

City Council Meeting Notice & Agenda - RESULTS



Tuesday, September 17, 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 - PASSED**

Discussion and possible action to authorize 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 pursuant to A.R.S. § 38-431.03.A.5.

Study Session Agenda

Subject(s) for Discussion Only

2. P83 Entertainment District Streetscape Improvements Update –
DISCUSSION ONLY – NO ACTION TAKEN

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 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.

Arizona Open Meeting Act:

Arizona law requires that persons who are present in an executive session receive instruction regarding the confidentiality requirements of the Arizona Open Meetings Act. Minutes and discussions made during executive sessions are confidential and may not be disclosed to any party, except:

- Members of the council,
- Appointees or employees who were subject of discussion under the personnel item subsection of the Open Meetings Act,

- County Attorney or Attorney General pursuant to an investigation of a violation of the Open Meetings Act, and
- Arizona Auditor General in connection with an audit authorized by law.

Any person who violates or who knowingly aids, agrees to aid, or attempts to aid another person in violating the Arizona Open Meetings Law may be punished by fine of up to \$500.00 per violation and/or by removal from public office.

Regular Meeting

7:00 P.M. Convene

Pledge of Allegiance

Roll Call

Final Call To Submit Speaker Request Forms

Presentation

4. Certificates of Appointment to the following Board and Commission members who were appointed by Resolution at the September 3, 2013 City Council meeting:
 - Eva Osuna to the Arts Commission,
 - Michael Meek to the Board of Adjustment,
 - Scott Hennecke to the Building Board of Appeals,
 - Brian Greathouse to the Industrial Development Authority,
 - Nelson Benton to the Library Board,
 - Michael Bailey to the Planning and Zoning Commission,
 - Annalee Boyle to the Youth Advisory Board,
 - Christopher Camacho to the Youth Advisory Board,
 - Michael Helt to the Youth Advisory Board,
 - Holden Jacobs to the Youth Advisory Board,
 - Matthew Marquez to the Youth Advisory Board,
 - Madison Mendoza to the Youth Advisory Board, and
 - Erin Madonia to the Youth Advisory Board.

Consent Agenda

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Consent

5C. **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 September 3, 2013 and the City Council Workshop held at 8:30 a.m. on September 6, 2013.

6C. **Code Amendments, Chapters 14 and 17, Zoning- PASSED**

Discussion and possible action to: a) adopt **ORD. 2013-16** amending the Peoria Zoning Ordinance (1977 edition) by amending Chapter 14 pertaining to definitions, walls, residential parking, signs, public notifications, and rezoning stipulations, and providing for severability and an effective date; and b) adopt **ORD. 2013-17** amending Chapter 17 of the Peoria City Code (1992 edition) by amending Chapter 17 pertaining to public nuisances, and providing for severability and an effective date.

7C. **Budget Amendment, Sports Complex, Fiscal Year 2013- PASSED**

Discussion and possible action to: a) approve the use of Half-Cent Fund Reserves in the amount of \$87,000 to supplement the Sports Complex budget for Fiscal Year 2013 and use the Sports Complex Reserves of \$24,000; and b) approve a budget amendment in the amount of \$87,000 from the Half-Cent Fund Contingency account and \$24,000 from General Fund Contingency Account to the Sports Complex Electricity account.

8C. **Maintenance Improvement District No. 1138, Terramar 10B, Terramar Boulevard and Happy Valley Road- PASSED**

Discussion and possible action to approve the Petition for Formation and adopt **RES. 2013-122** intention and ordering the formation of proposed Maintenance Improvement District No. 1138, Terramar Parcel 10B, located at Terramar Boulevard north of Happy Valley Road; and adopt **RES. 2013-123** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

9C. **Maintenance Improvement District No. 1136, Tierra Del Rio Parcel 10B, Tierra Del Rio Boulevard and Happy Valley Road- PASSED**

Discussion and possible action to approve the Petition for Formation and adopt **RES. 2013-109** intention and ordering the formation of proposed Maintenance Improvement District No. 1136, Tierra Del Rio Parcel 10B, located at Tierra Del Rio Boulevard north of Happy Valley Road; and adopt **RES. 2013-110** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

10C. **Street Light Improvement District No. 1077, Terramar 10B, Terramar Boulevard and Happy Valley Road- PASSED**

Discussion and possible action to approve the Petition for Formation and adopt **RES. 2013-120** intention and ordering the formation of proposed Street Light Improvement District No. 1077, Terramar Parcel 10B, located at Terramar Boulevard north of Happy Valley Road; and adopt **RES. 2013-121** ordering the improvements within the proposed Street Light Improvement District and declaring an emergency.

11C. **Street Light Improvement District No. 1075, Tierra Del Rio Parcel 10B, Tierra Del Rio Boulevard and Happy Valley Road- PASSED**

Discussion and possible action to approve the Petition for Formation and adopt **RES. 2013-111** intention and ordering the formation of proposed Street Light Improvement District No. 1075, Tierra Del Rio Parcel 10B, located at Tierra Del Rio Boulevard north of Happy Valley Road; and adopt **RES. 2013-112** ordering the improvements within the proposed Street Light Improvement District and declaring an emergency.

Regular Agenda

New Business

12R. **Resolution Establishing Policies Governing Wages, Hours, and Working Conditions for American Federation of State, County and Municipal Employees- PASSED**

Discussion and possible action to adopt **RES. 2013-131** establishing wages, hours and working conditions for American Federation of State, County and Municipal Employees and declaring an emergency or alternate effective date.

13R. **PUBLIC HEARING - Annexation, Pinnacle Peak Road and 75th Avenue Alignments – Public Hearing Held. No Council Action Required.**

PUBLIC HEARING: RE: Proposed annexation of approximately 1.17 acres of privately owned property located south of the Pinnacle Peak Road alignment at the 75th Avenue alignment (ANX13-0002).

Staff Report:

Open Public Hearing:

Public Comment:

Close Public Hearing:

COUNCIL ACTION: No Council action required.

14R. **PUBLIC HEARING - Annexation, Pinnacle Peak Road and 107th Avenue Alignments – Public Hearing Held. No Council Action Required.**

PUBLIC HEARING: RE: Proposed annexation of approximately 32.76 acres of privately owned property located north of Pinnacle Peak Road and east of 107th Avenue (ANX13-0001).

Staff Report:

Open Public Hearing:

Public Comment:

Close Public Hearing:

COUNCIL ACTION: No Council action required.

Call To The Public (Non-Agenda Items)

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Reports from City Manager

15. **Council Calendar**

16. **Reports with Presentation**

17. **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

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>.