

City Council Meeting Notice & Agenda - RESULTS



Tuesday, June 18, 2013
City Council Chamber
8401 West Monroe Street
Peoria, AZ 85345

Special Meeting

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 - PASSED**

Discussion and possible action to authorize the holding of an Executive Session for the purpose of: (a) 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; and (b) discussion with legal counsel and designated representatives of the public body regarding legal issues pertaining to New River Utility Company pursuant to A.R.S. § 38-431.03.A.3.

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.

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

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

2. An Executive Session for the purpose of: (a) 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; and (b) discussion with legal counsel and designated representatives of the public body regarding legal issues pertaining to New River Utility Company pursuant to A.R.S. § 38-431.03.A.3.

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

Consent Agenda

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Consent

3C. **Minutes - PASSED**

Discussion and possible action to approve the following minutes:

April 23, 2013 Meeting Minutes
April 30, 2013 Meeting Minutes

4C. **Disposition of Absence - PASSED**

Discussion and possible action to approve the absence of Vice Mayor Tony Rivero from the Special City Council Meeting held at 5:00 p.m. on June 4, 2013.

5C. **Contract, Greater Phoenix Economic Council, Economic Development Activities - PASSED**

Discussion and possible action to authorize the City Manager to renew the service contract with the Greater Phoenix Economic Council for economic development activities in Fiscal Year 2014.

6C. **Contract Amendment, Populous Inc., Peoria Sports Complex Improvements Phase 2, 83rd Avenue and Stadium Way - PASSED**

Discussion and possible action to: (a) award Contract Amendment No. 5 to Populous, Inc. in an amount not to exceed \$1,000,000 for the complete design and construction administration of stadium improvements at the Peoria Sports Complex; and (b) authorize the City Manager to execute any applicable agreement documents related thereto.

7C. **Contract Amendment, Mortenson Construction, Peoria Sports Complex Improvements Phase 2, 83rd Avenue and Stadium Way - PASSED**

Discussion and possible action to: (a) award Contract Amendment No. 2 to Mortenson Construction in an amount not to exceed \$200,000 for preconstruction professional services for the stadium improvements at the Peoria Sports Complex; and (b) authorize the City Manager to execute any applicable agreement documents related thereto.

8C. **Intergovernmental Agreement Amendment, Arizona Game and Fish Commission - PASSED**

Discussion and possible action to approve an amendment to the current four-year Intergovernmental Agreement with the Arizona Game and Fish Commission to add Pioneer Community Park as a facility in the State of Arizona Urban Fishing Program.

9C. **Intergovernmental Agreement Amendment, the Regional Public Transportation Authority, Americans with Disabilities Act Paratransit Service - PASSED**

Discussion and possible action to approve an Amended and Restated Intergovernmental Agreement with the Regional Public Transportation Authority for Americans with Disabilities Act Paratransit Service.

10C. **Ground Lease Amendment, Salty Seniorita - PASSED**

Discussion and possible action to authorize the City Manager to execute the Second Amendment to the Ground Lease with Salty Seniorita dated September 14, 2006, to remove the requirement that the establishment serve breakfast, brunch, or lunch.

11C. **Budget Transfer, 75th Avenue and Thunderbird Road Intersection Improvements Project - PASSED**

Discussion and possible action to authorize a budget transfer in the amount of \$300,000 from the Transportation Sales Tax Fund Contingency account to the 75th Avenue and Thunderbird Road Intersection Improvements project to cover the cost of relocating utilities, which exceeded the available project budget.

12C. **Maintenance Improvement District No. 1142, Vistancia Parcel B6, Lone Mountain Road and El Mirage Road - PASSED**

Discussion and possible action to approve the Petition for Formation and adopt **RES. 2013-54** intention and ordering the formation of proposed Maintenance Improvement District No. 1142, Vistancia Parcel B6, located at Lone Mountain Road and El Mirage Road; and adopt **RES. 2013-55** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

13C. **Deeds and Easements, Various Locations - PASSED**

Discussion and possible action to adopt **RES. 2013-66** accepting Deeds and Easements for various Real Property interests acquired by the City.

14C. **Designate Roadways, Establish Rights-of-Way, Various Locations - PASSED**

Discussion and possible action to adopt **RES. 2013-67** designating Real Properties to be used as City roadways and authorize the establishment of Public Rights-of-Way to be opened and maintained by the City as a Public Street.

15C. **Abandonment of City Interest, Federal Patent Easement, 93rd Avenue and Buckskin Trail - PASSED**

Discussion and possible action to approve **RES. 2013-68** authorizing the abandonment of City interest in a portion of a Federal Patent Easement for Roadway and Public Utilities located west of 93rd Avenue and south of Buckskin Trail and declaring an emergency.

16C. **Final Plat, Grand Center Plaza, 99th Avenue and Peoria Avenue - PASSED**

Discussion and possible action to approve the Final Plat of Grand Center Plaza, located at 99th Avenue, north of Peoria Avenue, subject to stipulations.

17C. **Final Plat, Griffith Commerce Center Second Amended - a Replat of Lot C, 83rd Avenue and Thunderbird Road - PASSED**

Discussion and possible action to approve the Final Plat of Griffith Commerce Center Second Amended, a Replat of Lot C, located at 83rd Avenue and Thunderbird Road, subject to stipulations.

18C. **Final Plat, The Meadows Parcel 4B, Williams Road and Speckled Gecko Drive - PASSED**

Discussion and possible action to approve the Final Plat of The Meadows Parcel 4B, located at Williams Road and Speckled Gecko Drive, subject to stipulations.

19C. **Replat, Tierra Del Rio Parcel 4A, 107th Avenue and Happy Valley Parkway - PASSED**

Discussion and possible action to approve the Replat of Tierra Del Rio Parcel 4A, located west of 107th Avenue and south of Happy Valley Parkway, subject to stipulations.

20C. **Replat, Lot 5A of Creekside Estates, 73rd Avenue and Pinnacle Peak Road - PASSED**

Discussion and possible action to approve the Replat of Lot 5A of Creekside Estates, located at 73rd Avenue, north of Pinnacle Peak Road, subject to stipulations.

21C. **Replat, Tierra Del Rio Parcel 1, 107th Avenue and Happy Valley Parkway - PASSED**

Discussion and possible action to approve the Replat of Tierra Del Rio Parcel 1, located east of 107th Avenue and south of Happy Valley Parkway, subject to stipulations.

22C. **Replat, Tierra Del Rio Parcel 4B, 107th Avenue and Happy Valley Parkway - PASSED**

Discussion and possible action to approve the Replat of Tierra Del Rio Parcel 4B, located west of 107th Avenue and south of Happy Valley Parkway, subject to stipulations.

Regular Agenda

New Business

23R. **Reconsideration of Lease Agreement Amendment, Theater Works - PASSED**

Discussion and possible action to: (a) reconsider City Council action taken on Agenda Item 18R on June 4, 2013; and (b) approve a proposed amended lease agreement with Theater Works regarding Fiscal Year 2014 funding, terms for facility maintenance and programming opportunities.

24R. **Youth Advisory Board Council Liaison - PASSED**

Discussion and possible action to: (a) adopt **ORD. 2013-12** allowing selected members of the City of Peoria Youth Advisory Board to serve as an official liaison at regular City Council meetings; and (b) adopt Council Policy CP __ - ____, Youth Advisory Board Liaison Program.

25R. **Fiscal Year 2014 Property Tax Levy - PASSED**

Discussion and possible action to approve **RES. 2013-69** and **ORD. 2013-09** adopting the City of Peoria, Arizona Primary and Secondary Property Tax Levies for Fiscal Year 2014 and declaring an emergency.

26R. **Fiscal Year 2014 Street Light and Maintenance Improvement District Levies - PASSED**

Discussion and possible action to approve **ORD. 2013-10** and **ORD. 2013-11** adopting the Street Light and Maintenance Improvement District Levies for Fiscal Year 2014 and declaring an emergency.

Call To The Public (Non-Agenda Items)

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Reports from City Manager

27. **Council Calendar**
28. **Reports with Presentation**
 - A. Bond Rating Review from Fitch Ratings
29. **Informational (The following items are included for informational purposes only. There will be no separate discussion of these items unless a Councilmember so requests.)**

Reports from City Council Reports from the Mayor

Adjournment

Vistancia Community Facilities District Board Meeting

Convene immediately following Regular City Council Meeting

Roll Call Final Call To Submit Speaker Request Forms

VCFD Consent Agenda

CONSENT AGENDA: All items listed with a "C" are considered to be routine or have been previously reviewed by the District Board, and will be enacted by one motion. There will be no separate discussion of these items unless a Board Member 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.

30C. **Minutes - PASSED**

Discussion and possible action to approve the following minutes:

May 21, 2013 Meeting Minutes

VCFD Regular Agenda

31R. **PUBLIC HEARING - District Budget and Tax Levy for Fiscal Year 2014** – **No Board Action Required**

PUBLIC HEARING: RE: Budget and tax levy for Fiscal Year 2014.

BOARD ACTION: No board action required.

32R. **Final Budget and Tax Levy Estimates for Fiscal Year 2014** - **PASSED**

Discussion and possible action to adopt **RES. VCFD 2013-02** approving Final Budget and Tax Levy Estimates for Fiscal Year 2014.

Call To The Public (Non-Agenda Items)

If you wish to address the Board, please complete a Speaker Request Form and return it to the clerk before the call to order for this meeting. The Board is not authorized by state law to discuss or take action on any issue raised by public comment until a later meeting.

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>.