establish Roles and responsibilities throughout the city to ensure the program is delivered at a high level going forward.</p> <p>Add new residents to the program including apartment dwellers.</p> <p>Deliverables:</p> <ul style="list-style-type: none"> • Assigned roles and responsibilities • Implement annual program review • Integrate into marketing plan to brand the city

Advancing Leadership Development Program Executive Scope and Summary

Outcomes, Deliverables, and Results

Expected Outcomes: This is a description of the anticipated and desired outcomes of this project, including those during and at the end of the project.

1. An improvement in the level of service to citizens, with a significantly higher level of personal contact.
2. With this innovative approach to citizen communication, the city will be uniquely positioned as a leader among municipal organizations.
3. This effort will add to Peoria's existing reputation for excellence, and further separate us from other organizations.
4. In conjunction with other concepts, this project will contribute to the city's branding initiative.
5. The "ambassador" concept of the project will allow for additional mentor opportunities as project leaders work with selected "ambassadors" to implement the project.
6. A cultural shift will result, further minimizing the "that's not my job" aspect of the public sector.
7. An increase in transparency will be realized as citizens will have direct contact with program "ambassadors", who take personal responsibility for ensuring seamless service for citizens.
8. An overall increase in the level of customer service will be achieved, as the program and its effects expand: the "ambassador" mindset will become the norm for all employees.
9. Thorough marketing of the effort, even a small number of citizen contacts will demonstrate the project's benefits, garnering positive media coverage and resulting in excellent public relations for the city.
10. This project, created and implemented by a multi-disciplinary team with the intent of bringing departments together to deliver their messages to citizens, will have a tremendous impact on reducing – or eliminating – the "silo effect" that is so common in large organizations.

Advancing Leadership Development Program Executive Scope and Summary

Evaluation

The outcomes will be evaluated by quality measures to determine the effectiveness of the program's activities and services. Individual or focus group interviews, open-ended survey questions and observations of the program in action will take place. Surveys to citizens, Ambassadors, and City personnel will be in the same format so tracking and measuring the results are manageable. Data will be collected on an on-going basis.

The annual citizen survey can be utilized to measure improved satisfaction of our citizens as a result of this program.

Sustainability

This program is destined for longevity through a concerted effort of continual process improvement. Although we realize this project is sprinkled with a vintage citizen connection concept, it is seasoned with new fangled technology and a modern procedural enhancement methodology. The project idea was studied among 20 Peoria residents, all of whom wholeheartedly embraced the notion and would be a willing recipient of a PEOPLE exchange.

This initial study gave us the framework for the basis of our program. By initially incorporating our customer in the process, we gained input which enabled us to tailor a program that meets their needs and incorporates the city's core values (Professional, Ethical, Open, Responsive and Accountable). We will start the PEOPLE outreach with a core group of personnel sampling a select group of new citizens. The core group will analyze that contact with a monthly follow-up citizen assessment and improve the process based on viable cost effective information. This improvement sampling process utilizing a core group of professionals will continue for a six month test period while striving to gain the best possible benchmarks to outline our program as an Arizona model. Upon completion of our six month measurement process, the group will move toward validation by presenting the model to City leadership for approval.

We believe that by baby-stepping our proposal with citizen samplings and monthly evaluations, we stand a high probability for an eventual successful implementation. Further, by using a core group of selected individuals we will not need to tap into other resources during the evaluation period. We have a strong strategic plan which will keep us focused on reaching the ultimate goal—establishing a unique welcoming program. In addition, this program will consolidate several individual efforts to issue welcoming information to the public into one electronically motivated venue thus reducing dollars spent. Sustainability comes from constant review and revamping of procedures to meet new and emerging needs. Our evaluation process ensures we stay tuned to the pulse of our citizens, while meeting the goals of the city, thereby ensuring our sense for a durable program is secure.

Advancing Leadership Development Program Executive Scope and Summary

The sustainability of the program will greatly depend on the creation of a strategy that assigns ongoing resources to maintaining the program as a viable public outreach tool. A clear and detailed identification of the needed resources is crucial to the long term survival of the program. The main elements of this plan will need to address the following:

- Integration of the program as a main element in the City of Peoria culture
 - New Employee Orientation
 - Peoria Leadership Institute
 - Active Promotion among existing employees
- Leadership
 - Identification of a leading Department/Committee
 - Program for time demands
 - Managing budget
 - Manage the logistics/dispatch of ambassadors
 - Distributes work equitably
 - Creates metrics/evaluates program success
- Staff
 - A plan for creating a renewable source of volunteers
 - Commitment and support from Department executive leadership
 - Ensuring proportional participation by all City Departments.
 - Creating balance between core employee functions and “Ambassador program”
 - Development of a training program for “Ambassadors”
 - Integrating performance in the program into employee development/performance review
- Program Tools
 - Funding sources for program sustainability
 - Developing and tracking metrics
 - Establish procedures for logistics (vehicles, schedules, formation of Ambassador Teams)
 - Recognition for employees involved in the program
 - Training
 - Develop training program
 - Presentation/Communications Skills
 - Knowledge of City Services
 - Personnel/Citizen Safety
 - Ethics
 - Conduct Refreshers
 - Create “Ambassador Certification”
 - Develop “Trainer” standards
 - Develop Trainers

Advancing Leadership Development Program Executive Scope and Summary

Leadership Competencies

The Advancing Leadership Development Program consisted of eight courses over a 10-month period. Thirteen emerging leaders from a wide variety of departments were selected to participate in the inaugural session. The culmination of the program is a group project which will be presented as a pilot project proposal for possible city-wide implementation. The project incorporated the core competencies studied throughout the program.

Collaborative Communication

Collaborative communication is an important skill that is demonstrated through the completion of the project and presentation, as well as the pilot project implementation. This class is comprised of diverse, knowledgeable, and competent individuals, who are committed to working together toward a shared and understood goal, in order to produce an extraordinary outcome. Keys components of collaborative communication include:

- People Buy People – Law of Receptivity
- Like Attracts Like – Pacing
- Perception is Reality – Behavioral, Thinking, and Values Strategies

An example of collaborative communication in the project includes taking the first step and reaching out to the citizenry with a goal of receptivity through civic engagement, but really, the entire project was an example of collaborative communication at its best. Each individual in the Program is opinionated and relatively outspoken. In a negative connotation, that could spell disaster with such a large number of participants. In this case however, the group found ways to engage each individual and work collaboratively toward a common goal which is ultimately, an excellent example of several leadership competencies including collaborative communication.

Emotional Intelligence

Emotional intelligence is an important aspect of leadership. Competencies of emotional intelligence include:

- Self Awareness
- Self Management
- Social Awareness
- Relationship Management

Advancing Leadership Development Program Executive Scope and Summary

Emotional intelligence is a study of human factors in leadership. In the project, the application of this competency will be demonstrated in the selection and motivation of the employees who will become the ambassadors of the city. It will likewise be demonstrated through appropriate, alternate assignments for those whose personalities do not fit this role. It will be demonstrated in the engagement and at the door of the citizens to whom we reach out. By mirroring their receptivity and engagement, we can ensure a comfortable and successful meeting that will accomplish the goals of the project.

Human Resource Development: Enhancing Performance

Human Resource Development targets the human capital. Human development is critical to the success of a project or organization. Elements of human performance include:

- Culture
- Competency
- Succession Planning

In the project, performance enhancement is applied through a cultural shift to a personal introduction of the city to the citizens by an assigned ambassador. In a world focused on technology, our project challenges the culture to be mindful of the human resource in both our employees and our citizens. Competency indicators will be citizen reactions and employee motivation to participate in the project and succession planning will be demonstrated through the longevity of the project as there may be participants who really enjoy the opportunity while others may find it a burden after time. Ambassadors can be rotated to allow other employees the opportunity to participate.

Building and Maintaining Trust

Building and maintaining trust with employees and the City of Peoria citizens are vital keys to the success of the project and will be demonstrated through the extension of trust to the employees who will represent the city as our ambassadors to build credibility and trust with the citizens. Three components of trust are:

- Character – The capacity of trusting.
- Competence – The perception of competence.
- Motive – The perception of intent (transparency).

Building and maintaining trust is an important goal of the project. This project will provide the city with the opportunity to develop a trusting relationship with the citizens. Our moment of truth begins with that personal handshake and it never ends, but culminates in an ongoing relationship.

Advancing Leadership Development Program Executive Scope and Summary

Transition

Establishing stability and forward motion will assist us in transitioning to a *New Peoria*. Transition is the process of moving from “what is” to “what will be”. This includes critical evaluation of issues and prompt and ongoing resolution. Critical transition areas that will be addressed include:

- Uncertainty
- Loss Prevention
- Expectation, Realization or Alteration
- Incentives
- Maximizing Utility

Transition competencies will be demonstrated in this project through the culture shift from individual departments to cross-functional teams. In other words, it would move us away from a silo-based organization to one with horizontal connectivity. Where there is a common goal – an engaged and interested citizenry, there is incentive toward transition and change.

Legacy of Effective Leadership Development & Practice

A leadership legacy is a living gift that demonstrates how every person can make a difference and how every person is valued. We are undertaking this project because of our desire to serve, ability to perform, and courage to act. This project will allow us to engage in *systems thinking* and *practice* which is to identify challenges and opportunities, and identify and make connections with the citizens of Peoria. Our legacy will include the following:

- Credibility – prepare, do, follow-through
- Credo – what we live by
- Commitment – pledge/assurance
- Conviction – adherence to beliefs
- Character – distinguishing features
- Consistency – uniform and non-contradictory
- Competence – knowledge, skills, attitude
- Capacity – ability and willingness to grow
- Collaborate – purposefully come together

Through this project, our leadership legacy will be a long-term, sustainable program that will further the city’s efforts to distinguish itself through heightened civic engagement, enhanced branding opportunities, and unique positive relationships with our citizens.

Advancing Leadership Development Program Executive Scope and Summary

Values Based Strategic Thinking, Navigation, and Planning

Strategic thinking and planning are essential processes required in the development of this project. Creative and transformational thinking, assumption analysis, and the exploration of alternatives is a means for us to develop our strategic thinking proficiencies. The strategic and operational planning process is:

- A process of anticipating the future
- A systematic way to think about goals and directions
- A means of establishing priorities for action
- A record to track progress
- A process that tells us who, what, where, and how
- A way to involve all those affected
- A means to stimulate change and improvement
- A set of concepts, procedures, and tools

Through this project, the strategic planning process will require us to address key questions to frame the project and build an internal infrastructure to implement and sustain into the future. Risk considerations, organizational biases, and planning challenges will be addressed to ensure the program's success.

Conclusion

At the end of the day, or in this case a year, the Advancing Leadership Development Program united thirteen individuals from various city departments into one cohesive workgroup. Through this program, we have learned the tools and techniques to advance personal, departmental and leadership goals. We developed interpersonal relationships amongst ourselves and our respective departments. We thank you for the opportunity to participate in this program and recommend continuation of the Advancing Leadership Development Program.

**CITY OF PEORIA, ARIZONA
CITY MANAGER REPORT**

Date Prepared: April 16, 2013

Council Meeting Date: May 7, 2013

TO: Carl Swenson, City Manager
FROM: John R. Sefton, Jr., Community Services Director
THROUGH: Jeff Tyne, Deputy City Manager
SUBJECT: Spring Training 2013

SUMMARY:

The 2013 Spring Training season has once again proven to be a resounding success, attracting 196,881 fans in 36 games. Moreover, overall gross revenue of \$5,789,276 up 11% from the previous year. The chart below offers a comparison of revenue and attendance over the past 5 years.

	2009	2010	2011	2012	2013	% Change
# of games	36	28	31	29	36	+19%
Total Tickets	211,241	200,029	188,244	190,643	196,881	+3%
Average Attendance	5,868	7,144	6,072	6,574	5,469	-17%
Ticket Revenues	\$2,738,123	\$2,580,762	\$2,426,419	\$2,389,874	\$2,874,652	+17%
Concession Revenues	\$1,526,524	\$1,382,218	\$1,305,280	\$1,442,383	\$1,510,242	+5%
Program/Scorecard Revenues	\$47,128	\$12,173	\$11,907	\$10,893	\$11,238	+3%
Parking Revenues	\$246,858	\$232,397	\$213,268	\$227,392	\$230,320	+1%
Novelty Revenues	\$834,688	\$865,954	\$773,889	\$792,196	\$851,903	+8%
Advertising Revenues	\$290,840	\$291,167	\$287,192	\$330,266	\$310,921	-6%
TOTAL REVENUES	\$5,684,161	\$5,364,671	\$5,017,955	\$5,193,004	\$5,789,276	+11%

Fortunately, after some cooler temperatures the first week, the weather during the Spring Training season was ideal... for the most part. The biggest bump in the road occurred on Friday, March 8, when the skies opened up with rain during the fourth inning of the Mariners/A's game, resulting in the lone rain-out of the season in Peoria. The expected attendance from that game would have propelled the total Peoria attendance over the 200,000 mark.

This year another unique situation was the return of the World Baseball Classic. As a result, it has been customary for Major League Baseball to add additional games to the schedule, therefore resulting in seven extra games for Peoria. The start date of February 22 for the season was also the earliest start in Peoria.

Below is a Cactus League team comparison of total average and per game attendance:

	Games	Total Attendance	Average per game
Diamondbacks (Salt River)	17	182,447	10,732
Giants (Scottsdale)	16	168,820	10,551
Rockies (Salt River)	15	139,509	9,301
Cubs (Mesa)	18	148,296	8,239
Dodgers (Glendale)	17	133,460	7,851
Angels (Tempe)	17	122,587	7,211
Mariners (Peoria)	17	112,193	6,600
Rangers (Surprise)	17	111,728	6,572
White Sox (Glendale)	15	90,729	6,049
A's (Phoenix)	17	90,228	5,308
Royals (Surprise)	17	86,029	5,061
Brewers (Phoenix)	16	75,370	4,711
Indians (Goodyear)	17	77,590	4,564
Padres (Peoria)	19	84,688	4,457
Reds (Goodyear)	16	68,652	4,291

At two-team facilities, as in years past, Peoria continues to maintain a total average attendance near the mid-range.

	Games	Total Attendance	Average Attendance
Salt River (D-Backs/Rockies)	32	321,956	10,061
Glendale (Dodgers/White Sox)	32	224,189	7,006
Surprise (Rangers/Royals)	34	197,757	5,816
Peoria (Mariners/Padres)	36	196,881	5,469
Goodyear (Indians/Reds)	33	146,242	4,432

Our partners, the Peoria Diamond Club (PDC), once again had a strong membership base of nearly 500 "Red Shirt" volunteers. The PDC focused heavily on their annual Charity Game which took place on February 22. The game drew 5,500 fans and generated almost \$87,000 in game revenues that will go directly to the PDC. Overall revenue for the PDC this year was once again over \$200,000. Business as usual, including operations of ticketing, parking, ushering and scorecard sales, along with Charity Game revenue raised these funds for the local youth charitable organizations that the Peoria Diamond Club helps support.

Exhibit(s): None

Contact Name and Number: Chris Calcaterra, 623-773-8703

**CITY OF PEORIA, ARIZONA
CITY MANAGER REPORT**

Agenda Item: RCM 20A

Date Prepared: 28 April 2013

Council Meeting Date: 7 May 2013

TO: Carl Swenson, City Manager

FROM: Tamara Shreeve, Council Office and Grant Program Manager

THROUGH: John Schell, Director, Governmental Affairs and Council Office

SUBJECT: Council Subcommittee Update

Summary:

The purpose of this report is to update the Mayor and Council on the Council Subcommittee activities. The attached spreadsheet lists the Council Subcommittees and the agenda item topics that have been assigned to each Council Subcommittee. If the item has been reviewed at a subcommittee meeting, the outcome of that discussion is also listed.

Exhibit 1: Council Subcommittee assigned agenda items

Contact Name and Number: Tamara Shreeve, x 5173

**City of Peoria
Council Subcommittees**

**Community Culture
and Public Safety
Subcommittee**

Submitter	Subject	Sub- committee agenda date	Action	Study Session
Jeff Tyne / Susan D	Trail System Lighting	1/30/2012	Forward item to study session. Completed	7/3/2012
Jeff Tyne / Susan D	Field Rental Policy	1/30/2012	Forward item to study session. Completed	7/3/2012
Jeff Tyne / Susan D	Recreation Fees Policy	11/14/2011	Forward item to study session. Completed	3/20/2012
Jeff Tyne / Susan D	Veterans Discount Program	2/27/2012	Discussed item. Taken directly to Regular Council meeting. Completed	Regular Council Meeting 5/15/12
Jeff Tyne / Susan D	Establish "Peoria Friends of the Arts"	2/27/2012	Forward item to study session. Completed	12/4/2012
Jeff Tyne / Susan D	Youth Master Plan	4/9/2012	Forward item to study session. Completed	9/4/2012
Jeff Tyne / Susan D	Veterans Memorial Board Sponsorship	1/30/2012	Discussed item. Taken directly to Regular Council meeting. Completed	Regular Council Meeting 5/15/12
Claudia Lujan	Structure of the Sister Cities Board	6/25/2012	Item was discussed. Forward item to Council Study Session (6/25/12). Completed	
Roy Minter	False Alarm Ordinance	11/7/2011	Forward to study session (11/7/2011). Completed	4/17/2012
Dave Pearson	Recreational Vehicle Ordinance	1/11/2012	Forward to study session with full recommendation (1/11/12). Completed	6/5/2012
Tony Rivero	Recreational Vehicles City Code Section 14-110	1/11/2012	Forward to study session with full recommendation (1/11/12). Completed	6/5/2012

**City of Peoria
Council Subcommittees**

Carlo Leone	Traffic calming agenda item	4/11/2012	Forward to study session. Completed	Regular Council Meeting 6/19/12
Carlo Leone	Traffic management agenda item	4/11/2012	Item discussed. Informational only.	NA
Roy Minter	Park Ranger Staffing Study	12/14/2011	Informational item.	NA
Carlo Leone	Feral Cat Control	9/10/2012	Discussion only. Complete.	NA
Carlo Leone	Residential Parking	11/15/2012	Item discussed. Forward to Council Study Session.	
Carlo Leone	Dirt Ordinance	11/15/2012	Discussion only. Complete.	NA
Jamal Rahimi/Andy Grainger	Neighborhood Traffic Management Program (NTMP) Policy Change	4/11/2012	Item discussed. Informational only. Completed	NA
Tamara Shreeve/Susan Thorpe	Community/Outside Agency Funding & Assistance Policy	6/25/2012	Item was discussed. Forward item to Council Study Session (6/25/12). Completed	11/13/2012
Ron Aames	Roadside Memorials	11/15/2012	Discussion only. Complete.	NA
Carlo Leone	Feeding Nuisance Animals	9/10/2012	Item was discussed. Staff will bring draft ordinance back to Subcommittee. (9/10/12)	
Ron Aames	Permissible Number of Animals per Residence	9/10/2012	Discussion only. Complete.	NA

**City of Peoria
Council Subcommittees**

**General Government
Subcommittee**

Submitter	Subject	Sub- committee agenda date	Action	Study Session
Brent Mattingly	Utility bill format	11/14/2011	Forward the item for full Council Study Session discussion of solid waste service options and rates. Completed	2/7/2012
Tony Rivero	Residential Development Impact Fees	11/14/2011	Consensus of the subcommittee members was to wait for the full Impact Fee Study to address policy issues identified by Council.	7/3/2012 10/23/2012
Dave Pearson	Itemizing Utility Bill	12/19/2011	Forward the item for full Council Study Session discussion of solid waste service options and rates. Completed	2/7/2012
Steve Kemp	Adoption of Resolution supporting designating certain areas of the City with Peoria addresses and zip codes	2/13/2012	Will be placed as a regular agenda item.	Regular Agenda 7/3/12
Katie Gregory	Development Service User Fees	2/13/2012	Forward to Council Study Session. Completed	7/3/2012

**City of Peoria
Council Subcommittees**

Policy and Appointments Subcommittee		Sub-committee agenda date	Action	Study Session
Submitter	Subject			
Dave Pearson	Volunteer Appreciation	11/7/2011 1/10/2012	No further Action. Completed (11/7/11). Revisited item on 1/10/12. No further action. Completed	NA
Dave Pearson	B&C Appointment Process	11/7/2011 12/13/2011 1/10/2012	Bring back to Subcommittee for further discussion (11/7/11). Administrative action - Use the new application form. Interviews and Resumes will be at the discretion of the SC. (12/13/11). Completed. Revisited item on 1/10/12. Completed	NA
Wanda Nelson	Board and Commission Appointments & Reappointments	Ongoing	Appointments and reappointments reviewed and recommended by subcommittee. Ongoing topic.	NA
Dave Pearson	Charter Amendments	12/13/2011 1/10/12 1/24/2012	Bring back to Subcommittee for further discussion (12/13/11). Discussed seven proposed charter amendments. Forward 6 of those to Study Session. One proposed amendment was withdrawn (1/10/12). Reviewed remainder charter amendments. Forward charter amendments to study session. (1/24/2012) Completed	2/21/2012

**City of Peoria
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Dave Pearson	Council Ethics Committee	11/7/2011 12/13/2011 1/10/2012	Bring back to Subcommittee for further discussion (11/7/11). Bring back to Subcommittee. Include a process flow chart (12/13/11). Forward to study session with consensus recommendation (1/10/12). Completed	2/7/2012
Dave Pearson	CP1-5 Appointments to Boards and Commission	11/7/2011 12/13/11	Bring back to Subcommittee for further discussion (11/7/11). Consensus recommendation to forward to study session (12/13/11). Completed	5/15/2012
Dave Pearson	CP 1-2 review. Edit Council Meeting Procedures to reflect Subcommittee Structure	12/13/2011	Bring back to subcommittee for further discussion (12/13/11). Subcommittee procedures are addressed in CP 1-6. Completed	NA
Dave Pearson	Council Role in review and approval of director appointments	12/13/2011	Consensus to move forward to regular council agenda/through a City Manager's report. Completed	Regular Council Meeting 1/3/2012

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Susan Thorpe	Council Code of Ethics	2/14/2012 3/15/2012 4/10/12 5/8/12 9/11/12	Discussed item - continue discussion at the next meeting (2/14/2012). Discussed Item - continue discussion at the next meeting (3/15/2012). Discussed item - will continue discussion at the next meeting (4/10/12). Discussed item-continue discussion at the next meeting (5/8/12). Consensus to forward draft policy to Study Session (9/11/2012). Completed.
Dave Pearson	Code of Ethics for Elected Officials and Citizen Advisory Committees	2/14/2012 3/15/2012 4/10/12 5/8/12 9/11/12	Discussed item - continue discussion at the next meeting (2/14/2012). Discussed Item - continue discussion at the next meeting (3/15/2012). Discussed item - will continue discussion at the next meeting (4/10/12). Discussed item-continue discussion at the next meeting (5/8/12). Consensus to forward draft policy to Study Session (9/11/2012). Completed
Rhonda Geriminsky	Youth Master Plan Initiative	3/20/2013	Item was discussed. City Attorney will draft some ideas on how youth can be involved in committees (3/20/2013).
Rhonda Geriminsky	2013 Board and Commission Recognition Event	3/20/2013	Item was discussed. Staff will identify potential dates for the event (3/20/2013).
Cathy Carlat	Youth Liaison Committee		

**City of Peoria
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**Sustainable
Development and
Public Services
Subcommittee**

Submitter	Subject	Sub- committee agenda date	Action	Study Session
Chris Jacques	Political Signs Zoning Ordinance	11/2/2011	Forward item to Council Study Session. Completed	11/15/2011
Chris Jacques/ Susan D.	Open Space Preservation Program and Decision Support Model	2/1/2012	Start community outreach activities and forward item to Council Study Session. Completed	8/21/2012
Chris/Scott and Susan D.	Digital Billboards - Civic Engagement	11/7/2011	Forward Item to Study Session. Completed	11/15/2011
Dave Pearson	Council Not-For-Profit and Housing Subcommittee	11/8/2011 6/6/12	Bring back to subcommittee for further discussion upon completion of research and alternative identification (11/8/11). Item was discussed. Forward item to study session (6/6/12). Completed	
Cathy Carlat	Not for Profit Committee	11/8/2011 6/6/12	Bring back to subcommittee for further discussion upon completion of research and alternative identification (11/8/11). Item was discussed. Forward Item to study session (6/6/12). Completed	
Scott Whyte/ Chris Jacques/ Susan D.	Old Town Entertainment District Designation	12/7/2011 1/4/2012	Bring back to subcommittee for further discussion (12/7/11). Forward to Regular Council Meeting (1/14/2012). Completed	Regular Council Meeting 1/17/2012
Bill Mattingly	Dial-a-Ride rates	11/17/2011	Forward item to Council Study Session. Completed	4/17/2012

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Ron Aames	Transit Jurisdictional Equity Position	11/17/2011	Informational item. Forward information, through a City Manager's report, to the Council on a Regular Council Agenda. Completed	Regular Council mtg. 1/3/2012
Susan Thorpe	Solid Waste Services	12/1/2011	Forward Item to Council Study Session. Completed	2/7/2012
Bill Mattingly/ Susan Thorpe	Commercial Solid Waste Services	12/15/2011	Forward Item to Council Study Session. Completed	2/7/2012
Dave Pearson	Change in City Ordinance regarding multi-family solid waste service	1/5/2012	Item was discussed, then withdrawn by Councilman Pearson. Completed	NA
Scott Whyte	Old Town Indicators	6/6/2012	Item was discussed. Forward item to Study Session (6/6/2012). Completed.	8/21/2012
Chris Jacques	Senate Bill 1598-Aggregate Mining	6/6/2012	Item was discussed. Forward item to Study Session (6/6/2012). Completed.	8/21/2012
Carlo Leone	Street Maintenance	11/7/2012	Item was discussed. No further action needed.	NA
Ron Aames	Maintaining Traffic During Construction of Street Projects			