Amendment #1 – January 5, 2015

City Council Meeting Notice & Agenda

Tuesday, January 06, 2015

City Council Chamber
8401 West Monroe Street
Peoria, AZ 85345

Regular Meeting

7:00 P.M. Convene

Pledge of Allegiance - Posting of Colors and Pledge of Allegiance led by Boy Scout Troop 546
Roll Call
Final Call To Submit Speaker Request Forms

Presentation

1. Presentation to Outgoing Councilmember Tony Rivero

2. Presentation to Outgoing Vice Mayor Ron Aames

3. Presentation to Outgoing Mayor Bob Barrett

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 – Old Business

4C. **Minutes**

Discussion and possible action to approve the following minutes:

- November 25, 2014 Meeting Minutes
- December 9, 2014 Meeting Minutes
- December 16, 2014 Special Meeting Minutes

SWEARING IN BY PRESIDING MUNICIPAL JUDGE GEORGE ANAGNOST AND SEATING OF NEW COUNCIL

Mayor:	Cathy Carlat	
Councilmembers:	Acacia District	Vicki Hunt
	Palo Verde District	Michael Finn
	Pine District	Carlo Leone

RECESS **(approximately 15 minutes)**
RECONVENE
ROLL CALL

Consent

5C. **City Council 2015 Meeting Schedule**

Discussion and possible action to adopt **RES. 2015-01** approving a City Council meeting schedule of regular meetings, special meetings, and study sessions for the 2015 calendar year.

Regular Agenda

New Business

6R. **Election of Vice Mayor**

Discussion and possible action to establish term length, nominate, and elect a Vice Mayor.

7R. **Election of Mayor Pro Tem**

Discussion and possible action to establish term length, nominate, and elect a Mayor Pro Tem to serve during the absence of both the Mayor and Vice Mayor.

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

8. **Council Calendar**

9. **Reports**

   A. Southwest Energy Efficiency Project Award
   B. 2015 Winter Water Safety Day and Polar Plunge
   C. Fire Department Community Events

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.

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
November 25, 2014

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 Ron Aames; Councilmembers Jon Edwards, Carlo Leone, Bill Patena and Ben Toma.

Council Youth Liaisons: Ian Mullane and Michael Helt.

Members Absent: Councilmember Tony Rivero.

Other Municipal Officials Present: Carl Swenson, City Manager; Jeff Tyne, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Julie Ayers, Human Resources Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; and Bobby Ruiz, Fire Chief.

Audience: Approximately 30 members of the public were present.

Note: The order in which items appear in the minutes is not necessarily the order in which they were discussed in the meeting.

CONSENT AGENDA

CONSENT AGENDA: All items listed with a "C" are considered to be routine or have been previously reviewed by the City Council, and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests; in which event the item will be removed from the General Order of Business, and considered in its normal sequence on the Agenda.

Motion was made by Vice Mayor Aames, seconded by Councilmember Edwards, to approve the Consent Agenda. Upon vote, the motion carried unanimously 6 to 0.

1C. **Authorization to Hold an Executive Session**

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 with the American Federation of State, County and Municipal Employees Local 3282 and United Phoenix Fire Fighters Association Local 493 pursuant to A.R.S. § 38-431.03.A.5.

ADJOURNMENT:

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

A **Study Session Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 5:45 p.m.

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

Council Youth Liaisons: Ian Mullane and Michael Helt.

Members Absent: None.

Other Municipal Officials Present: Carl Swenson, City Manager; Jeff Tyne, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Brent Mattingly, Finance and Budget Director; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; and Linda Blas, Deputy City Clerk.

Audience: Approximately 50 members of the public were present.

STUDY SESSION AGENDA

Subject(s) for Discussion Only

2. Sun City West/County Island Fire Service

Bobby Ruiz, Fire Chief, presented the pros and cons of both County Island Fire Protection Service and subscriptions for Peoria Fire Service.

Chief Ruiz outlined the next steps:

- Methodology and implementation
- Financial analysis

Discussion ensued regarding:

- Timelines for implementation
- Subscriptions for fire service
- Sun City West subscriptions
- Effect of a subscription
- Resident interests

It was the consensus of Council to begin subscriptions for Peoria Fire Service.

3. Fire Ambulance Service - Certificate of Necessity

Carl Swenson, City Manager, outlined the City's previous actions related to the delivery of ambulance services.

Bobby Ruiz, Fire Chief, explained that a Certificate of Necessity (CON) is required to operate ambulance services in Arizona.

Chief Ruiz reported on the current status of the City's contract with PMT (Rural Metro) for ambulance services.

Chief Ruiz explained the CON application process and the next steps in the process.

Discussion ensued regarding:

- Cost benefit analysis
- Other potential ambulance service providers
- Timeline for submitting the CON application and the length of the application process
- City requirements after the application is approved
- Cost of providing our own ambulance services
- Number of ambulances needed

It was the consensus of Council to move forward with submitting a CON application.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 6:18 p.m.

EXECUTIVE SESSION AGENDA

4. An Executive Session was convened immediately following the 5:00 p.m. Special City Council Meeting pursuant to A.R.S. § 38-431.03 for the purpose of discussion and consultation with legal counsel and designated representatives of the public body pertaining to labor negotiations with the American Federation of State, County and Municipal Employees Local 3282 and United Phoenix Fire Fighters Association Local 493 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, Council Youth Liaison Helt led the Pledge of Allegiance.

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

Council Youth Liaisons: Ian Mullane and Michael Helt.

Members Absent: None.

Other Municipal Officials Present: Carl Swenson, City Manager; Jeff Tyne, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Andy Granger, Engineering Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance and Budget Director; Benny Piña, Deputy Police Chief; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; and Linda Blas, Deputy City Clerk.

Audience: Approximately 50 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:

5. Peoria Woman's Club 100th Anniversary Proclamation

Mayor Barrett read aloud a proclamation celebrating the 100th Anniversary of the Peoria Woman's Club.

6. Community Services National Accreditation

John Sefton, Community Services Director, announced that the Community Services Department has received national accreditation from the Commission on Accreditation for Park and Recreation Agencies.

Dale Larsen, Past President of the American Academy for Parks and Recreation Administration and Chair of the Commission on Accreditation for Park and Recreation Agencies (CAPRA), provided an overview of the accreditation process and the benefits of CAPRA accreditation.

Mr. Larsen reported that the City of Peoria is the fifth city in Arizona and one of only 137 communities in the country to achieve this accreditation.

Mr. Larsen presented the National Accreditation Award to Mayor Barrett on behalf of the Community Services Department.

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Mayor Barrett asked if any Councilmember wished to have an item removed from the Consent Agenda. Having no requests from Council, motion was made by Vice Mayor Aames, seconded by Councilmember Leone, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

7C. **Disposition of Absence**

Approved the absence of Council Youth Liaison Mullane from the Special Meeting and Study Session held at 5:00 p.m. on October 7, 2014 and the Special Meeting and Study Session held at 5:00 p.m. on October 28, 2014.

8C. **Minutes**

Approved the following minutes:

- October 7, 2014 Meeting Minutes
- October 21, 2014 Meeting Minutes
- October 28, 2014 Meeting Minutes

9C. **Appointments, Boards and Commissions**

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

- Adopted **RES. 2014-159** appointing Zachary Stringer as a regular member to the Citizens Commission on Salaries for Elected City Officials,

- Adopted **RES. 2014-160** appointing Terry Brezina and Karen Ritz as regular members to the Veterans Memorial Board,

- Adopted **RES. 2014-161** appointing Ariel Carr and Kendra Boden as regular members to the Youth Advisory Board,

- Adopted **RES. 2014-162** reappointing William Louis as a regular member to the Planning and Zoning Commission.

10C. **Code Amendment, Chapter 12, 2014 Model City Tax Code Changes**

Adopted **ORD. 2014-41** amending Chapter 12 of the Peoria City Code (1992 Edition) pertaining to sales taxes to incorporate changes to the 2014 Model City Tax Code.

11C. **Code Amendment, Chapter 20, Floodplain Management**

Adopted **ORD. 2014-40** amending Chapter 20 (1992 Edition) of the Peoria City Code pertaining to floodplain regulation and management and providing for severability and an effective date.

12C. **Grant, Governor's Office of Highway Safety, Highway Safety Project**

(a) Authorized the City Manager to accept $5,000 from the Governor's Office of Highway Safety for the purchase of a police mobile data computer; and

(b) Approved a budget amendment in the amount of $5,000 from the Proposed Grants Contingency account to the Governor's Office of Highway Safety Grant account.

13C. **Intergovernmental Agreement, Arizona Department of Revenue, Tax Licensing Administration**

Adopted **RES. 2014-158** authorizing an Intergovernmental Agreement with the State of Arizona Department of Revenue for tax license renewals and new licensing administration for calendar year 2015.

14C. **Intergovernmental Agreement Amendment, The Regional Public Transportation Authority, Americans with Disabilities Act Paratransit Service**

Amended an Intergovernmental Agreement with The Regional Public Transportation Authority for reimbursement of allowable costs for transporting Americans with Disabilities Act riders through the Dial-a-Ride Program.

15C. **Contract, Raftelis Financial Consultants Inc., Potential Acquisition of the New River Utility Company, Inc.**

(a) Approved a professional services contract in the amount of $30,000 plus contingency costs with Raftelis Financial Consultants, Inc. to determine the value of the New River Utility Company, Inc.; and

(b) Approved a budget amendment not to exceed $50,000 from the Water Fund Utilities Water/Wastewater Administration Division Contingency account to the Water Fund Utilities Water/Wastewater Administration Division Other Professional Services account.

16C. **Litigation, Auerbach Waste LLC, Operating Commercial Solid Waste Business Without a License**

Authorized the City Attorney's Office to proceed with litigation against Auerbach Waste LLC, for providing commercial solid waste services in the City of Peoria without a license.

17C. **Budget Amendment, Fire Department, Purchase of New Fire Engines**

(a) Amended the approved Fiscal Year 2015 budget for three new fire engines by an additional $89,334 to cover the manufacturer's cost increase for a total cost of $1,535,154;

(b) Authorized the use of reserves; and

(c) Approved a budget amendment in the amount of $89,334 from the Fleet Reserve Fund Contingency account to the Fleet Reserve Fund Other Vehicles account.

18C. **Budget Amendment, Public Art, Foundation and Lighting Expenses**

(a) Authorized the use of Percent for the Art Contingency Reserves in the amount of $50,000 for foundation and lighting expenses for public art at Pioneer Community Park and other northern Peoria locations; and

(b) Approved a budget amendment in the amount of $50,000 from the Percent for the Art Contingency account to the Grounds Detention Repair and Maintenance account.

19C. **Budget Amendment, Solid Waste Division, Replacement Vehicle**

Approved a budget amendment in the amount of $100,000 from the Solid Waste Equipment Reserve Fund Contingency account and $178,702 from the Fleet Reserve Fund Contingency account to the Solid Waste Equipment Reserve Fund, Trucks and Vans account for the purchase of one automated front load sanitation truck.

20C. **Maintenance Improvement District No. 1167, Trilogy West Phase 1 Parcel C40, Upcountry Way and Eagle Ridge Lane**

Approved the Petition for Formation and adopted **RES. 2014-153** intention and ordering the formation of proposed Maintenance Improvement District No. 1167, Trilogy West Phase 1 Parcel C40, located at Upcountry Way and Eagle Ridge Lane; and adopted **RES. 2014-154** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

21C. **Abandonment of City Interest, Drainage Easements, Ventana Lakes**

Adopted **RES. 2014-156** authorizing the abandonment of City Interest in the 20-foot drainage easements located along 111th Avenue between Beardsley Road and Rose Garden Lane and Rose Garden Lane between 109th Avenue and 111th Avenue and declaring an emergency.

22C. **Final Plat, Querencia Phase 1, Lake Pleasant Parkway and Yearling Road**

Approved the Final Plat of Querencia Phase 1, located at Lake Pleasant Parkway and Yearling Road, subject to stipulations.

23C. **Final Plat, Trilogy West Phase 1 - Parcel C41, Vistancia Boulevard and Lone Mountain Road**

Approved the Final Plat of Trilogy West Phase 1 - Parcel C41, located at Vistancia Boulevard south of Lone Mountain Road, subject to stipulations.

24C. **Final Plat, Sierra Ridge Estates, 107th Avenue and Pinnacle Peak Road**

Approved the Final Plat of Sierra Ridge Estates, located at 107th Avenue and Pinnacle Peak Road, subject to stipulations.

REGULAR AGENDA

Unfinished Business:

Clerk's Note: Agenda Items 25R through 30R were presented together.

Chris Jacques, Planning and Community Development Director, provided background on the request for approval of a master final plat and five final plats for the Aloravita master-planned community.

Mr. Jacques reported that the plats associated with the Aloravita master-planned community was carried over from the October 21, 2014 City Council Meeting to allow additional time for negotiations of a private agreement between the applicant and the Deer Valley School District. Mr. Jacques noted that the parties have reached agreement on a Voluntary Developer Assistance Agreement.

Paul Gilbert, Attorney at Law with Beus Gilbert, PLLC, was present on behalf of the applicant.

Motion was made by Councilmember Toma, seconded by Vice Mayor Aames, to approve Agenda Items 25R through 30R. Upon vote, the motion carried unanimously 7 to 0.

25R. **Master Final Plat, Aloravita Phase 1, 75th Avenue and Jomax Road**

Approved the Master Final Plat for Aloravita Phase 1, located on 75th Avenue and Jomax Road, subject to stipulations.

26R. **Final Plat, Aloravita Phase 1 Parcel 1, 75th Avenue and Jomax Road**

Approved the Final Plat for Aloravita Phase 1, located at 75th Avenue and Jomax Road, subject to stipulations.

27R. **Final Plat, Aloravita Phase 1 Parcel 2, 75th Avenue and Jomax Road**

Approved the Final Plat for Aloravita Phase 1 Parcel 2 located at 75th Avenue and Jomax Road, subject to stipulations.

28R. **Final Plat, Aloravita Phase 1 Parcel 3, 75th Avenue and Jomax Road**

Approved the Final Plat for Aloravita Phase 1 Parcel 3, located at 75th Avenue and Jomax Road, subject to stipulations.

29R. **Final Plat, Aloravita Phase 1 Parcel 5, 75th Avenue and Jomax Road**

Approved the Final Plat for Aloravita Phase 1 Parcel 5 located at 75th Avenue and Jomax Road, subject to stipulations.

30R. **Final Plat, Aloravita Phase 1 Parcel 6, 75th Avenue and Jomax Road**

Approved the Final Plat for Aloravita Phase 1, Parcel 6 located at 75th Avenue and Jomax Road, subject to stipulations.

New Business:

31R. **PUBLIC HEARING - Annexation, Armstrong/Martin, 89th Avenue and Patrick Lane**

Staff Report:

Chris Jacques, Planning and Community Development Director, provided a brief overview of a request for annexation initiated by two property owners. Mr. Jacques outlined the annexation process pursuant to State Statute.

Public Hearing:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the proposed annexation of approximately 2.36 acres of privately-owned property located south of the southeast corner of 89th Avenue and Patrick Lane (ANX13-0003).

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

Council Action: No Council action required.

32R. **PUBLIC HEARING - Conditional Use Permit Appeal, 81st Avenue and Country Gables Drive**

Staff Report:

Chris Jacques, Planning and Community Development Director, presented regarding an appeal of the Planning and Zoning Commission's approval of a Conditional Use Permit to allow a home-based business of a private martial arts studio as an accessory use to the single-family dwelling unit.

Information included:

- Project description
- Context photographs
- Description of home occupation
- Analysis of home occupations and consistency with the home occupation definition
- Citizen participation
- Key findings
- Continuing jurisdiction of the Conditional Use Permit

Public Hearing:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on a Conditional Use Permit appeal for a home occupation of a "martial arts studio for private instruction" as an accessory use to the single-family dwelling unit, located on the northeast corner of 81st Avenue and Country Gables Drive, on a property zoned Suburban Ranch (SR-43) District.

Paul Gilbert, Attorney at Law with Beus Gilbert, PLLC, addressed Council on behalf of the applicant. Mr. Gilbert described the condition of the property when purchased by the applicant and provided a list of the renovations the applicant has made to the property. Mr. Gilbert reviewed the types of home occupations allowed by the City's zoning ordinance. Mr. Gilbert emphasized that, unlike a commercial martial arts studio, the martial arts studio for private instruction is provided by two individuals who reside on the site. Mr. Gilbert further stated that modifications were made to the initial request in order to mitigate some of the concerns raised by the residents and to make the property more compatible with the neighborhood.

The following citizens addressed Council citing their concerns in opposition of the Conditional Use Permit:

Steve Treguboff
Malinda Strom
Robert Strom

The following individuals addressed Council in support of the Conditional Use Permit and the private martial arts studio:

Tina Yoder
Melissa Lawrence
Shelton Lawrence
Brian Reed, senior pastor of the Glendale Christian Church
Max Enterline
Jonathan Elliott

Steve Kemp, City Attorney, summarized Council's role as an administrative review board for Conditional Use Permit appeals.

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

Council Action:

Motion was made by Vice Mayor Aames, seconded by Councilmember Patena, to affirm the Planning and Zoning Commission's decision to approve a Conditional Use Permit to allow for a home occupation of a "martial arts studio for private instruction" as an accessory use to the single-family dwelling unit.

Upon vote, the motion carried unanimously 7 to 0.

33R. **Land Acquisition, Pinnacle Peak Public Safety Facility Expansion, Lake Pleasant Parkway and Pinnacle Peak Road**

Andy Granger, Engineering Director, presented regarding a request for the acquisition of 6.1 acres of land necessary for the expansion of the Pinnacle Peak Public Safety Facility.

Information included:

- Project description
- Project budget
- Project schedule

Motion was made by Councilmember Edwards, seconded by Vice Mayor Aames, to adopt **RES. 2014-157** authorizing the acquisition of property located on Lake Pleasant Parkway, just north of the Pinnacle Peak Public Safety Facility, by outright purchase or the exercise of the power of eminent domain.

Upon vote, the motion carried unanimously 7 to 0.

34R. **Amendment, Council Policy CP 1-10, Council Subcommittees**

Brent Mattingly, Finance and Budget Director, provided an overview of the proposed amendment to Council Policy CP 1-10 regarding the Peoria procurement process.

Steve Kemp, City Attorney, outlined the following major revisions to Council Policy 1-10:

- Procurement activities will be defined as a policy matter that may be referred to a Council Subcommittee
- Procurement matters can be presented directly to the full Council without being discussed at a Council Study Session
- If requested by a member of the Council, the City Manager can bypass the Subcommittee process and place a procurement matter on the City Council Consent Agenda
- Staff will periodically report the results of a procurement matter to the Subcommittee hearing the procurement item

Motion was made by Councilmember Rivero, seconded by Vice Mayor Aames, to adopt the amended Council Policy 1-10 pertaining to Council Subcommittees.

Upon vote, the motion carried 4 to 3, with Mayor Barrett, Councilmember Edwards and Councilmember Patena voting “no”.

35R. **Funding Authority, Sports Complex Stadium Amenities**

Andy Granger, Engineering Director, presented an overview of the request for authorization to fund additional stadium improvements at the Peoria Sports Complex. Mr. Granger provided a visual rendering of the additional improvements and a timeline for completion of the project. Mr. Granger noted that the requested funding authority would utilize $3.6 million in savings from other Capital Improvement Projects.

Mr. Granger provided aerial photographs depicting the progress of the Phase I Stadium Improvement Project currently under construction.

In response to questions from Council, Mr. Granger confirmed the Phase I Stadium Improvement Project would be completed prior to the 2015 Spring Training season. Mr. Granger further advised that construction of the proposed amenities being considered would commence after the conclusion of Spring Training in 2015.

Discussion ensued regarding prioritizing Capital Improvement Projects.

Motion was made by Councilmember Edwards, seconded by Councilmember Patena, to:

(a) Authorize $3.6 million for the purpose of constructing a new Interactive Kids' Zone and replace the existing 3rd Base bleachers with a new 3rd Base seating area and 200-person exclusive event space utilizing savings from other projects within the Capital Improvement Program; and

(b) Authorize the expenditure of funds utilizing existing agreements and/or small-dollar procurements.

Upon vote, the motion carried 6 to 1, with Councilmember Rivero voting "no".

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager:

36. **Council Calendar**

37. **Reports**

A. Carl Swenson, City Manager, provided information to Council related to Council Subcommittee Updates.

B. John Sefton, Community Services Director, provided an overview of the 28th Annual Oldtown Holiday Festival to be held on Friday, December 5, 2014 beginning at 5:00 p.m.

C. Bill Mattingly, Public Works Director, advised Council that the City of Peoria was awarded the Recycling Excellence of the Year Award in the municipal category by the Arizona Recycling Coalition showcasing the City's approach to waste reduction.

D. Bill Mattingly, Public Works Director, reported on changes to residential solid waste collection being implemented on February 2, 2015.

Information included:

- Same day collection of residential trash and recycling containers
- Curbside placement of the containers
- Modifications to existing service days

Mr. Mattingly summarized the City's public information campaign to ensure residents are notified of the changes to the residential collection service.

E. Benny Piña, Deputy Police Chief, provided background on the Students with Aspiring Goals (SWAG) program. Deputy Chief Piña reported that approximately 400 seventh and eighth-grade students attended the Fall 2014 SWAG Event in recognition of their achievements. The students were treated to dinner and a basketball game at Grand Canyon University.

Carl Swenson, City Manager, announced that Councilmember Leone was awarded the Diamond Cum Laude Certificate and the Diamond Certificate of Achievement in Leadership at the recent National League of Cities Conference. Mr. Swenson wished everyone a Happy Thanksgiving.

Reports from City Council:

Council Youth Liaison Helt extended his wishes to everyone for a Happy Thanksgiving.

Councilmember Leone reported on the numerous City of Peoria activities he attended. Councilmember Leone reported that a house in his neighborhood was provided mortgage free to an Air Force veteran by the Bank of America.

Councilmember Toma reported on the various City of Peoria activities he attended. Councilmember Toma reported on his attendance at the National League of Cities Conference in Austin, Texas. Councilmember Toma congratulated Councilmember Leone on the certificates he received at the conference. Councilmember Toma extended his wishes for a Happy Thanksgiving.

Councilmember Edwards reported on the various City of Peoria activities he attended. Councilmember Edwards reported on the ParkFest! Event held at Country Meadows Park on November 8, 2014. Councilmember Edwards wished everyone a Happy Thanksgiving.

Council Youth Liaison Mullane reported on his attendance in conjunction with the Future Business Leaders of America at the National Fall Leadership Conference held in New Orleans. Mr. Mullane wished everyone a Happy Thanksgiving.

Councilmember Patena reported on the various City of Peoria activities he attended. Councilmember Patena announced that the City was the recipient of two awards at the Best of the West Awards Ceremony. The City was recognized for Excellence in Innovation for the creation of BioInspire and received the Quality of Life Enhancement award for the United Community Action Network implemented by the Police Department. Councilmember Patena wished everyone a Happy Thanksgiving.

Vice Mayor Aames reported the City received a good rating from the Citizens' Satisfaction Survey and will continue to improve to keep residents happy with the City of Peoria. Vice Mayor Aames wished a Happy Thanksgiving to everyone.

Reports from the Mayor:

Mayor Barrett thanked City staff for their generosity in supporting the Christmas for the Troops fundraiser. Mayor Barrett reported on the Peoria Special Olympics Charity Golf Tournament. Mayor Barrett encouraged support of any events benefitting Special Olympics. Mayor Barrett reported on his participation in the Veterans Day 5K Run.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 9:15 p.m.

_____
Cathy Carlat, 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 25th day of November, 2014. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 6th day of January, 2015.

(Seal)

_____

Rhonda Geriminsky, City Clerk

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
December 9, 2014

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

Members Present: Mayor Bob Barrett; Vice Mayor Ron Aames; Councilmembers Jon Edwards, Carlo Leone, Bill Patena and Ben Toma.

Council Youth Liaisons: Ian Mullane and Michael Helt.

Members Absent: Councilmember Tony Rivero.

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; John Imig, Information Technology Director; Stacy Irvine, Deputy Fire Chief; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance and Budget Director; Roy Minter, Police Chief; John Sefton, Community Services Director; Corina Russo, Assistant to the City Manager; Lisa Estrada, Intergovernmental Affairs Coordinator and Linda Blas, Deputy City Clerk.

Audience: Approximately five members of the public were present.

STUDY SESSION AGENDA

Subject(s) for Discussion Only

1. Arizona Broadway Theatre

Jeff Tyne, Deputy City Manager, provided background regarding Arizona Broadway Theater (ABT) and the current lease with the City. Mr. Tyne provided additional information regarding:

- Current ownership arrangement
- Current terms of the lease
- Land lease payment schedule and lease amendments
- ABT's interest in seeking ownership of the building which is currently owned by the City
- City's interests as it relates to ABT
- Amendment to lease in April 2014
- Current land lease payment schedule

Discussion ensued regarding:

- Ownership relationship between ABT and KLOS Enterprises
- ABT's ability to keep current on monthly payments
- Amount of City land and land value

2. 2014 Voice of the People Awards

Carl Swenson, City Manager, provided an overview of the Voice of the People Awards and highlighted some of the Citizen Survey results.

Jeff Tyne, Deputy City Manager, presented the first award in the area of safety to Roy Minter, Police Chief, and Stacy Irvine, Deputy Fire Chief.

Susan Daluddung, Deputy City Manager, presented the award in the "Built Environment" category to Chris Jacques, Planning and Community Development Director, on behalf of the entire Peoria team.

Ms. Daluddung presented the award in the "Mobility" category to Andy Granger, Engineering Director, on behalf of the team who helped in achieving the recognition.

Mr. Tyne presented the award in the "Recreation and Wellness" category to John Sefton, Community Services Director.

Ms. Daluddung presented the "Natural Environment" award to Lisa Estrada, Intergovernmental Coordinator and Sustainability Team leader.

Mr. Swenson presented the "Certificate of Excellence for Performance Management and Analytics" to Katie Gregory, Deputy Finance and Budget Director, on behalf of the Peoria team.

Mr. Swenson presented the award in the "Foundations of Livability" category to Mayor Barrett.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 5:27 p.m.

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, Council Youth Liaison Mullane led the Pledge of Allegiance.

Members Present: Mayor Bob Barrett; Vice Mayor Ron Aames; Councilmembers Jon Edwards, Carlo Leone, Bill Patena and Ben Toma.

Council Youth Liaisons: Ian Mullane and Michael Helt.

Members Absent: Councilmember Tony Rivero.

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; John Imig, Information Technology Director; Stacy Irvine, Deputy Fire Chief; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance and Budget Director; Roy Minter, Police Chief; John Sefton, Community Services Director; Corina Russo, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

Audience: Approximately 125 members of the public were present.

Note: The order in which items appear in the minutes is not necessarily the order in which they were discussed in the meeting.

Presentation:

3. Certificates of Appointment

Mayor Barrett and Councilmember Patena presented Certificates of Appointment to the following Board and Commission members who were appointed by Resolution at the November 25, 2014 City Council meeting:

- Zachary Stringer to the Citizens Commission on Salaries for Elected City Officials;
- Terry Brezina and Karen Ritz to the Veterans Memorial Board; and
- Ariel Carr and Kendra Boden to the Youth Advisory Board

4. 14th Annual Celebrate the Constitution Contest

Mayor Barrett provided an overview of the Celebrate the Constitution Contest and thanked everyone for their participation.

Mayor Barrett, Council Youth Liaison Mullane and Council Youth Liaison Helt presented certificates to the Constitution Contest winners from local schools.

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 Vice Mayor Aames, seconded by Councilmember Leone, to approve the Consent Agenda. Upon vote, the motion carried unanimously 6 to 0.

5C. **Disposition of Absence**

Approved the absence of Vice Mayor Ron Aames, Councilmember Carlo Leone, Councilmember Ben Toma, Council Youth Liaison Ian Mullane and Council Youth Liaison Michael Helt from the Special Meeting held at 5:00 p.m. on November 20, 2014.

6C. **Minutes**

Approved the minutes for the Special City Council Meeting held on November 20, 2014.

7C. **Intergovernmental Agreement, City of Surprise, Temporary Radio Dispatch Location**

Authorized the City Manager to execute an Intergovernmental Agreement with the City of Surprise to provide a temporary radio dispatch location and associated equipment in the event that the Surprise radio dispatch center cannot be used or is not available.

8C. **Intergovernmental Agreement, Maricopa County Flood Control District, City of Surprise, City of Peoria, and Maricopa County, 115th Avenue and Union Hills Drive Drainage Improvement Project**

Approved an Intergovernmental Agreement between the Flood Control District of Maricopa County, City of Surprise, City of Peoria and Maricopa County for rights-of-way acquisition, utility relocations, construction, construction management and operation and maintenance of the 115th Avenue and Union Hills Drive Drainage Improvement project.

9C. **Intergovernmental Agreement, State of Arizona Department of Revenue, Tax Auditing 2015**

Adopted **RES. 2014-175** authorizing the modification of an Intergovernmental Agreement with the State of Arizona Department of Revenue regarding tax audit functions for calendar year 2015.

10C. **Mutual-Aid Agreement, Rural/Metro Corporation, Emergency Ambulance Services**

Authorized the City Manager to execute a Mutual-Aid Agreement with Rural/Metro Corporation for Emergency Ambulance services.

11C. **Budget Amendment, iCapture/Alchemy Project, Sales Tax Scanning and Imaging Management Software Upgrade**

(a) Approved the use of reserves to provide additional funding for the completion of the iCapture/Alchemy upgrade project; and

(b) Approved a budget amendment in the amount of $19,815 from the General Fund Contingency account to the Sales Tax Other Professional Services account.

12C. **Budget Amendment, Collision Data Software**

Approved a budget amendment from the General Fund Contingency account to the Computer Software account in the amount of $23,575 and the Traffic Engineering Other Professional Services account in the amount of $1,425 for the Fiscal Year 2015 purchase of collision analysis software (Crash Magic), per the approved Intergovernmental/Joint Project Agreement adopted by Resolution on May 20, 2014.

13C. **Investment Report for the Quarter Ending September 30, 2014**

Reviewed and accepted the Investment Report as presented.

14C. **Fiscal Year 2014 Comprehensive Annual Financial Report, Single Audit, Management Letter, and SAS114 Letter**

Received and filed the Comprehensive Annual Financial Report, Single Audit, Management Letter, and SAS114 Letter for the fiscal year ending June 30, 2014.

15C. **Maintenance Improvement District No. 1160, Sierra Ridge Estates, 105th Lane and Pinnacle Peak Road**

Approved the Petition for Formation and adopted **RES. 2014-167** intention and ordering the formation of proposed Maintenance Improvement District No. 1160, Sierra Ridge Estates, located at 105th Lane and Pinnacle Peak Road; and adopted **RES. 2014-168** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

16C. **Maintenance Improvement District No. 1170, Querencia Phase 1, Lake Pleasant Parkway and Remuda Drive**

Approved the Petition for Formation and adopted **RES. 2014-165** intention and ordering the formation of proposed Maintenance Improvement District No. 1170, Querencia Phase 1, located at Lake Pleasant Parkway and Remuda Drive; and adopted **RES. 2014-166** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

17C. **Maintenance Improvement District No. 1174, Mountain Ridge Views, 79th Avenue and Peay Drive**

Approved the Petition for Formation and adopted **RES. 2014-163** intention and ordering the formation of proposed Maintenance Improvement District No. 1174, Mountain Ridge Views, located at 79th Avenue and Peay Drive; and adopted **RES. 2014-164** ordering the improvements within the proposed Maintenance Improvement District and declaring an emergency.

18C. **Street Light Improvement District No. 1096, Sierra Ridge Estates, 105th Lane and Pinnacle Peak Road**

Approved the Petition for Formation and adopted **RES. 2014-169** intention and ordering the formation of proposed Street Light Improvement District No. 1096, Sierra Ridge Estates, located at 105th Lane and Pinnacle Peak Road; and adopted **RES. 2014-170** ordering the improvements within the proposed Street Light Improvement District and declaring an emergency.

19C. **Deeds and Easements, Various Locations**

Adopted **RES. 2014-171** accepting Deeds and Easements for various Real Property interests acquired by the City.

20C. **Easement, Arizona Public Services, Camino a Lago Park, 98th Avenue and Lake Pleasant Parkway**

Adopted **RES. 2014-172** 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 Camino a Lago Park/Sunset Heights ball field located north of the northeast corner of 98th Avenue and Lake Pleasant Parkway.

21C. **Dedication of Easements, 68th Lane and Bronco Trail Alignment**

Adopted **RES. 2014-173** authorizing the execution of a Public Utility Easement and an Emergency Access and Peoria Utility Easement associated with the development of the land adjacent to Terramar Park in the vicinity of 68th Lane and the Bronco Trail alignment.

22C. **Final Plat, Querencia Phase 2, Lake Pleasant Parkway and Yearling Road**

Approved the Final Plat of Querencia Phase 2, located at Lake Pleasant Parkway and Yearling Road, subject to stipulations.

23C. **Final Plat, Trilogy West Phase 1 - Parcel C42, Upcountry Way and Vistancia Boulevard**

Approved the Final Plat of Trilogy West Phase 1 - Parcel C42, located at Upcountry Way west of Vistancia Boulevard, subject to stipulations.

24C. **Final Plat, Quik Trip #436, 67th Avenue and Happy Valley Road**

Approved the Final Plat of Quik Trip #436, located at 67th Avenue and Happy Valley Road, subject to stipulations.

REGULAR AGENDA

New Business:

25R. **Expenditure Authority, One Time Special Events**

John Sefton, Community Services Director, provided a video that will be displayed on the City's website and broadcast by the media to highlight Peoria's special events that will be held in conjunction with the Super Bowl and Pro Bowl activities during January and February 2015.

Motion was made by Councilmember Edwards, seconded by Councilmember Patena, to:

(a) Authorize expenditures for four unique, City-sponsored special events planned in the spirit and timeline of the NFL's Super Bowl and Pro Bowl this February and;

(b) Authorize a budget amendment in the amount of $70,000 from the General Fund Contingency account to various accounts within the Community Services Administration budget to fund these events.

Upon vote, the motion carried unanimously 6 to 0.

26R. **PUBLIC HEARING - Liquor Licenses, Various Locations**

Staff Report:

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

(a) A Person Transfer for an Off-Sale All Liquor License (Series 09) for CVS/Pharmacy #8952, located at 24865 North Lake Pleasant Parkway, Jason B. Morris, Applicant, LL#20011632;

(b) A New Restaurant Liquor License (Series 12) for The Cabin, located at 9868 West Northern Avenue, Randy D. Nations, Applicant, LL#20011637; and

(c) A New Restaurant Liquor License (Series 12) for Elephant Bar Restaurant, located at 16160 North 83rd Avenue, Randy D. Nations, Applicant, LL#20011622.

Mr. Mattingly advised that the properties were posted in accordance with Arizona law, all fees were paid, all reviewing Departments recommended approval and no comments were received from the public.

Public Hearing:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the requests for:

(a) A Person Transfer for an Off-Sale All Liquor License (Series 09) for CVS/Pharmacy #8952, located at 24865 North Lake Pleasant Parkway, Jason B. Morris, Applicant, LL#20011632;

(b) A New Restaurant Liquor License (Series 12) for The Cabin, located at 9868 West Northern Avenue, Randy D. Nations, Applicant, LL#20011637; and

(c) A New Restaurant Liquor License (Series 12) for Elephant Bar Restaurant, located at 16160 North 83rd Avenue, Randy D. Nations, Applicant, LL#20011622.

In response to questions from Council, Mr. Mattingly confirmed there was no change in the types of licenses requested by the applicants. Mr. Mattingly advised that one license request was for a new restaurant located in Park West.

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

Council Action:

Motion was made by Councilmember Toma, seconded by Vice Mayor Aames to recommend approval to the State Liquor Board for:

(a) A Person Transfer for an Off-Sale All Liquor License (Series 09) for CVS/Pharmacy #8952, located at 24865 North Lake Pleasant Parkway, Jason B. Morris, Applicant, LL#20011632;

(b) A New Restaurant Liquor License (Series 12) for The Cabin, located at 9868 West Northern Avenue, Randy D. Nations, Applicant, LL#20011637; and

(c) A New Restaurant Liquor License (Series 12) for Elephant Bar Restaurant, located at 16160 North 83rd Avenue, Randy D. Nations, Applicant, LL#20011622.

Upon vote, the motion carried unanimously 6 to 0.

27R. **PUBLIC HEARING - Major General Plan Amendment, General Plan Land Use Element and Plan Administration Section Update**

Staff Report:

Chris Jacques, Planning and Community Development Director, provided an overview of a City-initiated request to amend the Land Use Element and Public Administration section of the Peoria General Plan to maintain a document that adequately responds to changing social, economic, other demographic trends, and development pressures

which impact land use, traffic patterns, socio-economic conditions, and provisions to City services among others.

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the proposed Major General Plan Amendment.

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

Council Action:

Motion was made by Vice Mayor Aames, seconded by Councilmember Edwards, to concur with the Planning and Zoning Commission's recommendation and adopt **RES. 2014-174** approving an amendment to the General Plan Land Use Element and Plan Administration section. (GPA14-0002)

Upon vote, the motion carried unanimously 6 to 0.

28R. **Memorandum of Understanding, American Federation of State, County and Municipal Employees**

Julie Ayers, Human Resources Director, provided an overview of the request to approve the Memorandum of Understanding (MOU) for the American Federation of State, County and Municipal Employees (AFSCME).

Information included:

- Negotiations process
- AFSCME and City negotiators
- Summary of the negotiations
- Major components of the MOU

Walter Crenshaw, AFSCME president, thanked the Council for their consideration of the proposed Memorandum of Understanding.

Carl Swenson, City Manager, recognized Mr. Crenshaw for his leadership role and congratulated the negotiating team for their collaboration during the negotiating process.

In response to questions from Council, Ms. Ayers confirmed the percentage of merit increases established in the MOU, as well as the one-time payments for employees at the maximum of their salary range.

Motion was made by Vice Mayor Aames, seconded by Councilmember Leone, to approve the Memorandum of Understanding for the American Federation of State, County and Municipal Employees from July 1, 2015 through June 30, 2018, establishing wages, hours and work conditions.

Upon vote, the motion carried unanimously 6 to 0.

Call To The Public (Non-Agenda Items)

None.

Reports from City Manager:

29. **Council Calendar**

30. **Reports**

A. Carl Swenson, City Manager, advised Council that their Agenda packet contains information related to the proposed 2015 Calendar for City Council Meeting Dates.

B. John Sefton, Community Services Director, provided information on the 2015 Winter Water Safety Day and Polar Plunge to be held at the Sunrise Pool, located at 21321 North 86th Drive, on Saturday, January 3, 2015 beginning at 8:00 a.m.

Reports from City Council:

Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone wished everyone a Merry Christmas.

Councilmember Toma congratulated the Community Services Department for a successful Holiday Festival. Councilmember Toma extended his wishes for a Merry Christmas and Happy New Year.

Councilmember Edwards reported on his participation in a community cleanup event along with volunteers from Christ's Church of the Valley and members of the Peoria Explorers program. Councilmember Edwards thanked Officer Mike Faith for helping to organize the event. Councilmember Edwards wished everyone Happy Holidays and a safe New Year.

Council Youth Liaison Mullane reported on his attendance at the Old Town Holiday Festival. Mr. Mullane announced that he was the recipient of a Police Department Community Partnership Award. Mr. Mullane wished everyone a very Merry Christmas and Happy New Year.

Councilmember Patena reported on the various City of Peoria activities he attended. Councilmember Patena thanked Mayor Barrett for his service to the community and his leadership.

Vice Mayor Aames reported on the various City of Peoria activities he attended. Vice Mayor Aames extended his wishes for a Merry Christmas and Happy New Year.

Reports from the Mayor:

Mayor Barrett thanked the City of Peoria employees for their commitment to the City during his service on the Council.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 7:52 p.m.

_____
Cathy Carlat, 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 9th day of December, 2014. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 6th day of January, 2015.

(Seal)

_____
Rhonda Geriminsky, City Clerk

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
December 16, 2014

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 Ron Aames; Councilmembers Jon Edwards, Carlo Leone, Bill Patena, Tony Rivero and Ben Toma.

Other Municipal Officials Present: George Anagnost, Municipal Judge; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk.

Audience: No members of the public were present.

Note: The order in which items appear in the minutes is not necessarily the order in which they were discussed in the meeting.

CONSENT AGENDA

CONSENT AGENDA: All items listed with a "C" are considered to be routine or have been previously reviewed by the City Council, and will be enacted by one motion. There will be no separate discussion of these items unless a Councilmember so requests; in which event the item will be removed from the General Order of Business, and considered in its normal sequence on the Agenda.

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

1C. **Disposition of Absence**

Approved the absence of Councilmember Tony Rivero from the Special Meeting held at 5:00 p.m. on November 25, 2014 and the Study Session and Regular Meeting held on December 9, 2014.

2C. **Authorization to Hold an Executive Session**

Authorized the holding of an Executive Session for the purpose of discussion or consideration of assignment, appointment, promotion, or salaries of a public officer or appointee pertaining to the evaluation process and performance reviews of the Municipal Judge and City Attorney pursuant to A.R.S. § 38-431.03.A.1.

EXECUTIVE SESSION AGENDA

3. An Executive Session was convened immediately following the 5:00 p.m. Special Meeting for the purpose of discussion or consideration of assignment, appointment, promotion, or salaries of a public officer or appointee pertaining to the evaluation process and performance reviews of the Municipal Judge and City Attorney pursuant to A.R.S. § 38-431.03.A.1.

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.

ADJOURNMENT:

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

_____
Cathy Carlat, 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 16th day of December, 2014. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 6th day of January, 2015.

(Seal)

_____
Rhonda Geriminsky, City Clerk

Agenda Item: 5C

CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION

Date Prepared: December 11, 2014 **Council Meeting Date:** January 6, 2015

TO: Carl Swenson, City Manager

FROM: Rhonda Geriminsky, City Clerk

THROUGH: Susan Daluddung, Deputy City Manager

SUBJECT: Adoption of 2015 Calendar for City Council Meeting Dates

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Purpose:

This is a request for City Council to discuss and possibly take action to adopt a Resolution approving a City Council meeting schedule of regular meetings, special meetings, and study sessions for the 2015 calendar year.

Background/Summary:

Pursuant to Article II, Section 14A of the Peoria City Charter, and Section 2-16 of the Peoria City Code, the City Council is required to annually adopt a resolution setting forth a proposed City Council meeting schedule, including dates and times of study session meetings. City Council may modify the schedule as necessary and appropriate.

The attached resolution identifies the proposed 2015 City Council meeting schedule, as well as the first meeting in 2016.

Previous Actions:

This is an annual action taken by City Council pursuant to City Charter and City Code.

Options:

A: Adopt the 2015 City Council meeting calendar as presented.
B. Adopt the 2015 City Council meeting calendar with modifications.

Staff's Recommendation:

Staff recommends that City Council adopt Resolution 2015-01 setting the 2015 City Council meeting schedule, as well as the first meeting in 2016, for regular and study session meetings.

Fiscal Analysis:

There is no fiscal impact related to the adoption of the proposed 2015 City Council meeting schedule.

Narrative:

After adoption of Resolution 2015-01, staff will post all appropriate Annual Meeting Notices as required under A.R.S. §38-431.

Exhibit(s): Resolution 2015-01

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

RESOLUTION 2015-01

A RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, ADOPTING THE PROPOSED CITY COUNCIL MEETING SCHEDULE FOR THE CALENDAR YEAR 2015 AS ESTABLISHED AND REQUIRED BY ARTICLE II, SECTION 14 OF THE CHARTER OF THE CITY OF PEORIA, ARIZONA AND BY SECTION 2-16 OF THE PEORIA CITY CODE.

WHEREAS, Article II, Section 14 of the Charter of the City of Peoria, Arizona reads as follows:

Sec. 14. Meetings of council, boards, commissions and committees.

A. The council shall meet regularly at such times and at such places as may be prescribed by ordinance, but not less frequently than once each month. At the first meeting of the Council each year, the Council by Resolution shall adopt a proposed schedule of meetings for the year. The Resolution shall be posted in the same places as public notices of the City. The Council may modify the Resolution as it deems necessary and appropriate. Notices and agendas of such meetings, including a short summary of items on the agenda, shall be posted pursuant to statute in such public places as the council may set by ordinance, and the places of such posting shall be kept on file with the city clerk.

WHEREAS, Section 2-16 of the Peoria City Code reads as follows:

Sec. 2-16. City Council; meeting schedule.

(a) The Council shall hold regular meetings not less than once each month. At the first meeting of the Council in each calendar year, the Council shall adopt by resolution a schedule of the regular meetings for the year. Following adoption of the Resolution containing a schedule of regular meetings, the Resolution shall be posted in the same public locations as Council agendas. The regular meeting shall be held at 7:00 p.m. Regular meetings of the Council shall be held at the Municipal Complex or in such other locations as Council may determine.

(b) The Council shall, by resolution, establish a date and time for study sessions to be held on such items as deemed appropriate and in conformance with the Arizona Open Meetings Act, A.R.S. §38-431, et.seq.

Resolution No. 2015-01
January 6, 2015

NOW, THEREFORE, BE IT RESOLVED BY THE Mayor and City Council of the City of Peoria, Arizona:

1. That the following proposed schedule of City Council Meetings, for the calendar year 2015 and the first meeting in 2016 is hereby adopted.

1/6/2015	No Study Session 7:00 pm Consent & Regular Agendas
1/20/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
2/3/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
2/17/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
3/3/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
3/17/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
4/7/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
4/21/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
5/5/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
5/19/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
6/2/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
6/16/15	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
7/7/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
8/26/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
9/8/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
9/22/2015	No Study Session 7:00 pm Consent & Regular Agendas
10/6/2015	No Study Session 7:00 pm Consent & Regular Agendas
10/20/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
11/17/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
12/1/2015	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
12/15/15	5:00 pm Special Meeting & Study Session 7:00 pm Consent & Regular Agendas
1/5/2016	No Study Session 7:00 pm Regular Agenda

2. That the Mayor and/or the Council in the matter provided by the Peoria City Charter may schedule such additional meetings as may be deemed necessary and appropriate.

PASSED AND ADOPTED by the Mayor and City Council of the City of Peoria, Arizona this 6th day of January, 2015.

_____
Cathy Carlat, Mayor

ATTEST:

_____
Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

_____
Stephen M. Kemp, City Attorney

CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION

Agenda Item: 6R

Date Prepared: December 11, 2014 **Council Meeting Date:** January 6, 2015

TO: Carl Swenson, City Manager

FROM: Rhonda Geriminsky, City Clerk

THROUGH: Susan Daluddung, Deputy City Manager

SUBJECT: Establishment of Term Length, Nominations, and Election of Vice Mayor

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Purpose:

This is a request for City Council to discuss and possibly take action to establish term length, nominate, and elect a Vice Mayor.

Background/Summary:

Pursuant to Article II, Section 8 of the Peoria City Charter, the City Council shall designate one of its members as Vice Mayor, who shall serve in such capacity at the pleasure of the Council. The Vice Mayor shall perform the duties of the Mayor during his/her absence or disability.

Vice Mayors have previously been elected to serve either one or two-year terms. At the January 7, 2014 City Council meeting, Councilmember Ron Aames was elected Vice Mayor to a one-year term. An election for a new Vice Mayor and the establishment of term length is necessary.

The procedure for nomination and election for Vice Mayor is:

1. City Council will first establish the term length by a motion and vote.
2. Subsequently, the Mayor will open the floor for nominations. The Mayor will then state which Councilmembers have been nominated and the Council will vote by ballot which will be verbally recorded by the City Clerk.

Previous Actions:

This is an annual or biannual action taken by City Council pursuant to City Charter.

Options:

A: Establish the length of term for Vice Mayor as one year.
B. Establish the length of term for Vice Mayor as two years.

Staff's Recommendation:

Staff recommends that the City Council establish term length, nominate, and elect a Vice Mayor.

Fiscal Analysis:

There is no fiscal impact related to the election of the Vice Mayor.

Narrative:

The elected Vice Mayor will serve in the manner prescribed in Article II, Section 8 of the Peoria City Charter.

Exhibit(s): Procedures for the Establishment of Nominations and Elections for Vice Mayor and Mayor Pro Tem

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

CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION

Agenda Item: 7R

Date Prepared: December 11, 2014 **Council Meeting Date:** January 6, 2015

TO: Carl Swenson, City Manager

FROM: Rhonda Geriminsky, City Clerk

THROUGH: Susan Daluddung, Deputy City Manager

SUBJECT: Establishment of Term, Nomination and Election of Mayor Pro Tem

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Purpose:

This is a request for City Council to discuss and possibly take action to establish term length, nominate, and elect a Mayor Pro Tem.

Background/Summary:

The Mayor Pro Tem shall perform the duties of the Mayor in the absence or disability of both the Mayor and Vice Mayor.

At the January 7, 2014 City Council meeting, Councilmember Jon Edwards was elected Mayor Pro Tem to a one-year term. An election for a new Mayor Pro Tem and the establishment of term length is necessary.

The procedure for nomination and election of Mayor Pro Tem is as follows:

1. City Council will first establish the term length by a motion and vote.
2. Subsequently, the Mayor will open the floor for nominations. The Mayor will then state which Councilmembers have been nominated and the Council will vote by ballot which will be verbally recorded by the City Clerk.

Previous Actions:

Since 2008, Mayors Pro Tem have been elected in the same manner as the Vice Mayor. This is an annual or biannual action taken by the City Council.

Options:

A: Establish the length of term for Mayor Pro Tem, for one year.
B: Establish the length of term for Mayor Pro Tem, for two years.

Staff's Recommendation:

Staff recommends that City Council establish term length, nominate, and elect a Mayor Pro Tem.

Fiscal Analysis:

There is no fiscal impact related to the election of the Mayor Pro Tem.

Narrative:

The elected Mayor Pro Tem will serve in the manner prescribed in Chapter 2, Section 2-17 of the Peoria City Code.

Exhibit(s): Procedures for the Establishment of Nominations and Elections for Vice Mayor and Mayor Pro Tem

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

City Council Calendar

Color Key:
City Council

< December	January 2015					February >
Sunday	**Monday**	**Tuesday**	**Wednesday**	**Thursday**	**Friday**	**Saturday**
				1 New Year's Day- City Hall Closed	2	3
4	5	6 Regular City Council Meeting	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

City Council Calendar

Color Key:

< January	February 2015					March >
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28

City of Peoria

CITY MANAGER'S OFFICE

8401 West Monroe Avenue
Peoria, Arizona 85345
T 623.773.7300
F 623.773.7309

Memorandum

Date: December 22, 2014

To: Carl Swenson, City Manager

From: Susan J. Daluddung, Deputy City Manager

Re: Southwest Energy Efficiency Project Award

This is to inform you on a recent award presented to the City of Peoria. The award was given by the Southwest Energy Efficiency Project (SWEEP), a public interest organization dedicated to advancing energy efficiency in Arizona, Colorado, Nevada, New Mexico, Utah, and Wyoming. The City of Peoria was awarded for being the first municipality in Arizona to adopt the 2012 International Energy Conservation Code (IECC), which provides contractors with specific guidelines for tailoring new construction to mechanical systems for maximum energy efficiency. The 2012 code sets a high bar for efficient buildings. Peoria was also cited for its commitment to conserving energy in public buildings, upgrading outdoor lighting to be efficient, and for efficient fleet transportation. The City of Peoria was the only municipality to win an award at this event. Should you have any questions, please let me know.

Susan Daluddung, Deputy City Manager
Deputy City Manager

CITY OF PEORIA, ARIZONA
CITY MANAGER REPORT

Agenda Item: RCM 9B

Date Prepared: November 17, 2014 **Council Meeting Date: January 6, 2015**

TO: Carl Swenson, City Manager

FROM: John R. Sefton Jr., Community Services Director

THROUGH: Jeff Tyne, Deputy City Manager

SUBJECT: 2015 Winter Water Safety Day and Polar Plunge

Summary:
The **7th Annual Winter Water Safety Day and Polar Plunge** was held on Saturday, January 3, 2015 at Sunrise Pool. The event emphasizes the importance of water safety, no matter what the season. Donations received from the event participants will be used as scholarships to cover the cost of a 2-week swim lesson for a child in need. *Play Peoria, Inc.*, the 501c3 organization that benefits parks, recreation and library programming in the City of Peoria coordinates this important scholarship program.

Staff will provide a brief presentation on the event's mission and successes and report on the actual event-time water and ambient temperatures!

Exhibit(s):

Contact Name and Number: Stacy Beadle, 623-773-5247

Agenda Item: RCM 9C

CITY OF PEORIA, ARIZONA
CITY MANAGER REPORT

Date Prepared: December 18, 2014 **Council Meeting Date: January 6, 2015**

TO: **Carl Swenson, City Manager**

FROM: **Bobby Ruiz, Fire Chief**

THROUGH: **Jeff Tyne, Deputy City Manager**

SUBJECT: **Peoria Fire Department Community Events**

Summary:

On Saturday, December 6th, the Home Depot store on 91st Ave was one of six stores nationally that donated 1000 smoke detectors to their local fire departments – in this case Peoria Fire. This event was a part of a larger fire safety event at the store that included the monthly kid's club workshop, which brings out 100 to 150 kids and their families. This month, kids participated in fire safety activities, DIY crafts and trying on firefighters' gear. Santa surprised everyone by arriving on a forklift and posed for pictures with kids at no charge. A side benefit of the event was an important lesson about fire safety especially around the holidays. Throughout the event, fire trucks and equipment were available for the kids to enjoy a up close look. The donation ceremony was held at 10am with speeches on the importance of fire safety.

On December 10th, over 140 senior adults enjoyed their annual visit from Santa during the Peoria Firefighters Charities Breakfast with Santa at the Peoria Community Center. The seniors were treated to a hearty breakfast of pancakes and sausage prepared by our master chefs. Santa (a Peoria Firefighter) arrived courtesy of Ladder Company 191, to allow the seniors to have their picture taken with Santa and tell him their Christmas wishes. Santa's handy elf was on hand to assist giving out Candy Canes. Numerous door prizes added to the excitement of the morning along with live music. The Peoria Firefighters are proud to sponsor this event and we hope to see everyone next year.

During the 2014 Holiday Season the Peoria Firefighters assisted those in need with new and unwrapped gifts for families who qualify with children under the age of 13 years old. The Peoria Firefighter Charities and Peoria Fire Department began collecting new unwrapped toys in November to provide a little extra holiday cheer to needy children within our community. The toys were accepted at all Peoria fire stations along with several partnering businesses. Presents were delivered to the family's homes on December 24, 2014. This year, the toy drive was able to provide toys for more than 300 children.

Exhibit(s): *N/A*

Contact Name and Number:
Bobby Ruiz, Fire Chief
623-773-7380