

# City Council Meeting Notice & Agenda

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Tuesday, May 05, 2015  
City Council Chamber  
8401 West Monroe Street  
Peoria, AZ 85345

## Special Meeting

5:00 P.M. Convene

### Roll Call

### Consent Agenda

**CONSENT AGENDA:** All items listed on the Consent Agenda 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

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

Discussion and possible action to authorize the holding of an Executive Session with representatives of the public body to: (a) consider its position and instruct its representatives regarding negotiations for the purchase, sale, or lease of real property located in the vicinity of Loop 101 and Northern Avenue pursuant to A.R.S. § 38-431.03.A.7; (b) consider its position and instruct its attorneys regarding the public body's position regarding a development agreement with Huntington University for the establishment of a branch campus in Peoria pursuant to A.R.S. § 38-431.03.A.4; (c) consider its position and instruct its attorneys regarding the public body's position regarding a development agreement for a mixed-use corporate facility in the vicinity of El Mirage Road and Loop 303 pursuant to A.R.S. § 38-431.03.A.4.; and (d) discussion and consultation with legal counsel for legal advice on pending litigation in *Adrian v. City of Peoria*, U.S. District Court pursuant to A.R.S. § 38-431.03.A.3.

### Adjournment

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Mayor  
Cathy Carlat

Willow District  
Jon Edwards,  
Vice Mayor

Acacia District  
Vicki Hunt

Ironwood District  
Bill Patena

Mesquite District  
Bridget Binsbacher

Palo Verde District  
Michael Finn

Pine District  
Carlo Leone

## 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 discussion with representatives of the public body to: (a) consider its position and instruct its representatives regarding negotiations for the purchase, sale, or lease of real property located in the vicinity of Loop 101 and Northern Avenue pursuant to A.R.S. § 38-431.03.A.7; (b) consider its position and instruct its attorneys regarding the public body's position regarding a development agreement with Huntington University for the establishment of a branch campus in Peoria pursuant to A.R.S. § 38-431.03.A.4; (c) consider its position and instruct its attorneys regarding the public body's position regarding a development agreement for a mixed-use corporate facility in the vicinity of El Mirage Road and Loop 303 pursuant to A.R.S. § 38-431.03.A.4.; and (d) discussion and consultation with legal counsel for legal advice on pending litigation in *Adrian v. City of Peoria*, U.S. District Court 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.

### 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

3. City Manager's Excellence Awards

### Consent Agenda

**CONSENT AGENDA:** All items listed on the Consent Agenda 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

4. **C - Disposition of Absence**

Discussion and possible action to approve the absence of Councilmember Binsbacher from the Budget Study Session held on April 15, 2015.

5. **C - Minutes**

Discussion and possible action to approve the following minutes:

- March 17, 2015 Meeting Minutes
- March 28, 2015 Workshop Minutes
- April 7, 2015 Meeting Minutes
- April 13, 2015 Budget Study Session Minutes
- April 15, 2015 Budget Study Session Minutes

6. **C - Intergovernmental Agreement Amendment, Maricopa County HOME Consortium, Additional HOME Program Grant Funding**

Discussion and possible action to: (a) approve an amendment to the Intergovernmental Agreement with Maricopa County for the City's HOME Program grant to increase funding in the amount of \$200,000, (b) approve a budget amendment in the amount of \$200,000 from the Proposed Grants Contingency account to the Home Program Grant Fund Other Professional Services and City Participation in Outside Programs accounts, and (c) authorize staff to execute the amendment.

7. **C - Intergovernmental Agreement Amendment, Maricopa County Parks and Recreation Department, Maricopa Trail Alignment**

Discussion and possible action to approve the First Amendment to an Intergovernmental Agreement with the Maricopa County Parks and Recreation Department to support construction of a multi-modal trail section of the Maricopa Regional Trail.

8. **C - Grant Application, Staffing for Adequate Fire and Emergency Response, Firefighters**

Discussion and possible action to approve a Staffing for Adequate Fire and Emergency Response grant application in the amount of \$1,021,560 to hire six new firefighters for the Lake Pleasant Fire Station.

9. **C - Third Quarter Budget Amendments**

Discussion and possible action to approve the Third Quarter Budget Amendments.

10. **C - Budget Amendment, City Attorney's Office, Civil Legal Services and Administrative Hearing Costs**

Discussion and possible action to approve a budget amendment in the amount of \$115,000 from the General Fund Contingency account to the Civil Legal Services account for outside legal counsel pertaining to the Sports Complex Parking, Bioinspire, and elections matters, and \$20,000 from the General Fund Contingency account to the Administrative Hearings account for costs related to personnel matters.

11. **C - Deeds and Easements, Various Locations**

Discussion and possible action to adopt **Res. 2015-40** accepting Deeds and Easements for various Real Property interests acquired by the City.

12. **C - Final Plat, 87th Avenue and Continental Drive**

Discussion and possible action to approve the Final Plat of 87th Avenue and Continental Drive, located at the northwest corner of 87th Avenue and Continental Drive, subject to stipulations.

13. **C - Final Plat, The Meadows Parcel 12B, Lake Pleasant Parkway and Williams Road**  
Discussion and possible action to approve the Final Plat of The Meadows Parcel 12B, located at Lake Pleasant Parkway and Williams Road, subject to stipulations.
14. **C - Replat, Lot 13 of Blackstone at Vistancia, Parcel B2, Lone Mountain Road and Blackstone Drive**  
Discussion and possible action to approve the Replat of Lot 13 of Blackstone at Vistancia, located at Lone Mountain Road and Blackstone Drive, subject to stipulations.
15. **C - Replat, Tierra Del Rio Parcel 20B, 99th Avenue and Jomax Road**  
Discussion and possible action to approve the Replat of Tierra Del Rio Parcel 20B, located at 99th Avenue and Jomax Road, subject to stipulations.
16. **C - Replat, Tierra Del Rio Parcel 21B, 99th Avenue and Jomax Road**  
Discussion and possible action to approve the Replat of Tierra Del Rio Parcel 21B, located at 99th Avenue and Jomax Road, subject to stipulations.

## Regular Agenda

### New Business

17. **R - PUBLIC HEARING - Liquor License, Albertsons #971, located at 8950 West Bell Road**  
**PUBLIC HEARING:** RE: Sampling Privileges (Series 09S) to be added to the existing Off-Sale All Liquor License (Series 09) for Albertsons #971, located at 8950 West Bell Road, Nicholas C. Guttilla, Applicant, LL#10006698.  
  
Staff Report:  
Open Public Hearing:  
Public Comment:  
Close Public Hearing:  
  
**COUNCIL ACTION:** Discussion and possible action to recommend approval to the State Liquor Board for Sampling Privileges (Series 09S) to be added to the existing Off-Sale All Liquor License (Series 09) for Albertsons #971, located at 8950 West Bell Road, Nicholas C. Guttilla, Applicant, LL#10006698.

18. **R - PUBLIC HEARING - Commercial Solid Waste License, Auerbach Waste LLC**

**PUBLIC HEARING:** RE: A Commercial Solid Waste License for Auerbach Waste LLC, 12001 West Peoria Avenue, El Mirage, in accordance with Chapter 22 of the City Code.

Staff Report:

Open Public Hearing:

Public Comment:

Close Public Hearing:

**COUNCIL ACTION:** Discussion and possible action to recommend approval of a Commercial Solid Waste License to Auerbach Waste LLC, 12001 West Peoria Avenue, El Mirage, AZ 85335 in accordance with Chapter 22 of the City Code.

### **Call To The Public (Non-Agenda Items)**

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

### **Reports from City Manager**

19. **Council Calendar**

20. **Reports**

A. Earth Day Update

### **Reports from City Council Reports from the Mayor**

### **Adjournment**

**NOTE:** Documentation (if any) for items listed on the Agenda is available for public inspection, a minimum of 24 hours prior to the Council Meeting, at any time during regular business hours in the Office of the City Clerk, 8401 W. Monroe Street, Room 150, Peoria, AZ 85345.

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

**Public Notice**

In addition to the City Council members noted above, one or more members of the City of Peoria Boards and Commissions may be present to observe the City Council meeting as noticed on this agenda. City Council Meetings can be viewed live on Channel 11 (Cox Cable) and are available for viewing on demand at <http://www.peoriaaz.gov/content2.aspx?id=2151>.

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 3

Date Prepared: April 21, 2015

Council Meeting Date: May 5, 2015

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**TO:** Carl Swenson, City Manager  
**FROM:** Julie Ayers, Human Resources Director  
**SUBJECT:** City Manager's Excellence Awards

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**Purpose:**

Recognize the recipients of the 2014 City Manager's Excellence Awards.

**Background/Summary:**

The City Manager's Excellence Awards recognize and reward employees who have advanced the initiatives of the City in the following categories:

- Distinguished Service (Individual Award)
- Community Involvement
- Diversity
- Efficiency
- Sustainability

**Previous Actions:**

N/A

**Options:** *(include as many as reasonable)*

N/A

**Staff's Recommendation:**

N/A

**Fiscal Analysis:**

N/A

**Narrative:**

N/A

**Exhibit(s):**

**Exhibit 1:** PowerPoint Presentation

**Contact Name and Number:** Julie Ayers 623-773-7580

**MINUTES OF THE PEORIA CITY COUNCIL**  
CITY OF PEORIA, ARIZONA  
CITY COUNCIL CHAMBER  
March 17, 2015

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 Cathy Carlata; Vice Mayor Jon Edwards; Councilmembers Michael Finn, Vicki Hunt, Carlo Leone, Bill Patena and Ben Toma.

**Council Youth Liaisons:** Michael Helt.

**Members Absent:** Council Youth Liaison Ian Mullane.

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

**Audience:** Approximately five members of the public were present.

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

## **CONSENT AGENDA**

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

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

1. **C - Canvass of March 10, 2015 Special General Election**

Adopted **RES. 2015-22** approving the official Canvass of Election for the March 10, 2015 City of Peoria Special General Election.

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

Authorized the holding of an Executive Session for the purpose of discussion with legal counsel of the public body in order to consider its position and instruct its attorneys regarding: (a) the public body's position regarding contemplated litigation in the matter of City of Peoria v. Westover et al. pursuant to A.R.S. § 38-431.03.A.4; and (b) the public body's position regarding Westbrook Village Golf Club irrigation water service pursuant to A.R.S. § 38-431.03.A.3.

Mayor Carlat thanked Councilmember Toma for his service.

**ADJOURNMENT:**

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

**EXECUTIVE SESSION AGENDA**

3. An Executive Session was convened immediately following the 5:00 p.m. Special Meeting for the purpose of discussion with legal counsel of the public body in order to consider its position and instruct its attorneys regarding: (a) the public body's position regarding contemplated litigation in the matter of City of Peoria v. Westover et al. pursuant to A.R.S. § 38-431.03.A.4; and (b) the public body's position regarding Westbrook Village Golf Club irrigation water service pursuant to A.R.S. § 38-431.03.A.3.

**Clerk's Note:** In accordance with A.R.S. § 38-431.03(B), minutes of executive sessions must be kept confidential except as outlined in statute.

A **Regular Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 7:00 p.m.

Following a moment of silent reflection, Councilmember Leone led the Pledge of Allegiance.

**Members Present:** Mayor Cathy Carlat; Vice Mayor Jon Edwards; Councilmembers Bridget Binsbacher, Michael Finn, Vicki Hunt, Carlo Leone, and Bill Patena.

**Council Youth Liaisons:** Ian Mullane and Michael Helt.

**Members Absent:** None.

**Other Municipal Officials Present:** Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Julie Ayers, Human Resources Director; Andy Granger, Engineering Director; Chris Jacques, Planning and Community Development Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance and Budget Director; Roy Minter, Police 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.

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

Presiding Municipal Judge George Anagnost administered the Oath of Office to Councilmember Bridget Binsbacher.

Councilmember Binsbacher thanked her husband and their family and the constituents of the Mesquite District for their support.

A short recess was declared at 7:05 p.m., and the meeting was reconvened at 7:20 p.m.

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

Mayor Carlat 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 Edwards, seconded by Councilmember Patena, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

4. **C - Disposition of Absence**

Approved the absence of Council Youth Liaison Ian Mullane from the Study Session and Regular Meeting held on March 3, 2015.

5. **C - Minutes**

Approved the February 3, 2015 City Council Meeting minutes.

6. **C - Code Amendment, Chapter 14, Language Modification Regarding Gasoline Service Station Signs**

Concurred with the Planning and Zoning Commission's recommendation and adopt **ORD. 2015-07** amending Chapter 14 of the Peoria City Code (1977 Edition) by amending Article 14-34 to modify existing language regarding Gasoline Service Station Signs and increase the clarity of its content.

Upon vote, the motion carried unanimously 7 to 0.

7. **C - Real Property Acquisition and Litigation, 94th Avenue and Thunderbird Road**

Adopted **RES. 2015-23** authorizing the acquisition and the commencement of litigation to quiet title and acquire real property in the vicinity of 94th Avenue and Thunderbird Road.

8. **C - Grant, State of Arizona Department of Homeland Security, Various Police Department Programs**

- (a) Authorized the Police Department to accept two grant awards totaling \$21,650 from the Arizona Department of Homeland Security to be used to strengthen chemical, biological, radiological, nuclear or explosive weapon detection and decontamination capabilities; and sustain and enhance the Terrorism Liaison Officer program; and
- (b) Approved a budget amendment in the amount of \$21,650 from the Proposed Grants Contingency account to the Homeland Security Fund.

9. **C - Proposed Changes to Investment Policy**

Reviewed and accepted the proposed changes to the Investment Policy as presented.

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

Adopted **RES. 2015-25** accepting Deeds and Easements for various real property interests acquired by the City.

11. **C - Larry & Jeff Limited Partnership, Release of Non-Vehicular Access Easement**

Adopted **RES. 2015-24** authorizing the release of a Non-Vehicular Access Easement to Larry & Jeff Limited Partnership, pertaining to the Third Amended Settlement Agreement between the City of Peoria v. Larry & Jeff Limited Partnership, et al.

12. **C - Final Plat, Saddlehorn Ranch, 95th Avenue and Happy Valley Road**

Approved the Final Plat of Saddlehorn Ranch, located at 95th Avenue and Happy Valley Road, subject to stipulations.

13. **C - Final Plat, Coyote Hills, 71st Avenue and Hatfield Road**

Approved the Final Plat of Coyote Hills, located at the 71st Avenue alignment and Hatfield Road, subject to stipulations.

## **REGULAR AGENDA**

### **New Business:**

14. **R - PUBLIC HEARING - Off-Track Wagering License Renewal, American Greyhound Racing Gallagher's of Peoria, 6750 West Peoria Avenue**

### **Staff Report:**

Brent Mattingly, Finance and Budget Director, reported that all fees were paid and staff recommends approval to the Arizona Racing Commission for an Off-Track Wagering License Renewal for American Greyhound Racing to telecast at Gallagher's of Peoria, located at 6750 West Peoria Avenue.

**Public Hearing:**

Mayor Carlat opened the Public Hearing and asked if any Councilmember or citizen wished to comment on an Off-Track Wagering License Renewal for American Greyhound Racing to telecast at Gallagher's of Peoria, located at 6750 West Peoria Avenue.

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

**Council Action:**

Motion was made by Councilmember Patena, seconded by Vice Mayor Edwards, to recommend approval to the Arizona Racing Commission for an Off-Track Wagering License Renewal for American Greyhound Racing to telecast at Gallagher's of Peoria, 6750 West Peoria Avenue.

Upon vote, the motion carried unanimously 7 to 0.

15. **R - Contract and Expenditure Authority, Jokake Construction, Peoria Sports Complex Improvements Phase III, 83rd Avenue and Stadium Way**

Andy Granger, Engineering Director, summarized the request for approval of a contract for Phase III of the Peoria Sports Complex Improvements project. Mr. Granger provided information on the completed Phase I Clubhouse Improvements and Phase II Stadium Improvements.

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

- (a) Approve an individual job order with Jokake Construction in an amount estimated not to exceed \$2,500,000 for Phase III of the stadium improvements at the Peoria Sports Complex;
- (b) Authorize the expenditure of an additional \$1,100,000 for future improvement job orders and city-incurred expenses; and
- (c) Authorize the City Manager to execute any applicable agreement documents for the project funding previously approved by Council on November 25, 2014.

Upon vote, the motion carried unanimously 7 to 0.

16. **R - 2015 Mid-Decennial Special Census**

Susan Daluddung, Deputy City Manager, presented regarding the request to participate in a mid-decennial census during the fall of 2015. Ms. Daluddung explained that population figures from the census are used to calculate the City's share of state-shared revenue.

Ms. Daluddung outlined the following:

- Overview of state-shared revenue
- Other special census participants
- Projected population growth since the 2010 census
- Pros and cons of participating in the special census
- Estimated costs and estimated increase in revenue associated with the census

Ms. Daluddung advised that the projected population was based on information obtained from the State Demographer's Office.

In response to questions from Council, Ms. Daluddung confirmed the City would lose approximately \$290,000 per year in state-shared revenue over a five-year period if Council did not approve of participating in the mid-decennial census.

Motion was made by Councilmember Finn, seconded by Councilmember Leone, to:

- (a) Authorize the City to take part in a mid-decennial special census;
- (b) Approve the Memorandum of Agreement outlining terms and conditions with the U.S. Census Bureau; and
- (c) Approve a budget amendment and the use of reserves in amount of \$2,923,643 from the General Fund Contingency account to the Non-Departmental Other Professional Services account.

Upon vote, the motion carried unanimously 7 to 0.

### **Call To The Public (Non-Agenda Items)**

None.

### **Reports from City Manager:**

17. **Council Calendar**

18. **Reports**

John Sefton, Community Services Director, provided information on the following events:

- A. 2015 Arizona Chinese Lantern Festival
- B. 39th Annual Dolly Sanchez Memorial Easter Egg Hunts
- C. P83 Party

Bill Mattingly, Public Works Director, provided information on the following event:

- D. One for Water 4 Miler, Race and Family Event

**Reports from City Council:**

Council Youth Liaison Helt welcomed Councilmember Binsbacher. Mr. Helt reported on his attendance at the National League of Cities Congressional City Conference held in Washington, DC.

Councilmember Leone congratulated Councilmember Binsbacher on a successful campaign. Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone invited residents to a community event to be held at Scotland Yard Park on March 28, 2015 beginning at 6:00 p.m.

Councilmember Hunt welcomed Councilmember Binsbacher to the Peoria City Council. Councilmember Hunt reported on the Parkfest! Event held in Varney Park on March 14, 2015. Councilmember Hunt announced that a Habitat for Humanity house would be dedicated in the Acacia District on Saturday, March 21, 2015.

Councilmember Finn extended his congratulations to Councilmember Binsbacher. Councilmember Finn reminded Palo Verde District residents to check the bulk trash program schedule for their collection dates. Councilmember Finn commended the Peoria Police Department for their commitment to protect the citizens of Peoria.

Council Youth Liaison Mullane congratulated Councilmember Binsbacher. Mr. Mullane reported on his attendance at the Peoria Unified School District Board Meeting regarding a four-day school week.

Councilmember Binsbacher expressed her gratitude to all of her supporters. Councilmember Binsbacher noted that she is looking forward to a bright future in growing Peoria.

Councilmember Patena announced that Theater Works was named the 2015 Champion of the Arts by the West Valley Arts Council. Councilmember Patena reported on the various City of Peoria activities he attended. Councilmember Patena encouraged residents to attend the Dolly Sanchez Easter Egg Hunt. Councilmember Patena congratulated Councilmember Binsbacher.

Vice Mayor Edwards welcomed Councilmember Binsbacher to the Peoria City Council. Vice Mayor Edwards reported on the various City of Peoria activities he attended. Vice Mayor Edwards reminded Willow District residents to attend a Glendale public meeting at Arrowhead Elementary School on March 18 to voice their concerns regarding a new proposal to erect billboards at Bell Road and the Loop 101. Vice Mayor Edwards invited the community to attend the P83 Party, to be held along 83<sup>rd</sup> Avenue between Stadium Way and Mariners Way, on Saturday, March 21, 2015 beginning at 3:00 p.m.

**Reports from the Mayor:**

Mayor Carlat congratulated Councilmember Binsbacher, the residents of the Mesquite District and the citizens of Peoria.

**ADJOURNMENT:**

Being no further business to come before the Council, the meeting was duly adjourned at 8:18 p.m.

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Cathy Carlat, Mayor

ATTEST:

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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 17<sup>th</sup> day of March, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 5<sup>th</sup> day of May, 2015.

(Seal)

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Rhonda Geriminsky, City Clerk

**MINUTES OF THE PEORIA CITY COUNCIL**  
CITY OF PEORIA, ARIZONA  
DEVELOPMENT AND COMMUNITY SERVICES BUILDING  
POINT OF VIEW ROOM  
9875 NORTH 85TH AVENUE  
March 28, 2015

A **City Council Workshop** of the City Council of the City of Peoria, Arizona was convened at Trine University, 14100 North 83<sup>rd</sup> Avenue, Suite 100, Peoria, Arizona in open and public session at 8:30 a.m.

**Members Present:** Mayor Cathy Carlata; Vice Mayor Jon Edwards; Councilmembers Bridget Binsbacher, Michael Finn, Vicki Hunt, Carlo Leone and Bill Patena.

**Members Absent:** None

**Municipal Officials Present:** Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Julie Ayers, Human Resources Director; Lisa Estrada, Economic Efficiency and Sustainability Manager; Andrew Granger, Engineering Director; Katie Gregory, Finance and Budget Deputy Director; John Imig, Information Technology Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works/Utilities Director; Brent Mattingly, Finance and Budget Director; Roy Minter, Police Chief; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; Scott Whyte, Economic Development Services Director; Briana Decker, Assistant to the Mayor; Corina Russo, Assistant to the City Manager; and Brenda Urias, Senior Executive Assistant.

**Audience:** One member of the public was present.

### **City Council Policy Goal Setting Including Financial Overview**

Dave Pearson, Trine University Assistant Vice President, welcomed the Council to the Trine facility and provided an overview of Trine University.

Mayor Carlata outlined the meeting and goals for the meeting including:

- Determine policy goals
- Discuss the corporate corridor along Loop 303
- Commitment to quality of life for Peoria citizens
- Provide balanced amenities
- Preserve the desert

Carl Swenson, City Manager, reiterated the importance of developing the Council's policy goals. Mr. Swenson outlined the process for setting goals and advised that Council should be asking the following questions:

- What do we want to be?
- How do we get there?
- How do we measure success?
- What's the action plan?
- Did we achieve our goals?

The Council reviewed outcomes from past policy goals.

Discussion ensued regarding total planning and how it fits into the policy goals.

Brent Mattingly, Finance and Budget Director, provided a financial overview including the City's financial foundation and sustainable long-term financial approach.

Katie Gregory, Finance and Budget Deputy Director, presented regarding budget development and the upcoming Council Budget Work Sessions.

Discussion ensued regarding the firearms bill currently before the legislature.

Julie Ayers, Human Resources Director, facilitated the discussion regarding policy goals beginning by reviewing the existing goals.

Discussion ensued regarding:

- Council's future goals
- Economic Development Council Policy
- Broadening the scope of economic development by adding blue-collar employees
- Land-banking for open space
- Land-banking for economic development
- Funding sources for land-banking
- Shovel-ready properties for a purpose
- Commitment to economic development strategy
- Market intervention for creation of sites

Mayor Carlat declared a short recess at 10:25 a.m. and resumed the meeting at 10:38.

Discussion continued regarding:

- Community building
- Balanced amenities throughout the City
- Sustainability
- Community gardens
- Trail system
- Transit plan
- Historic preservation

- Revitalization of Old Town
- Local landmark designation
- Increase in public safety services
- Peoria's own ambulance service
- Part-time position to aid the Human Services Coordinator
- Bulk trash services
- Green trash program
- Underground utilities

Mayor Carlat declared a short recess at 11:27 a.m. and resumed the meeting at 11:36.

Discussion continued regarding:

- Interim recreation facilities
- Lighted practice fields
- Expanding the reclaimed water system
- Alleys
- Employer of choice
  - Human Services
  - Human Capital Strategic Plan
- Enhancing the City's exposure in the valley (increased visibility)
- Overall marketing, communication and media
- Active strategic representation at the local, state and national level
- Charter amendment process
- Increased district communication
- Paperless processes for Council preparation and increased technology use
- Circulator/transit/regional bus service analysis
- Dial-a-Ride services
- Infrastructure maintenance needs
- Neighborhood Pride projects
- P83 – Phase II and III funding

Mr. Swenson and the Council provided closing remarks regarding the meeting.

**ADJOURNMENT:**

Being no further business to come before the Council, the Council Workshop was duly adjourned at 12:31 p.m.

ATTEST:

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Rhonda Geriminsky, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct summary of the proceedings of the City Council Workshop of the City Council of Peoria, Arizona held on the 28<sup>th</sup> day of March, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 5<sup>th</sup> day of May, 2015.

(Seal)

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Rhonda Geriminsky, City Clerk

**MINUTES OF THE PEORIA CITY COUNCIL**  
CITY OF PEORIA, ARIZONA  
CITY COUNCIL CHAMBER  
April 7, 2015

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 Cathy Carlat; Vice Mayor Jon Edwards; Councilmembers Bridget Binsbacher, Michael Finn, Vicki Hunt, Carlo Leone and Bill Patena.

**Other Municipal Officials Present:** Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Rhonda Geriminsky, City Clerk; Andy Granger, Engineering Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance and Budget Director; Bobby Ruiz, Fire Chief; and Scott Whyte, Economic Development Services Director.

**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 Finn, seconded by Vice Mayor Edwards, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

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

Authorized the holding of an Executive Session with representatives of the public body to consider its position and instruct its representatives regarding: (a) the potential acquisition of New River Water Utility pursuant to A.R.S. § 38-431.03.(A)3.; (b) the purchase, sale, or lease of real property located in the vicinity of 83rd Avenue and Peoria Avenue pursuant to A.R.S. §38-431.03.A.7.; (c) the purchase, sale, or lease of real property located in the vicinity of Peoria Avenue and State Route 101 pursuant to A.R.S. §38-431.03.A.7.; and (d) the purchase, sale, or lease of real property located in the vicinity of Olive Avenue and Grand Avenue pursuant to A.R.S. §38-431.03.

**ADJOURNMENT:**

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

**EXECUTIVE SESSION AGENDA**

2. An Executive Session was convened immediately following the 5:00 p.m. Special Meeting for the purpose of discussion with representatives of the public body in order to consider its position and instruct its representatives regarding: (a) the potential acquisition of New River Water Utility pursuant to A.R.S. § 38-431.03.(A)3; (b) the purchase, sale, or lease of real property located in the vicinity of 83rd Avenue and Peoria Avenue pursuant to A.R.S. §38-431.03.A.7.; (c) the purchase, sale, or lease of real property located in the vicinity of Peoria Avenue and State Route 101 pursuant to A.R.S. §38-431.03.A.7.; and (d) the purchase, sale, or lease of real property located in the vicinity of Olive Avenue and Grand Avenue pursuant to A.R.S. §38-431.03.A.7.

**Clerk's Note:** In accordance with A.R.S. § 38-431.03(B), minutes of executive sessions must be kept confidential except as outlined in statute.

A **Regular Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 7:00 p.m.

Following a moment of silent reflection, Councilmember Patena led the Pledge of Allegiance.

**Members Present:** Mayor Cathy Carlat; Vice Mayor Jon Edwards; Councilmembers Bridget Binsbacher, Michael Finn, Vicki Hunt, Carlo Leone and Bill Patena.

**Council Youth Liaisons:** Michael Helt.

**Members Absent:** Council Youth Liaison Ian Mullane.

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

**Audience:** Approximately 20 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. Fiscal Year 2016 Recommended Budget Books

Carl Swenson, City Manager, introduced the recommended Fiscal Year 2016 Budget and presented regarding the following:

- Budget/financial direction
- Council's policy goals
- Financial foundations of the Budget
- Recommended Fiscal Year 2016 Budget themes and objectives
- Major enhancements contained in the Budget
- Organizational changes
- Fiscal Year 2016 Budget summary

Katie Gregory, Deputy Finance and Budget Director, outlined:

- Principles of Sound Financial Management
- Fiscal Year 2016 Budget process
- Budget history
- Financial overview
  - General Fund
  - Half-Cent Sales Tax Fund
  - Transportation Funds
  - Enterprise Funds
- Citywide full-time equivalent changes
- Capital Improvement Program
- Schedule of upcoming Budget Work Sessions

**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 Carlat asked if any Councilmember wished to have an item removed from the Consent Agenda. Having no requests from Council, motion was made by Councilmember Patena, seconded by Councilmember Hunt, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

4. **C - Disposition of Absence**

Approved the absence of Council Youth Liaison Ian Mullane from the Special Meeting held on March 17, 2015 at 5:00 p.m.

5. **C - Minutes**

Approved the following minutes:

- February 17, 2015 Meeting Minutes
- March 3, 2015 Meeting Minutes

6. **C - Reappointments, Boards and Commissions**

Approved the recommendations from the Council Boards and Commissions Subcommittee pertaining to the following reappointments, and adopt the Resolutions as presented:

- Adopted **RES. 2015-26** reappointing MarleeJean Johnson and Pamela Potter as regular members to the Arts Commission,
- Adopted **RES. 2015-27** reappointing Shelley Bade and William Schindler as regular members to the Industrial Development Authority,
- Adopted **RES. 2015-28** reappointing Harold Gribow as a regular member to the Building Board of Appeals,
- Adopted **RES. 2015-29** reappointing Nancy Golden as a regular member to the Employee Benefits Trust Board,
- Adopted **RES. 2015-30** reappointing Katy O'Grady as a regular member to the Parks and Recreation Board,
- Adopted **RES. 2015-31** reappointing William Schindler as a regular member to the Public Defender Contract Review Committee,
- Adopted **RES. 2015-32** reappointing Alexander Obis as a regular member to the Public Safety Personnel Retirement Board - Fire,
- Adopted **RES. 2015-33** reappointing Alexander Obis as a regular member to the Public Safety Personnel Retirement Board - Police.

7. **C - Intergovernmental Agreement Amendment, Arizona Department of Transportation, Lake Pleasant Parkway Shoulder Pavement**

Adopted **RES. 2015-34** to approve Amendment No. 1 to the Intergovernmental Agreement with the Arizona Department of Transportation for the design and construction of the project to pave the shoulders along Lake Pleasant Parkway from Loop 303 to State Route 74.

8. **C - Intergovernmental Agreement, Arizona Department of Transportation, 75th Avenue Traffic Signal Communication Deployment**

Adopted **RES. 2015-35** to approve an Intergovernmental Agreement with the State of Arizona to execute the 75th Avenue Traffic Signal Communication Deployment.

9. **C - Intergovernmental Agreement Amendment, Maricopa County Library District, Library Assistance Program**

Approved Amendment No. 1 to the Intergovernmental Agreement with the Maricopa County Library District for the purpose of maintaining the Library Assistance Program, to facilitate the purchase of library materials for Peoria's Library system.

10. **C - Contract, Sun Life, Short-Term Disability**

- (a) Awarded a term contract with Sun Life for short-term disability insurance effective July 1, 2015; and
- (b) Approved the expansion of the short-term disability coverage to all full-time, benefitted employees.

11. **C - Contract, SightCare, Vision Insurance**

- (a) Awarded a term contract with SightCare for vision insurance effective July 1, 2015; and
- (b) Approved the transfer of the vision benefits to the Employee Benefits Trust Board.

12. **C - Contract, Minnesota Life, Life Insurance**

- (a) Awarded a term contract with Minnesota Life for basic life insurance, voluntary life insurance and accidental death and dismemberment insurance effective July 1, 2015; and
- (b) Approved the expansion of basic life insurance coverage to two times the annual base rate of pay for all full-time, benefitted employees.

13. **C - Budget Amendment, Consulting Services, Intergovernmental Affairs Department**

- (a) Approved a budget amendment in the amount of \$41,500 to fund contracts with consultants to assist with community outreach activities; and
- (b) Authorized a budget transfer in the amount of \$41,500 from the General Fund Contingency account to the Governmental Affairs Department - Other Professional Services account.

14. **C - Budget Amendment, New River Trail, Northern Avenue to Olive Avenue Trail and Underpass**

- (a) Allocated additional funding in the amount of \$295,000 for the construction of the multi-use trail path from Northern Avenue to Olive Avenue located along the west bank of the New River and an underpass at the Northern Avenue Bridge at New River; and

- (b) Authorized a budget transfer in the amount of \$295,000 from the Transportation Sales Tax Street Systems account to the Transportation Sales Tax Park and Right-of-Way Improvements account.

15. **C - Notice of Intention, Water, Wastewater, and Reclaimed Water Rates Adjustment**

- (a) Adopted the Notice of Intention to adjust the City's water, wastewater, and reclaimed water rates; and
- (b) Established May 19, 2015 as the date for the public hearing to consider adoption of the recommended rates.

16. **C - Updated Emergency Operations Plan, Maricopa County Department of Emergency Management**

Approved the updated Emergency Operations Plan to provide direction on how the City would function during times of disaster and extreme emergencies.

17. **C - Resolution Amendment, Authorization to Acquire Land Rights, Beardsley Road and Loop 101 Connector Project**

Adopted **RES. 08-04A** amending RES. 08-04 by removing the authorization to acquire land rights from the parcel identified as the site for construction of a trailhead.

18. **C - Deeds and Easements, Various Locations**

Adopted **RES. 2015-36** accepting Deeds and Easements for Various Real Property interests acquired by the City.

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

Adopted **RES. 2015-37** designating various 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.

20. **C - Abandonment of City Interest, Non-Vehicular Access Easement, 91st Avenue and Greenbrian Drive**

Adopted **RES. 2015-38** authorizing the release of a portion of the Non-Vehicular Access Easement located within Lot 3B of the Big Feat Ventures, LLC Subdivision Final Plat in the vicinity of 91st Avenue and Greenbrian Drive.

## REGULAR AGENDA

### **New Business:**

#### 21. **R - 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 new Off-Sale All Liquor License (Series 09) for Target #2227, located at 24890 North Lake Pleasant Parkway, Nicholas C. Guttilla, Applicant, LL#10007686;
- (b) A new Restaurant Liquor License (Series 12) for Angry Crab Shack Restaurant, located at 7608 West Cactus Road #110, Ronald W. Lou, Applicant, LL#20012248; and
- (c) Sampling Privileges (Series 09S) to be added to the existing Off-Sale All Liquor License (Series 09) for Wal-Mart Supercenter #3896, located at 21655 North Lake Pleasant Parkway, Clare H. Abel, Applicant, LL#10010934.

##### **Public Hearing:**

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

- (a) A new Off-Sale All Liquor License (Series 09) for Target #2227, located at 24890 North Lake Pleasant Parkway, Nicholas C. Guttilla, Applicant, LL#10007686;
- (b) A new Restaurant Liquor License (Series 12) for Angry Crab Shack Restaurant, located at 7608 West Cactus Road #110, Ronald W. Lou, Applicant, LL#20012248; and
- (c) Sampling Privileges (Series 09S) to be added to the existing Off-Sale All Liquor License (Series 09) for Wal-Mart Supercenter #3896, located at 21655 North Lake Pleasant Parkway, Clare H. Abel, Applicant, LL#10010934.

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

##### **Council Action:**

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

- (a) A new Off-Sale All Liquor License (Series 09) for Target #2227, located at 24890 North Lake Pleasant Parkway, Nicholas C. Guttilla, Applicant, LL#10007686;

- (b) A new Restaurant Liquor License (Series 12) for Angry Crab Shack Restaurant, located at 7608 West Cactus Road #110, Ronald W. Lou, Applicant, LL#20012248; and
- (c) Sampling Privileges (Series 09S) to be added to the existing Off-Sale All Liquor License (Series 09) for Wal-Mart Supercenter #3896, located at 21655 North Lake Pleasant Parkway, Clare H. Abel, Applicant, LL#10010934.

Upon vote, the motion carried unanimously 7 to 0.

22. **R - PUBLIC HEARING - Code Amendment, Chapter 14, Establishing Regulatory Standards Governing Donation/Recycling Drop-Off Boxes**

**Staff Report:**

Chris Jacques, Planning and Community Development Director, presented regarding a City-initiated request to adopt an Ordinance establishing regulatory standards governing Donation/Recycling Drop-Off Boxes within the City of Peoria.

Mr. Jacques noted that the current Zoning Code is silent and has contributed to a multitude of concerns including proliferation of bins, dumping, box placement, site aesthetics and accountability.

Mr. Jacques outlined the following:

- Definition of a donation bin
- Objectives
- Components of the proposed Ordinance
  - Permitted locations
  - Number of boxes permitted
  - Site restrictions
  - Box identification
  - Pickup and maintenance
  - Performance standards
- Temporary Use Permitting process related to bins
- Enforcement

Mr. Jacques summarized the Planning and Zoning Commission's recommended approval of a proposed amendment, subject to the following changes:

- Owner/representative authorization be notarized on the application for a temporary use permit
- Adjust language so that individual site non-compliance *may* result in revocation of the Business License rather than *shall* result in revocation of the Business License

Mr. Jacques provided information related to notarizations, including:

- Current land use applications
- What notarizations provide
- Support/opposition to notarization

Mr. Jacques reviewed additional modifications identified by staff, subsequent to the Planning and Zoning Commission's recommendation, that would further clarify and strengthen the provisions of the Zoning Ordinance.

Mr. Jacques provided information related to notarizations, including:

- Current land use applications
- What notarizations provide
- Support/opposition to notarization

Mayor Carlat opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the City-initiated request to adopt an Ordinance establishing regulatory standards governing Donation/Recycling Drop-Off Boxes within the City of Peoria.

Discussion ensued regarding:

- Removal of bins due to non-compliance
- Notarization
- Temporary Use Permit application fees
- Donations to Not-for-Profit organizations
- Site restrictions
- Box identification
- Property owners' rights to remove bins
- Dumping
- Enforcement

Susanne Stacy, representing Bosom Buddies of Arizona, thanked the Council for their consideration to adopt regulations regarding donation bins. Ms. Stacy voiced her concern regarding the issue of notarization of owner authorization forms with the application for a Temporary Use Permit. Ms. Stacy advised it would be a daunting task for small organizations to obtain notarized signatures.

Kristin Greene, representing American Textile Recycling Services, spoke in support of the proposed Ordinance. Ms. Greene voiced her concern regarding notarized signatures. Ms. Greene requested Council not impose the additional stipulation that is not required of other use permit applicants.

Robert Hasty, representing Community Works of Arizona, addressed Council in support of the regulations, including staff's modifications to include large-capacity containers.

Jim Mapstead, representing Stop Donation Bin Blight, urged the Council to adopt the proposed regulations regarding donation drop boxes, with the protection of owners' property rights included.

Benjamin Graff, an attorney with Withey Morris, representing Goodwill of Arizona and multiple commercial property owners throughout the Valley, spoke in favor of the text amendment to regulate drop boxes. Mr. Graff outlined the following requirements his organization believes should be included when regulating drop boxes:

- Requirement for written and notarized property owner authorization
- Clearly defined property owner protections and rights to remove unwanted bins
- A permitting system that identifies permitted and unpermitted drop boxes
- Regulations
  - On size, location, placement and spacing of boxes
  - To protect neighborhoods and property owners from blight
  - To protect required parking spaces, landscaping, visibility triangles and public right-of-way
- Fee structure to provide Code Enforcement with the means to enforce the Ordinance

Mr. Graff suggested the following language to replace Section 15 of the proposed Ordinance:

This Ordinance authorizes the City to immediately remove and dispose of any drop-off box, including its contents, which is unauthorized, unpermitted or does not display a permit number. Any donation/recycling/drop-off box, including its contents, which is determined to be in violation of this Ordinance shall be deemed a public nuisance as defined in Chapter 17, Nuisances, of the Peoria City Code and may be removed pursuant to those provisions.

Joel Moyes, a commercial property owner, spoke in support of the regulations. Mr. Moyes noted that shopping centers, while open to the public, are private property; and the bins are abusing his property rights. Mr. Moyes recommended the following additions to the proposed Ordinance:

- Include the notarization clause
- Provide property owners the right to revoke a permit

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

**Council Action:**

Motion was made by Vice Mayor Edwards, seconded by Councilmember Hunt, to concur with the Planning and Zoning Commission's recommendation with staff modifications and adopt **ORD. 2015-08** amending Chapter 14 of the Peoria City Code (1977 Edition) by amending Article 14-2, Definitions; 14-3, "General Provisions"; 14-9, "Non-Residential Districts"; and Article 14-39, "Administrative Procedures" establishing

regulatory standards governing Donation/Recycling Drop-Off Boxes within the City of Peoria with the following amendments:

- Add verbiage to Paragraph 1 under Section 14-3-14 that an authorized agent must provide written evidence he/she has the authority to approve and locate a drop-off box on the parcel.
- Add as Paragraph 16 to Section 14-3 that the property owner shall control the Temporary Use Permit. The permittee or drop box operator does not control the Temporary Use Permit unless he/she is also the property owner. As such, the property owner or authorized agent may rescind his/her authorization for the donation/drop-off box at any time and the permit shall be revoked. Nothing in this Ordinance prohibits a property owner from removing a donation/drop-off box regardless of whether said box is permitted or not permitted. A property owner retains the right to remove and dispose of an unwanted donation/drop-off box at any time.

Discussion ensued regarding the additional language.

In response to questions from Council, Steve Kemp, City Attorney, explained that the City Code currently contains provisions allowing the City to revoke permits.

Upon vote, the motion carried 6 to 1, with Councilmember Binsbacher voting “no”.

### **Call To The Public (Non-Agenda Items)**

None.

### **Reports from City Manager:**

23. **Council Calendar**

24. **Reports**

John Sefton, Community Services Director, provided information on the following upcoming events:

- A. Peoria Arts and Cultural Festival
- B. Party for the Planet - River and Trail Clean Up

### **Reports from City Council:**

Council Youth Liaison Helt reported that he had the honor of leading the Pledge of Allegiance at Mayor Carlat's State of the City address.

Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone invited residents to participate in a Shred-a-Thon event to be held on Saturday, May 30, 2015 at Cheyenne Elementary School, located at 11806 North 87<sup>th</sup> Avenue, beginning at 10:00 a.m.

Councilmember Hunt welcomed the Vail family who received a home in the Acacia District dedicated by Habitat for Humanity. Councilmember Hunt reported on her attendance at the 2015 National Main Streets Conference held in Atlanta, Georgia.

Councilmember Finn reported on the various City of Peoria activities he attended. Councilmember Finn congratulated Mayor Carlat on the State of the City address.

Councilmember Binsbacher informed the Council she is excited to be working with them.

Councilmember Patena reported on the various City of Peoria activities he attended. Councilmember Patena commended Mayor Carlat on the State of the City address and her vision for the City of Peoria.

Vice Mayor Edwards highlighted the various City of Peoria activities he attended. Vice Mayor Edwards noted that he met with City of Buckeye officials who are interested in replicating Peoria's Youth Advisory Board Council Liaison program. Vice Mayor Edwards extended his appreciation to staff for their participation in making the 2015 P83 party a successful event.

**Reports from the Mayor:**

Mayor Carlat announced that Council Youth Liaison Mullane was a featured speaker at the Peoria Education Enrichment Foundation event held on March 30, 2015. Mayor Carlat thanked Council Youth Liaison Helt for leading the audience in the Pledge of Allegiance at the State of the City address.

**ADJOURNMENT:**

Being no further business to come before the Council, the meeting was duly adjourned at 9:32 p.m.

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Cathy Carlat, Mayor

ATTEST:

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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 7<sup>th</sup> day of April, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 5<sup>th</sup> day of May, 2015.

(Seal)

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Rhonda Geriminsky, City Clerk

**MINUTES OF THE PEORIA CITY COUNCIL**  
CITY OF PEORIA, ARIZONA  
CITY COUNCIL CHAMBER  
April 13, 2015

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

**Members Present:** Mayor Cathy Carlat; Vice Mayor Jon Edwards; Councilmembers Bridget Binsbacher, Michael Finn, Vicki Hunt, Carlo Leone and Bill Patena.

**Members Absent:** None

**Other Municipal Officials Present:** Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Julie Ayers, Human Resources Director; Andy Granger, Engineering Director; John Imig, Information Technology Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance and Budget Director; Roy Minter, Police Chief; Bobby Ruiz, Fire Chief; John Sefton, Community Services Director; Corina Russo, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

**Audience:** Approximately two members of the public were present.

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

## **STUDY SESSION AGENDA**

### **Subject(s) for Discussion Only**

1. Fiscal Year 2016 Budget Study Session

### **Public Safety**

Carl Swenson, City Manager, introduced the Fiscal Year 2016 Budget and presented regarding the following:

- Budget Study Session schedule
- Council's identified budget priorities and policy goals
- Police Department overview including:
  - Goals
  - Approach
  - Community outreach and crime prevention

Discussion ensued regarding:

- Body worn cameras
- Review of the video footage from the body worn cameras
- Data storage
- Additional officer deployment

Katie Gregory, Finance and Budget Deputy Director, outlined the Police Department service levels and budget opportunities and recommendations.

Discussion ensued regarding:

- Community survey related to public safety
- Funding for additional park rangers
- Trail patrol

Mr. Swenson provided a Fire and Emergency Medical Department overview including goals and approach.

Ms. Gregory outlined the Fire and Medical Department service levels and budget opportunities and recommendations.

Discussion ensued regarding:

- A request for additional paramedics
- Firefighter staffing levels at Lake Pleasant
- Grant funding
- Projected call increases and call trends
- Sets and care of turnouts for firefighters
- Paramedic training
- Transitional response vehicles
- Paramedic certification

### **Administration**

Mr. Swenson introduced the City departments that will be discussed under the Administration category which include:

- City Attorney
- Municipal Court
- City Clerk
- Finance and Budget
- Human Resources
- Information Technology

Mr. Swenson outlined the goals and performance metrics for these departments as well as the approach.

Ms. Gregory outlined the service levels and budget opportunities and recommendations.

Discussion ensued regarding:

- The Information Technology Disaster Recovery Plan
- Partnering with neighboring cities
- The City Attorney's Victims Program

### **Leadership and Management/Communications**

Mr. Swenson introduced the departments that will be discussed under the Leadership and Management/Communications category which include:

- Mayor and City Council
- City Management and Leadership Support
- Office of Communications

Mr. Swenson outlined the goals and approach for these departments.

Ms. Gregory outlined the service levels and budget opportunities and recommendations.

Discussion ensued regarding:

- The City's team approach to the legislative session
- The City's dedication to the youth

### **Planning and Development**

Mr. Swenson introduced the departments that will be discussed under the Planning and Development category which include:

- Planning and Community Development
- Development and Engineering

Mr. Swenson presented the goals for these departments and performance metrics.

Ms. Gregory outlined the approach for these departments as well as service levels and budget opportunities and recommendations.

Discussion ensued regarding:

- Historic Preservation funding
- Neighborhood grants

- Self-certification program
- Staffing levels in the Planning and Community Development Department
- Trees along Monroe Street between 83<sup>rd</sup> and 85<sup>th</sup> Avenues
- Grand Avenue Coalition fund

6:50 p.m. Mayor Carlat declared a short recess and resumed the meeting at 7:01 p.m.

### **Capital Improvement Program**

Mr. Swenson introduced the Capital Improvement Program.

Andy Granger, Engineering Director, presented the Capital Improvement Program (CIP) including:

- CIP Budget overview and funding sources
- Accomplishments for Fiscal Year 2015
- Projects under construction including:
  - Vistancia Commercial Core
  - Deer Valley Road Improvements
  - New River Trail – Northern Avenue to Olive Avenue
  - Sports Complex Improvements

Discussion ensued regarding the trail from Olive Avenue to Northern Avenue and lighting on the trail system.

Mr. Granger outlined the projects currently in design including:

- Pinnacle Peak Public Safety Building Expansion
- 103<sup>rd</sup> Avenue Improvements
- 75<sup>th</sup> Avenue and Cactus Road Intersection
- 75<sup>th</sup> Avenue and Peoria Road Intersection
- P83 Entertainment District Improvements
- 99<sup>th</sup> Avenue and Olive Avenue Trailhead
- 99<sup>th</sup> Avenue Street Improvement Project
- North Peoria Community Park Project

Discussion ensued regarding:

- Conference space in the Pinnacle Peak Public Safety Building expansion plan
- Goal of the 75<sup>th</sup> Avenue and Cactus Road Intersection project and concern for business owners in this area
- Public meetings regarding P83 signage
- “Z” Crossing
- Possibility of building a bridge over Olive Avenue

City Council Meeting Minutes

April 13, 2015

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- Timeframes to complete the initial site study for the North Peoria Community Park Project
- Public meetings for the North Peoria Community Park Project
- Funding for Phase II of Community Park #3.

**ADJOURNMENT:**

Being no further business to come before the Council, the meeting was duly adjourned at 8:00 p.m.

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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 13<sup>th</sup> day of April, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 5<sup>th</sup> day of May, 2015.

(Seal)

---

Rhonda Geriminsky, City Clerk

**MINUTES OF THE PEORIA CITY COUNCIL**  
CITY OF PEORIA, ARIZONA  
CITY COUNCIL CHAMBER  
April 15, 2015

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

**Members Present:** Mayor Cathy Carlat; Vice Mayor Jon Edwards; Councilmembers Michael Finn, Vicki Hunt, Carlo Leone and Bill Patena.

**Members Absent:** Councilmember Bridget Binsbacher.

**Other Municipal Officials Present:** Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Jeff Tyne, Deputy City Manager; Steve Kemp, City Attorney; Rhonda Geriminsky, City Clerk; Julie Ayers, Human Resources Director; Andy Granger, Engineering Director; John Imig, Information Technology Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Director; Bill Mattingly, Public Works Director; Brent Mattingly, Finance and Budget Director; Roy Minter, Police Chief; John Sefton, Community Services Director; Scott Whyte, Economic Development Services Director; Corina Russo, Assistant to the City Manager; and Linda Blas, Deputy City Clerk.

**Audience:** One member of the public was present.

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

## **STUDY SESSION AGENDA**

### **Subject(s) for Discussion Only**

1. Fiscal Year 2016 Budget Study Session

Carl Swenson, City Manager, outlined the schedule for the evening.

### **Capital Improvement Program (continued from April 13, 2015 Study Session)**

Andy Granger, Engineering Director, continued his presentation of the Capital Improvement Program (CIP) including:

- Public Works/Utilities Projects
  - Street Maintenance Program project
  - Pyramid Peak Water Treatment Plant upgrades and extension
  - New well and Lone Mountain 36-inch waterline

Discussion ensued regarding:

- How street maintenance is scheduled and managed
- Whether citizens are satisfied with the maintenance
- How long crack sealing extends the life of the pavement
- Dedicating additional funding to the street maintenance program in the future
- Property values
- Pyramid Peak Water Treatment Plan upgrades and expansion
- How long a 10 million gallon per day expansion will accommodate citizen needs
- New well and Lone Mountain 36-inch water line
- Potential for new development impact fees

Mr. Granger continued presenting regarding:

- New Fiscal Year 2016 projects including:
  - Beardsley Road Channel project
  - Northern Parkway

Discussion ensued regarding:

- Changes in leadership at Maricopa County related to Northern Parkway
- Proposed roadway concept and widening of Northern Parkway
- Whether the need to take homes is still necessary
- Necessity for a bridge
- Accidents on bridges
- Whether 108<sup>th</sup> Avenue and 106<sup>th</sup> Avenue will be blocked off
- Funding of the Northern Parkway Project
- The City's obligation to make financial contributions toward the Northern Parkway project
- History of the Northern Parkway project
- The City's cash flow requirements for the Northern Parkway project

Mr. Granger continued:

- Community Works Program
  - Old Carefree Highway roadway improvements
  - Basketball court renovations
  - Park Improvements projects
  - Proposed projects

Discussion ensued regarding trees on Monroe Avenue.

## **Operations**

Carl Swenson, City Manager, introduced the Community Services Department.

Katie Gregory, Finance and Budget Deputy Director, provided an overview of the Community Services operating budget.

Ms. Gregory outlined the goals and performance metrics for the Community Services Department, maintenance services and community building efforts.

Discussion ensued regarding:

- P83 party costs as an ongoing cost rather than one-time funding

Ms. Gregory presented regarding special events.

Discussion ensued regarding park renovations.

Mr. Swenson introduced the Public Works Department including the following divisions:

- Facilities
- Fleet
- Streets
- Storm Drain
- Solid Waste Services
- Transit

Ms. Gregory presented regarding the Public Works Department including:

- Goals
- Budget approach and focus
  - Enhance Quality of Life
  - Total Planning

Discussion ensued regarding the percentage of citizens who use the bulk trash pick-up and extending the bulk trash pick-up to twice a year.

Mr. Swenson introduced the Utilities Division of the Public Works Department which includes:

- Water
- Wastewater
- Environmental Services/Water Resources

Ms. Gregory outlined the Utility Department goals and performance metrics as well as the budget approach.

### **Utility Rates**

Mr. Swenson provided an overview of managing utility funds and introduced the City's recommendation for modest increases in utility rates.

Ms. Gregory presented regarding:

- Rate planning objectives
- Rate design evaluation
- City comparisons for utility rates
- Residential utility bills
- Reclaimed water
- Rate design recommendations
- Factors influencing rates
- Next steps

Discussion ensued regarding:

- Service fees
- Whether the increase will be enough to cover program costs

6:50 p.m. Mayor Carlat declared a short recess and reconvened the meeting at 7:00 p.m.

Mr. Swenson introduced the Economic Development Services Department including department goals and performance metrics as well as budget approach and focus.

Ms. Gregory discussed the half-cent sales tax fund.

Mr. Swenson outlined the budget follow-up items including:

- Emergency Medical Services Certificate of Necessity/Paramedics
- Community meeting space at the Pinnacle Peak Public Safety Facility
- Self-certification
- Citizen meetings for P83 improvements
- Accident statistics for the 75<sup>th</sup> Avenue and Thunderbird intersection
- Northern Community Park land evaluation
- Change Grand Avenue Funding name
- Pavement management
- Northern Avenue

City Council Meeting Minutes

April 15, 2015

Page 5 of 5

- Shade structure at Parkridge Park
- Trees along Monroe Avenue
- Special events
- Fletcher Heights Park
- Additional half-time person for the Human Services Department

Discussion ensued regarding the number of full-time equivalent employees added to this year's budget and the budget process used this year.

Ms. Gregory outlined the formal process for adopting the budget.

**ADJOURNMENT:**

Being no further business to come before the Council, the meeting was duly adjourned at 7:24 p.m.

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Cathy Carlat, Mayor

ATTEST:

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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 15<sup>th</sup> day of April, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 5<sup>th</sup> day of May, 2015.

(Seal)

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Rhonda Geriminsky, City Clerk

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 6C

Date Prepared: April 20, 2015

Council Meeting Date: May 5, 2015

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**TO:** Carl Swenson, City Manager

**FROM:** Chris Jacques, Planning and Community Development Director

**THROUGH:** Susan J. Daluddung, Deputy City Manager

**SUBJECT:** Intergovernmental Agreement Amendment, HOME Program

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**Purpose:**

This is a request for City Council to approve an amendment for increased funding of \$200,000 to the existing Intergovernmental Agreement (LCON 07214) with Maricopa County governing the City's HOME Program grant allocation as a member of the Maricopa County HOME Consortium and authorize Staff to execute all required documents.

**Background/Summary:**

The U.S. Department of Housing and Urban Development (HUD) allows units of local government that are geographically contiguous to form a consortium for the purpose of participating in the HOME Investment Partnership Program (HOME) and receiving annual allocations of funds to further affordable housing projects. As allowed, the Cities of Avondale, Chandler, Glendale, Peoria, Scottsdale, Surprise and Tempe, the Town of Gilbert and the County of Maricopa collectively formed the Maricopa HOME Consortium (Consortium) with Maricopa County acting as the Lead Agency and HUD providing regulatory oversight. HUD requires each member of the Consortium to execute Intergovernmental Agreements with the Lead Agency in order to receive their formula allocation of Consortium grant funds.

The City was presented with an opportunity to compete for additional funding that was being returned to the Consortium by member jurisdictions as either unused funding or program income generated by HOME activities. The City was awarded an additional \$200,000 through this process to be used in conjunction with the existing Intergovernmental Agreement with Habitat for Humanity.

The City’s original allocation of HOME funds for Fiscal Year 2015 was \$171,333. After recommendation by the Council Not-For-Profit Review and Housing Subcommittee, the City Council approved the funds to be used as follows:

<b>Agency</b>	<b>Description</b>	<b>Funding</b>
Habitat for Humanity Central Arizona	Construction of affordable housing and homebuyer assistance	\$160,625
City of Peoria	Administration	\$10,708
	Total	\$171,333

The total allocation of HOME funds for the Fiscal Year 2015 is thus amended to \$371,333 to be used as follows:

<b>Agency</b>	<b>Description</b>	<b>Funding</b>
Habitat for Humanity Central Arizona	Construction of affordable housing and homebuyer assistance	\$350,625
City of Peoria	Administration	\$20,708
	Total	\$371,333

This additional funding will be used to further affordable housing activities within the City including the new construction of two (2) single family homes at 11619 and 11629 N. 80<sup>th</sup> Avenue in the Varney Neighborhood.

**Previous Actions:**

- May 20, 2014 Allocation approved with the City Council final budget adoption
- April 22, 2014 Allocation approved with the City Council tentative budget adoption
- March 26, 2014 Allocation recommended to City Council during the Planning and Community Development Budget Hearing
- March 6, 2014 Allocation recommendation determined by the Council Not-For-Profit Review and Housing Subcommittee

**Options:**

**A:** Approve the Amended Intergovernmental Agreement for the use of HOME funds in the amount of \$371,333 for Fiscal Year 2015 and authorize Staff to execute all necessary documents.

**B:** Deny approval of the Amended Intergovernmental Agreement and forfeit the additional \$200,000 additional funding to the City’s annual allocation of HOME funds for Fiscal Year 2015.

**Staff's Recommendation:**

Staff recommends City Council approve the Amended Intergovernmental Agreement with Maricopa County in the amount of \$371,333 governing the City's HOME Program grant allocation as a member of the Maricopa County HOME Consortium and authorize Staff to execute all required documents.

**Fiscal Analysis:**

Staff requests a budget amendment of \$200,000 from the Proposed Grants Contingency account 7990-7990-570000 to the Home Program Grant Fund 7100-7150 (accounts as itemized below) in order to establish an appropriation so that staff may accept and expend these funds:

Account #	Description	Amount
520099	Other Professional Services	\$10,000
522006	City Participation in Outside Programs	\$190,000

All funding is pass-through funding from Maricopa County and HUD.

**Narrative:**

If approved, Staff will work with Maricopa County and Habitat for Humanity to execute all required documents and implement the HOME Program.

**Exhibit(s):**

**Exhibit 1:** Amended Intergovernmental Agreement

**Contact Name and Number:**

Carin Imig, Neighborhood and Revitalization Manager, x7381



AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT BETWEEN MARICOPA COUNTY ADMINISTERED BY ITS HUMAN SERVICES DEPARTMENT AND CITY OF PEORIA



- I. The purpose of FY 2014-2015 contract Amendment #1 is to increase the total contract amount to \$371,333 and to extend the contract end date.
II. Therefore, the contract end date is amended from November 14, 2016 to June 30, 2017.
III. Therefore, Section III Work Statement shall be amended by:
A. Amend the Section III Work Statement to increase funding in the amount of \$190,000 for the Acquisition of Land and Construction for a total of \$351,333. See Amended Work Statement attached as Exhibit A.
B. Increase funding by \$10,000 for Homebuyer Assistance for a total of \$20,000. See Amended Work Statement attached as Exhibit A.
IV. Therefore, Section IV Work Compensation Section C will be amended as follows:
A. REIMBURSEMENT
The COUNTY shall provide financial assistance in an amount up to Three Hundred Seventy-One Three Hundred Thirty-Three dollars (\$371,333) subject to the terms of this Agreement and availability of funds. This Agreement price constitutes the COUNTY entire participation and obligation in the performance and completion of all work to be performed under this Agreement
V. The foregoing paragraphs, along with the attached Exhibit A, contain all the changes made by this Amendment. All other terms and conditions of the original agreement remain the same and in full force and effect.

IN WITNESS THEREOF, the Parties have signed this agreement:

APPROVED BY: CITY OF PEORIA

APPROVED BY: MARICOPA COUNTY

Authorized Signature

Chairman of the Board Signature

Date: \_\_\_\_\_

Date: \_\_\_\_\_

Attested To:

Fran McCarroll, Clerk of the Board

IN ACCORDANCE WITH A.R.S. § 11-952, THIS AGREEMENT HAS BEEN REVIEWED BY THE UNDERSIGNED WHO HAVE DETERMINED THAT THIS AGREEMENT IS IN PROPER FORM AND WITHIN THE POWER AND AUTHORITY GRANTED UNDER THE LAWS OF THE STATE OF ARIZONA.

CITY OF PEORIA

MARICOPA COUNTY

BY: \_\_\_\_\_

BY: \_\_\_\_\_  
Legal Counsel for Maricopa County

Date: \_\_\_\_\_

Date: \_\_\_\_\_

SECTION III  
WORK STATEMENTS



MARICOPA COUNTY  
HUMAN SERVICES DEPARTMENT

**MARICOPA COUNTY**  
**HOME Investment Partnership Program**  
**FY 2014-2015**

DUNS # 002494128

Agency: City of Peoria

Program Year: FY 2014-2015 (\$161,333) and Reallocated Program Income (\$190,000)

Project: Acquisition of Land and Construction of New Housing for owner occupants

Type of Property: Single-Family Detached

**Describe the Scope of Work:**

The Scope of Work includes the construction of a total of 4 new affordable homes. Two (2) will be constructed on the vacant lots located at 11619 N. 80<sup>th</sup> Ave and 11629 N. 80<sup>th</sup> Ave. in Peoria, Arizona and two (2) additional homes will be constructed within the city's target area. The homes will be sound, safe, LEED for Homes Silver certifiable designs in frame/stucco construction with an attached two car garage, block wall, desert landscaping and drip system. The homes will complement the styles and designs of the homes within the neighborhood. The homes will be sold to low-to-moderate income families in need of affordable housing. The HOME funds will be used towards infrastructure and construction costs.

**Consolidated Plan – Describe goals to be addressed:**

Production of New Homebuyer Units

**Priority rated in the Consolidated Plan:**

High  Medium  Low

**Describe special program or development requirements, environmental, technical or legal obstacles that must be resolved to implement this activity?**

N/A

**A. OBJECTIVES AND OUTCOMES**

OBJECTIVE	OUTCOMES		
	AVAILABILITY/ ACCESSIBILITY	AFFORDABILITY	SUSTAINABILITY
<b>DECENT HOUSING</b>	<input type="checkbox"/> Single Family Housing Rehab and Emerg. Rehab, Homebuyer Assistance	<input type="checkbox"/> Homebuyer Activities, Acq/Rehab if rental housing, Acq/New Construction of rental housing, Preservation of existing public housing units and TBRA, Expansion of assisted rental units in the private marketplace	<input checked="" type="checkbox"/> Housing Activities in a targeted revitalization area

**B. LOGIC MODEL: PERFORMANCE INDICATORS**

INPUTS/RESOURCES	OUTPUTS		OUTCOMES	OBJECTIVES
	ACTIVITIES	PARTICIPATION		
HOME Program Funding, City Staff Administration, Client Volunteer Sweat Equity Hours	Construction of 4 owner-occupied, single-family homes for low and moderate income homeowners	4 low/moderate income households (approximately 10-16 persons)	Increase the supply of affordable single-family, owner-occupied homes	Provide decent housing

**C. SITE INFORMATION**

The municipality will waive any permit or building fees to facilitate this construction?

Yes  No  N/A

This site is currently under control in the form of (check all that apply):

Deed  Purchase Option  Lease  Purchase Contract

Agreement to Lease/Lease Option

Will the project result in the demolition or change in use of any existing low-income housing units?

Yes  No  N/A If yes explain:

Will this property contain temporary relocation?  Yes  No If yes explain:

Will the property require lead based paint abatement?  Yes  No If yes explain:

**D. PROPOSED BENEFICIARIES**

Targeted Population by Income Level	Number of Households	Total Number of Units	Number of <u>County Assisted</u> Units in program (if rental)
Households at or below 50%			
Households at or below 60%		4	

Households at or below <b>80%</b>			
<b>TOTAL</b>		<b>4</b>	

Complete the table below only if the Activity will specifically set-aside units for a priority population. Set-asides will be enforced through contract provisions.

<b>Priority Populations</b>	<b>No. of Units</b>
Elderly	
Physically Disabled	
Other Priority Populations:	

**E. PERFORMANCE REPORTING - GOALS:**

**Completion date:** June 30, 2017

**TIMELINE OF ACTIVITIES**

<b><u>MILESTONES</u></b>	<b><u>START DATE</u></b>	<b><u>COMPLETION DATE</u></b>
Contract Awarded	November 2014	December 2014
I/S Design, Approval, Permits & Installation (80 <sup>th</sup> Ave lots)	December 2014	March 2016
House Design, Approval, Permits & Construction (80 <sup>th</sup> Ave lots)	March 2015	December 2016
Amended IGA and ER to include extra HOME funding	April 2015	June 2015
Commit Reallocated Program Income		July 1, 2015
Acquire two new vacant lots	July 2015	June 2016
I/S Design, Approval, Permits & Installation (New lots)	June 2016	December 2016
House Design, Approval, Permits & Construction (New lots)	December 2016	March 2017
Sold to Homebuyers	December 2016	June 2017
Project Completion		June 30, 2017

*Any change to the Timeline will need to be approved by the Maricopa County and be submitted to the County.*

**F. ACTIVITY FOLLOW UP AND LONG TERM COMMITMENT:**

**Provide method for assuring activity will be used for the original purpose for the required time period (inspections, maintenance, liens, years of affordability per HUD regulations etc.).**

A lien with Habitat for Humanity, listed as the Trustor has been placed on the two parcels to secure the project for the timeframe indicated above – completion by June 30, 2017.

Once the units are sold to eligible homebuyers, a new lien/deed will be recorded with the homebuyer as the Trustor for the appropriate years of affordability per HUD regulations. Primary residence will be checked annually to ensure compliance.

Developer is required to schedule inspections for each permit issued with the City of Peoria's Building Department to ensure compliance of local and state building codes.

Quarterly updates from HFHCAZ will outline their progress to date.

**G. BUDGET SUMMARY:**

SECTION III WORK STATEMENT  
 AMENDMENT #1  
 EXHIBIT A

<u>ACTIVITY</u>	<u>TOTAL COST</u>	<u>HOME FUNDS</u> FY 14/15	<u>HOME FUNDS</u> Reallocated Program Income FY 14/15	<u>Source #2</u> <u>Foundation</u> <u>and</u> <u>Corporate</u> <u>Support</u>	<u>Source #3</u> <u>Volunteer/In</u> <u>-Kind</u> <u>Contributions</u>	<u>MATCH</u>
<b><u>NEW CONSTRUCTION or REHAB</u></b>						
Construction Costs- Materials	473,400	150,625	180,000	60,118.75		82,656.25
Builder Overhead						
Builder Profit						
General Requirements						
Consultant/Specialist						
Permits & Fees						
Construction Contingency						
Sales Tax						
Other						
<b>TOTAL</b>	<b>473,400</b>	<b>\$150,625</b>	<b>180,000</b>	<b>60,118.75</b>		<b>82,656.25</b>
<b><u>CONSTRUCTION INTEREST &amp; FEES &amp; LEGAL FEES</u></b>						
Construction Interest						
Bond Premium						
Title & recording						
Insurance						
Legal Fees						
Other						
TOTAL						
<b><u>ADMINISTRATION COSTS</u></b>						
Program Delivery- Personnel Costs <b>Volunteer Labor</b>	117,608	10,708	10,000		96,900	
<b>TOTAL</b>	<b>\$117,608</b>	<b>\$10,708</b>	<b>\$10,000</b>		<b>96,900</b>	
<b>TOTAL PROJECT COSTS</b>	<b>\$508,351.75</b>	<b>\$161,333</b>	<b>\$190,000</b>	<b>\$60,118.75</b>	<b>\$96,900</b>	<b>\$82,656.25</b>

**H. SOURCE AND AMOUNT OF OTHER RESOURCES:**

(Attach documentation)

FUNDING AGENCY	CASH AMOUNT	VOLUNTEER/ IN-KIND AMOUNT
City of Peoria-FY14-15 HOME funds	161,333	
City of Peoria-FY14/15 Program Income Reallocated Funds	190,000	
Habitat for Humanity	60,118.75	96,900
<b>TOTALS</b>	<b>\$401,451.75</b>	<b>\$96,900</b>

**G. ACTIVITY MATCH BY SOURCE:**

IDENTIFY MATCH SOURCES AND AMOUNTS THAT HAVE BEEN COMMITTED.

(Match commitment must equal 25% of the HOME funds requested. Documentation due at the time of request for payment(s). Submit Match Logs annually by June 30<sup>th</sup> of each year.)

FUNDING AGENCY	MATCH TYPE	*CASH MATCH	VOLUNTEER/IN-KIND AMOUNT	TOTAL
Habitat for Humanity (FY14-15 HOME funds)	CASH	37,656.25		37,656.25
Habitat for Humanity (FY14-15 PI Reallocated HOME funds)	CASH	45,000		45,000
<b>TOTALS</b>		<b>\$82,656.25</b>		<b>\$82,656.25</b>

\* Total Match reported here must equal Total Match on the Budget Summary.

**H. PROGRAM INCOME:**

PROGRAM INCOME:  Will  Will not be generated with this activity  
 Submit Program Income log monthly

<p><b>Program Income will be used for:</b></p> <p>N/A</p>
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**I. COST OVERRUNS**

<p><b>Cost overruns will be handled by:</b>          Subrecipient / Developer (Habitat for Humanity Central Arizona) will use its General Funds or funds from the "Fund for Humanity Mortgage Pool" to handle any cost overruns.</p>
--

**MARICOPA COUNTY  
 HOME Investment Partnership Program  
 FY 2014-2015**

DUNS # 002494128

Agency: City of Peoria

Program Year: FY 2014-2015 (\$10,000) and Reallocated Program Income (\$10,000)

Project: Homebuyer Assistance

Type of Property: Single Family Units

**Describe the Scope of Work:**

To provide homebuyer assistance for four (4) low/moderate income families.

**Consolidated Plan – Describe goals to be addressed:**

Increase the supply of affordable owner-occupied housing by providing DPA to low and moderate income families.

**Describe special program or development requirements, environmental, technical or legal obstacles that must be resolved to implement this activity?**

Identify homebuyers, sweat equity hours, homeowner counseling, complete construction.

**Priority rated in the Consolidated Plan:**

High  Medium  Low

**A. OBJECTIVES AND OUTCOMES (Check appropriate box below.)**

OBJECTIVE	OUTCOMES		
	AVAILABILITY/ ACCESSIBILITY	AFFORDABILITY	SUSTAINABILITY
<b>DECENT HOUSING</b>	<input checked="" type="checkbox"/>  Single Family Housing Rehab and Emerg. Rehab, Homebuyer Assistance	<input type="checkbox"/>  Homebuyer Activities, Acq/Rehab if rental housing, Acq/New Construction of rental housing, Preservation of existing public housing units and TBRA, Expansion of assisted rental units in the private marketplace	<input type="checkbox"/>  Housing Activities in a targeted revitalization area

**B. LOGIC MODEL: PERFORMANCE INDICATORS**

INPUTS/RESOURCES	OUTPUTS			OBJECTIVES
	ACTIVITIES	PARTICIPATION	OUTCOMES	
HOME Program Funding, City Staff Administration, Client Volunteer Sweat Equity Hours	Construction of 4 owner-occupied, single-family homes for low and moderate income	4 low/moderate income households (approximately 10-16 persons)	Increase the supply of affordable single-family, owner-occupied homes	Local Strategic objective: Affordability

	homeowners			
--	------------	--	--	--

**C. SITE INFORMATION**

The municipality will waive any permit or building fees to facilitate this construction?

Yes  No  N/A

This site is currently under control in the form of (check all that apply):

Deed  Purchase Option  Lease  Purchase Contract

Agreement to Lease/Lease Option

Will the project result in the demolition or change in use of any existing low-income housing units?

Yes  No  N/A If yes explain:

Will this property contain temporary relocation?  Yes  No If yes explain:

Will the property require lead based paint abatement?  Yes  No If yes explain:

**D. PROPOSED BENEFICIARIES**

Targeted Population by Income Level	Number of Households	Total Number of Units	Number of County Assisted Units in program (if rental)
Households at or below 50%			
Households at or below 60%		4	
Households at or below 80%			
<b>TOTAL</b>		<b>4</b>	

Complete the table below only if the Activity will specifically set-aside units for a priority population. Set-asides will be enforced through contract provisions.

Priority Populations	No. of Units
Elderly	
Physically Disabled	
Other Priority Populations:	

**E. PERFORMANCE REPORTING - GOALS:**

Completion date: June 30, 2017

**TIMELINE OF ACTIVITIES**

<u>MILESTONES</u>	<u>START DATE</u>	<u>COMPLETION DATE</u>
Families identified and meet the eligibility requirements. Home visit and Family Services Committee review and approval	December 2014	December 2015
Sweat Equity hours, lot selection, homeowner counseling classes	December 2015	December 2016
Close of escrow and move-in	December 2016	June 2017

Project Completion	June 30, 2017
--------------------	---------------

*Any change to the Timeline will need to be approved by the Maricopa County and be submitted to the County.*

**F. ACTIVITY FOLLOW UP AND LONG TERM COMMITMENT:**

**Provide method for assuring activity will be used for the original purpose for the required time period (inspections, maintenance, liens, years of affordability per HUD regulations etc.).**

Once sold to an eligible homebuyer, a lien of up to \$5,000 will be placed on the property and a deed will be recorded with the Maricopa County Recorder's Office. The homebuyer will have a 5-year affordability period per HUD regulations. Primary residence will be checked annually to ensure compliance.

**G. ACTIVITY BUDGET SUMMARY:**

<u>ACTIVITY</u>	<u>TOTAL COST</u>	<u>HOME FUNDS FY 14/15</u>	<u>HOME FUNDS Reallocated Program Income FY 14/15</u>	<u>Source #2 Foundation and Corporate Support</u>	<u>Source #3 Volunteer/In-Kind Contributions</u>	<u>MATCH</u>
Homebuyer Assistance	20,000	10,000	10,000			
Closing Costs/Counseling	8,600			8,600		
<b>TOTAL PROJECT COSTS</b>	<b>\$28,600</b>	<b>\$10,000</b>	<b>10,000</b>	<b>\$8,600</b>		<b>\$5,000</b>

**H. SOURCE AND AMOUNT OF OTHER RESOURCES:**

(Attach documentation)

<u>FUNDING AGENCY</u>	<u>AMOUNT</u>	<u>VOLUNTEER/IN-KIND AMOUNT</u>
City of Peoria-FY14-15 HOME funds	10,000	
City of Peoria-FY14-15 Program Income Reallocated HOME funds	10,000	
Habitat for Humanity	8,600	
<b>TOTALS</b>	<b>\$28,600</b>	

**I. ACTIVITY MATCH BY SOURCE:**

IDENTIFY MATCH SOURCES AND AMOUNTS THAT HAVE BEEN COMMITTED.  
 (Match commitment must equal 25% of the HOME funds requested. Documentation due at the time of request for payment(s). Submit Match Logs annually by June 30<sup>th</sup> of each year.)

FUNDING AGENCY	MATCH TYPE	*CASH MATCH	VOLUNTEER/IN-KIND AMOUNT	TOTAL
Habitat for Humanity	CASH	\$5,000		\$5,000
<b>TOTALS</b>		<b>\$5,000</b>		<b>\$5,000</b>

\* Total Match reported here must equal Total Match on the Budget Summary.

**B. PROGRAM INCOME:**

PROGRAM INCOME:  Will  Will not be generated with this activity  
 Submit Program Income log monthly

**Program Income will be used for:**  
 N/A

**Cost overruns will be handled by:**  
 There will be no cost overruns, as there are only two units available and therefore only two possible families to receive homebuyer assistance.

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 7C

**Date Prepared:** April 9, 2015

**Council Meeting Date:** May 5, 2015

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**TO:** Carl Swenson, City Manager

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

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

**SUBJECT:** First Amendment, Intergovernmental Agreement - Maricopa County for the Maricopa Trail Alignment

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**Purpose:**

This is a request for City Council to approve the First Amendment to an Intergovernmental Agreement (IGA) with the Maricopa County to support construction of a multi-modal trail section of the County's Maricopa Regional Trail.

**SUMMARY:**

In 2008, City Council approved an IGA with the Maricopa County Parks and Recreation Department for the purpose of support and construction of a segment of the Maricopa Regional Trail within the City of Peoria. The Maricopa Regional Trail is a regional trail adopted by the County, incorporating the old Sun Circle (historic) Trail and generally following river alignments where possible. It targets Maricopa County parks so that it can be easily segmented into phases or segments. Each of the cities affected by these trails has been part of the planning process from its inception.

The approved trail alignment generally follows the McMicken Dam to the Agua Fria and turns north along the west edge of the Tierra del Rio development. In the preferred alignment, the trail will continue northward and cross the Agua Fria River to the west side near the future Lone Mountain Parkway alignment and then continue north toward State Route 74.

With this proposed amendment, the trail is rerouted at the Agua Fria River and Jomax Road to the east to Lake Pleasant Parkway (LPP). The trail will follow the LPP right-of-way on the west side of the road to the CAP, and then reconnect back to the original proposed alignment. The purpose of this reroute is to provide an existing connection and usable trail until such a time that land development occurs in the vicinity of Loop 303 and the Agua Fria River. When that occurs, the trail will follow the Agua Fria River alignment and another amendment would be warranted. The County's responsibility will be to provide signage and contribute toward construction costs.

**Previous Actions:**

The original IGA for the Maricopa Trail was approved by the City Council on March 4, 2008.

**Options:**

- A. The Council can approve the First Amendment to the IGA with Maricopa County that will provide an alternative route that can be used immediately.
- B. The Council can elect to disapprove the First Amendment to the IGA which will defer use of the Maricopa Trail until future development occurs.
- C. Council can request additional information from staff.

**Staff's Recommendation:**

Staff recommends that City Council approve the First Amendment to the Intergovernmental Agreement with the Maricopa County.

**Fiscal Analysis:**

There is no additional financial impact to the City of Peoria with this agreement. Maricopa County Parks will be required to place and install trail route signage. Peoria will be required to maintain the signage, but the County will be required to fund the expense of sign replacements.

**Exhibit 1:** First Amendment to the Intergovernmental Agreement for the Maricopa Trail between the Maricopa County and the City of Peoria

**Contact Name and Number:** Kirk Haines, 623-773-7120

**WHEN RECORDED RETURN TO:**  
Clerk of the Maricopa County Board of Supervisors  
301 W. Jefferson, 10<sup>th</sup> Floor  
Phoenix, AZ 85003

**AMENDMENT ONE**  
**TO**  
**INTERGOVERNMENTAL AGREEMENT**  
**(C-30-08-036-5-00)**  
**BETWEEN**  
**MARICOPA COUNTY**  
**AND**  
**THE CITY OF PEORIA**

THIS Amendment One (“Amendment”) to Intergovernmental Agreement entered into between Maricopa County, a political subdivision of the State of Arizona, hereinafter referred to as the “County,” and the City of Peoria, a political subdivision of the State of Arizona, and hereinafter referred to as the “City.” The County and City are sometimes hereinafter referred to collectively as the “Parties” or individually as a “Party.”

WHEREAS, an Intergovernmental Agreement (“Agreement”) was entered into between the County and the City on August 8, 2008 (C-30-08-036-5-00); and

WHEREAS, the Agreement established a partnership between the County and City to construct a multi-modal trail section as an alternative transportation route through the west valley communities from White Tank Mountain Regional Park to Lake Pleasant Regional Park; and

WHEREAS, the Agreement provided the City’s Director of Parks and Recreation or designee with the authority and charged with the responsibility for proper administration of the Agreement; and

WHEREAS, since the Agreement, as amended, will require administrative action from time to time to carry out the spirit and intent of the Agreement, the County and City now desire to add the County’s Director of Parks or designee with the authority and charged with the responsibility for proper administration of the Agreement, as amended, whether or not specific authority is granted in any provision of this agreement; and

WHEREAS, the Agreement provided a route for the multi-modal trail section as Exhibit 1 to the Agreement; and



For the County:        Mr. R.J. Cardin, Director  
                                 Maricopa County Parks and Recreation Department  
                                 41835 North Castle Hot Springs Road  
                                 Morristown, AZ 85342  
                                 (928) 501-9206

3.     **Exhibit 1**

Delete Exhibit 1 in its entirety and replace with the Exhibit 1 (Amended), attached hereto and incorporated herein by this reference.

4.     **Effective Date**

The effective date of this Amendment is the date of execution by the Chairman of the Maricopa County Board of Supervisors.

**IN WITNESS WHEREOF**, the Parties hereto have caused this Agreement to be executed by its duly authorized representatives on the respective dates entered below.

**MARICOPA COUNTY  
BOARD OF SUPERVISORS**

**CITY OF PEORIA**

\_\_\_\_\_  
Chairman Date

\_\_\_\_\_  
Mayor Date

**ATTEST**

\_\_\_\_\_  
Clerk of the Board Date

\_\_\_\_\_  
City Clerk Date

**Approved as to Form:**

**Approved as to Form:**

\_\_\_\_\_  
Attorney for Maricopa County Date

\_\_\_\_\_  
City Attorney Date

EXHIBIT 1 (Amended)

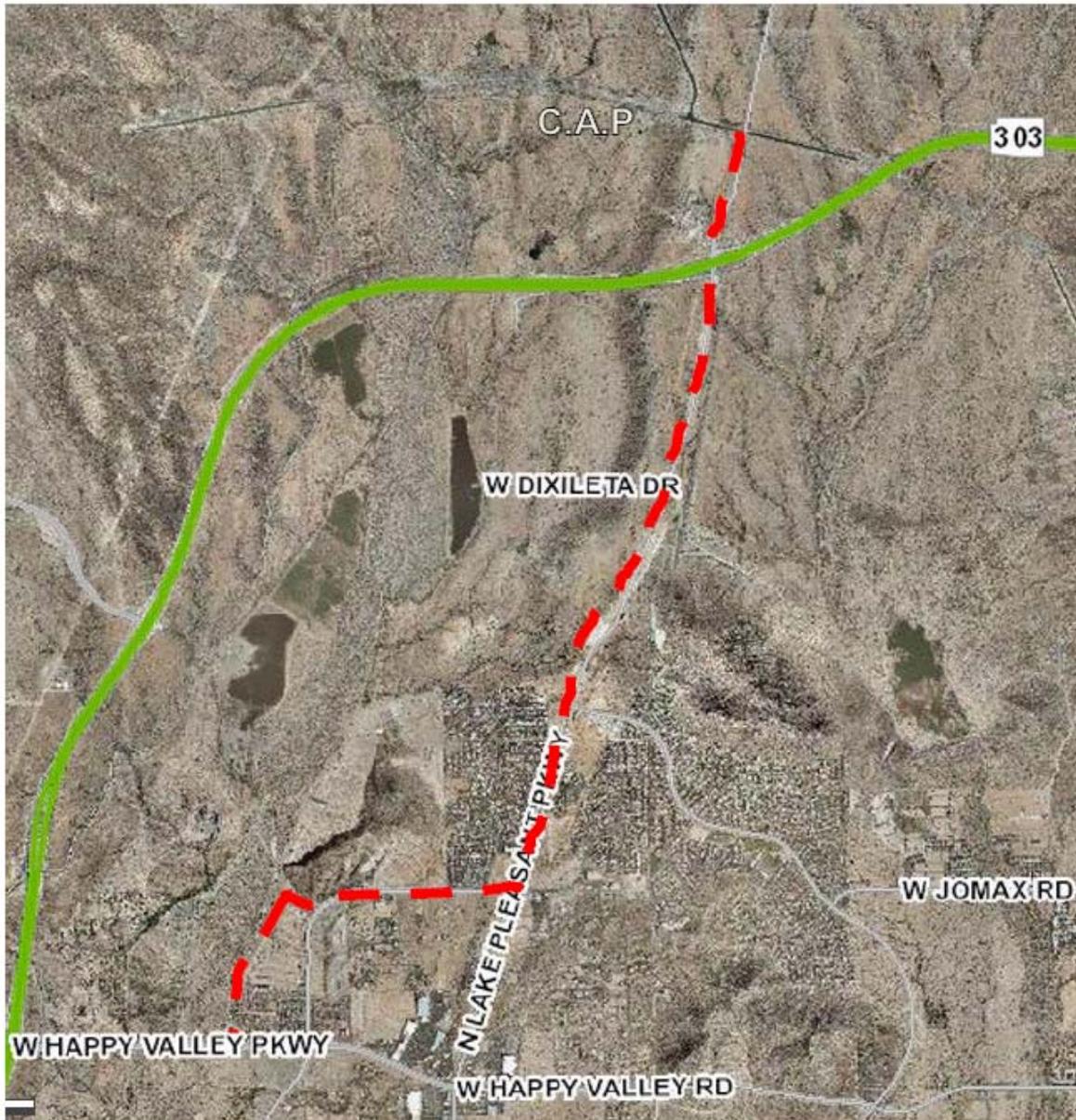


Exhibit 1. Approximate alignment of the Maricopa Trail through Peoria city boundaries and planning area. Trail is a portion of the Phase One alignment identified in the 2002 *Maricopa County Regional Trail System* master plan which extends from White Tank Mountain Regional Park to Lake Pleasant Regional Park. Alignment shown is for location purposes only (actual alignment subject to change depending on local development patterns, topography and land or easement acquisitions).

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 8C

Date Prepared: April 20, 2015

Council Meeting Date: May 5, 2015

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**TO:** Carl Swenson, City Manager  
**FROM:** Bobby Ruiz, Fire Chief  
**THROUGH:** Jeff Tyne, Deputy City Manager  
**SUBJECT:** SAFER Grant Organizational Commitment

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**Purpose:**

The Peoria Fire-Medical Department is advising Mayor and Council that the department has submitted an application for a SAFER Grant.

**Background/Summary:**

The Peoria Fire-Medical Department has submitted an application for the *Staffing for Adequate Fire and Emergency Response (SAFER) Grant* from the U.S. Homeland Security Department in the amount of \$1,021,560. The grant proposal requests funds to hire six new firefighters for the Lake Pleasant Fire Station. The SAFER Grant covers 100 percent of the personnel costs (salary and benefits) of six new firefighters for two years and there is no match requirement during the grant period.

Budget Item for six Firefighters	First Year	Second Year	Total
Personnel	319,410	335,370	654,780
Benefits	178,920	187,860	366,780
Grant Requests per year	498,330	523,230	1,021,560

The grant does not cover the one-time costs for Personal Protective Equipment, uniforms or the cost of training. If the grant is awarded, the Fire-Medical Department will request the following one-time funds.

Personal Protective Equipment  
\$37,800 (\$6,300 per Recruit)

Academy Fees  
\$27,000 (\$4,500 per Recruit)

Pre-Employment Medical Exams  
\$6,000 (\$1,000 per Recruit)

**Recruit Training Officer Backfill Coverage-Overtime**  
**\$29,000**

After the end of the two-year grant period the cost to maintain the six new firefighters will be the responsibility of the City. Staff estimates the annual on-going cost of approximately \$590,000 to support these six new positions.

The Grant requires a formal letter from the City Council indicating their commitment to provide this on-going financial support once the two-year grant period expires.

**Previous Actions:**

None

**Options:**

**A: The City Council could approve the grant application request for \$1,021,560 to hire 6 new firefighters**

**B: The City Council could decline to approve the SAFER grant application request**

**Staff's Recommendation:**

- 1. That the City Council approves the grant application request.**

**Fiscal Analysis:**

If the City is awarded the grant and the City Council accepts the award, the ongoing fiscal impact is estimated to be approximately \$590,000 per year in salary and benefits beginning approximately FY18 or possibly FY19. The likely source of on-going funding is the general fund.

**Narrative:**

The SAFER grant, combined with the one-time expenditures and the ongoing financial commitment from the City would result in providing a much higher level of service at the Lake Pleasant area of the City through the Peoria Fire-Medical Department having four personnel and equipment available 24 hours a day, 365 days a year at the Lake Pleasant Fire Station. This will also increase firefighter safety and bring the Fire-Medical Department into full compliance with NFPA 1710.

**Exhibit(s): None**

**Contact Name and Number:**

**Bobby Ruiz, Fire Chief**

**Ext. 7380**

Council Communication

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**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 9C

Date Prepared: April 20, 2015

Council Meeting Date: May 5, 2015

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**TO:** Carl Swenson, City Manager  
**FROM:** Brent Mattingly, Finance and Budget Director  
**THROUGH:** Jeff Tyne, Deputy City Manager  
**SUBJECT:** Budget Amendments

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**Purpose:**

This is a request for City Council to approve the FY 2015 Third Quarter Budget Amendments.

**Background/Summary:**

The attached schedules list budget amendments for FY 2015 that, under current Council and/or Administrative policy, require Council approval. These amendments have been reviewed by the Finance and Budget Department and are submitted to Council for approval. The following listing describes the budget amendments by category.

**FY 2015 Third Quarter Amendments Summary:**

**Clean-up** – The adjustments in this category include moving a carryover budget to the correct funding source, and a correction of the coding for CIP project chargebacks for projects to account for bond funds that have been closed. The Clean-up adjustments total \$148,690.

**Operating** – The adjustments in this category include using Solid Waste expansion funds for the purchase of trash and recycling barrels for new homes that have exceeded FY 2015 projections, and budget to configure Tax Mantra and Alchemy to maintain the new annual Fire subscription information. The Operating adjustments total \$49,000.

**Capital** – This category includes chargebacks for Engineering, Percent for the Arts and Materials Management, a transfer to realign budget appropriation to match available funding sources in Impact Fees, and a transfer to realign account numbers within in the project budget for P83 District to match expenditures. The Capital adjustments total \$1,132,533.

**Previous Actions:**

No previous action has been taken on these budget amendments.

**Options:**

- A:** Approve all Budget Amendments as recommended
- B:** Approve only select Budget Amendments
- C:** Do not approve the Budget Amendments and request further information from Staff.

**Staff's Recommendation:**

Finance and Budget Department staff recommends approval of the attached budget amendments.

**Fiscal Analysis:**

These budget amendments have no net fiscal impact to the city. Some of the budget amendments are to provide expenditure authority for funds that have been received, i.e., through grants, IGAs, and/or reimbursements. Other budget amendments are moving existing appropriation to the proper accounts.

**Narrative:**

**Exhibit(s):**

**Exhibit 1:** FY 2015 Budget Amendment Schedule

**Contact Name and Number:** Katie Gregory, 623-773-7364

# Budget Amendment Schedule

## Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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**Clean-up**

#4611 - Community Services - Spring Training

2001	2021	540500	Buildings	CIPPK CS00022	\$138,987
4232	4232	540500	Buildings	CIPPK CS00022	\$138,987

**Comment:** This is a carryover adjustment within the Stadium Improvement project CS00022. This does not increase the carryover amount; it moves \$138,987 carryover budget to the correct funding source. This has no financial impact.

#4612 - Non-Departmental - Non-Departmental

1000	0300	522047	Willow / At Large Project		\$1,000
1000	0300	570000	Contingencies		\$1,000

**Comment:** This is a carryover of additional District Funds in the Willow District for \$1,000 to correct an expenditure incorrectly coded to Willow district but should have been the Pine district in FY2014.

#4615 - Non-Departmental - Gen Fund Capital Projects

7906	7906	544001		CIPPK CS00054	\$8,540
7906	7906	544002		CIPPK CS00054	\$163
7901	7901	544002		CIPPK CS00054	\$163
7901	7901	544001		CIPPK CS00054	\$8,540

**Comment:** This transfer will correct coding for CIP chargebacks for projects where bond funds have been closed.

**Subtotal for Clean-up Amendments:     \$148,690     \$148,690**

# Budget Amendment Schedule

## Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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**Operating**

#4601 - City Attorney - St Anti-Racketeering-Cao

7470	7720	522006	City Participation - Outside Programs	\$5,000	
7990	7990	570000	Contingencies		\$5,000

**Comment:** This transfer will appropriate \$5,000 received from Maricopa County Attorney's Asset Recovery Program in order to donate this money to the Arizona Coalition for Victim Service to offset the costs of their annual Arizona Victim Assistance Academy, whose goal is to improve the quality of services provided to crime victims statewide.

#4604 - Public Works - Solid Waste Expansion

2650	2860	533503	Sanitation System Supplies	\$40,000	
2600	2750	570000	Contingencies		\$40,000

**Comment:** This transfer makes use of Solid Waste expansion funds to fund the purchase of trash and recycling barrels for new homes that have exceeded FY2015 projections.

#4613 - Non-Departmental - Non-Departmental

1000	0300	520099	Other Professional Services	\$4,000	
1000	0300	570000	Contingencies		\$4,000

**Comment:** This transfer will provide a \$4k budget to configure Tax Mantra and Alchemy to maintain the new annual Fire subscription information. The revenue from the new Fire subscriptions will pay for this expense.

<b>Subtotal for Operating Amendments:</b>	<b>\$49,000</b>	<b>\$49,000</b>
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# Budget Amendment Schedule

## *Fiscal Year 2015 Amendments*

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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**Capital**

#4599 - Non-Departmental - Gen Fund Capital Projects

4240	4240	523014	Settlement Claims	CIPST EN00011	\$5,266
4240	4240	543001	Street System	CIPST EN00011	\$5,266

**Comment:** This transfer will consolidate remaining Thunderbird Rd Widening Rehab; L101-95th Av project appropriation into the Settlement Claims account from the Construction Account.

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# Budget Amendment Schedule

## Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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### Capital

#4603 - Non-Departmental - Gen Fund Capital Projects

7000	7050	525515	Arts Commission Service Charge	CIPST	PW00992	\$9,402
7001	7051	525515	Arts Commission Service Charge	CIPST	EN00177	\$7,972
4251	4251	525515	Arts Commission Service Charge	CIPDR	EN00177	\$7,886
4550	4550	525515	Arts Commission Service Charge	CIPPK	CS00054	\$7,740
7010	7075	525515	Arts Commission Service Charge	CIPST	ED00009	\$6,612
2050	2140	525515	Arts Commission Service Charge	CIPWR	UT00313	\$5,965
2050	2140	525515	Arts Commission Service Charge	CIPWR	UT00330	\$5,476
2161	2221	525515	Arts Commission Service Charge	CIPWR	UT00272	\$5,343
4150	4150	525515	Arts Commission Service Charge	CIPOF	ED00002	\$5,308
7901	7901	525515	Arts Commission Service Charge	CIPPK	CS00054	\$5,292
4240	4240	525515	Arts Commission Service Charge	CIPRT	CS00091	\$4,672
7010	7075	525515	Arts Commission Service Charge	CIPST	EN00243	\$3,518
7010	7075	525515	Arts Commission Service Charge	CIPST	PW00992	\$2,971
4240	4240	525515	Arts Commission Service Charge	CIPST	EN00271	\$2,158
7000	7050	525515	Arts Commission Service Charge	CIPST	PW00138	\$2,022
7010	7075	525515	Arts Commission Service Charge	CIPST	EN00241	\$1,981
7010	7075	525515	Arts Commission Service Charge	CIPTC	EN00170	\$1,832
2400	2550	525515	Arts Commission Service Charge	CIPWW	UT00151	\$1,823
4240	4240	525515	Arts Commission Service Charge	CIPST	EN00011	\$1,752
4251	4251	525515	Arts Commission Service Charge	CIPOF	PD00018	\$1,565
4550	4550	525515	Arts Commission Service Charge	CIPOF	ED00002	\$1,471
2161	2221	525515	Arts Commission Service Charge	CIPWR	UT00148	\$1,263
1000	0310	525515	Arts Commission Service Charge	CIPOF	COP0001	\$1,152
4240	4240	525515	Arts Commission Service Charge	CIPDR	EN00137	\$1,021
2400	2550	525515	Arts Commission Service Charge	CIPWW	UT00307	\$931
4240	4240	525515	Arts Commission Service Charge	CIPPK	CS00054	\$851
2400	2550	525515	Arts Commission Service Charge	CIPWW	ED00009	\$823
4550	4550	525515	Arts Commission Service Charge	CIPST	EN00241	\$822
7010	7075	525515	Arts Commission Service Charge	CIPST	EN00177	\$812
7000	7050	525515	Arts Commission Service Charge	CIPST	PW11160	\$750
2050	2140	525515	Arts Commission Service Charge	CIPWR	ED00009	\$656
2161	2221	525515	Arts Commission Service Charge	CIPWR	UT00117	\$642
2400	2550	525515	Arts Commission Service Charge	CIPWW	UT00313	\$617
1000	0310	525515	Arts Commission Service Charge	CIPOF	ED00002	\$599
2510	2630	525515	Arts Commission Service Charge	CIPWW	UT00171	\$581
7010	7075	525515	Arts Commission Service Charge	CIPST	EN00395	\$572
2050	2140	525515	Arts Commission Service Charge	CIPWR	UT00272	\$515
1000	0310	525515	Arts Commission Service Charge	CIPPK	COP0001	\$495
7000	7050	525515	Arts Commission Service Charge	CIPST	COP0001	\$398
2050	2140	525515	Arts Commission Service Charge	CIPWR	EN00177	\$395

## Budget Amendment Schedule

### Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant				Debit	Credit
<b><u>Capital</u></b>						
2050	2140	525515	Arts Commission Service Charge	CIPWR UT00335	\$378	
4251	4251	525515	Arts Commission Service Charge	CIPST PW00993	\$290	
7010	7075	525515	Arts Commission Service Charge	CIPTC EN00430	\$290	
7920	7920	525515	Arts Commission Service Charge	CIPRT CS00091	\$284	
2400	2550	525515	Arts Commission Service Charge	CIPWW UT00191	\$274	
4240	4240	525515	Arts Commission Service Charge	CIPST EN00241	\$234	
2050	2140	525515	Arts Commission Service Charge	CIPWR UT00206	\$213	
7010	7075	525515	Arts Commission Service Charge	CIPST EN00359	\$199	
7010	7075	525515	Arts Commission Service Charge	CIPTC PW00133	\$181	
7010	7075	525515	Arts Commission Service Charge	CIPST EN00422	\$178	
7010	7075	525515	Arts Commission Service Charge	CIPST EN00459	\$158	
2050	2140	525515	Arts Commission Service Charge	CIPWR UT00309	\$51	
2400	2550	525515	Arts Commission Service Charge	CIPWW UT00303	\$37	
4250	4250	525515	Arts Commission Service Charge	CIPRT EN00371	\$29	
7000	7050	525515	Arts Commission Service Charge	CIPST PW00993	\$16	
1970	1970	525515	Arts Commission Service Charge	CIPOF PW00060	\$10	
4251	4251	525515	Arts Commission Service Charge	CIPPK CS00091	\$4	
1000	0310	525515	Arts Commission Service Charge	CIPDR EN00458	\$1	
1970	1970	525515	Arts Commission Service Charge	CIPOF AT02015		\$10
4250	4250	525515	Arts Commission Service Charge	CIPOF AT02015		\$29
7920	7920	525515	Arts Commission Service Charge	CIPOF AT02015		\$284
2510	2630	525515	Arts Commission Service Charge	CIPOF AT02015		\$581
1000	0310	525515	Arts Commission Service Charge	CIPOF AT02015		\$2,247
4240	4240	525515	Arts Commission Service Charge	CIPOF AT02015		\$3,998
2400	2550	525515	Arts Commission Service Charge	CIPOF AT02015		\$4,505
2161	2221	525515	Arts Commission Service Charge	CIPOF AT02015		\$7,248
4251	4251	525515	Arts Commission Service Charge	CIPOF AT02015		\$9,745
7000	7050	525515	Arts Commission Service Charge	CIPOF AT02015		\$12,588
4550	4550	525515	Arts Commission Service Charge	CIPOF AT02015		\$18,005
7010	7075	525515	Arts Commission Service Charge	CIPOF AT02015		\$24,596
2050	2140	525515	Arts Commission Service Charge	CIPOF AT02015		\$25,647

**Comment:** FY 2015 2nd Quarter Arts chargebacks.

# Budget Amendment Schedule

## Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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### Capital

#4605 - Non-Departmental - Gen Fund Capital Projects

4251	4251	544001	CIPOF	PD00018	\$22,887
2050	2140	544001	CIPWR	UT00330	\$17,730
4232	4232	544001	CIPPK	CS00022	\$16,480
4240	4240	544001	CIPRT	CS00091	\$11,875
7000	7050	544001	CIPST	COP0001	\$11,642
7001	7051	544001	CIPST	EN00177	\$9,491
4150	4150	544001	CIPOF	ED00002	\$9,214
1000	0310	544001	CIPOF	COP0001	\$9,012
4251	4251	544001	CIPPK	CS00022	\$8,989
7901	7901	544001	CIPPK	CS00054	\$8,540
7010	7075	544001	CIPTC	EN00170	\$8,078
7010	7075	544001	CIPST	PW11190	\$7,335
4550	4550	544001	CIPPK	CS00054	\$7,115
4240	4240	544001	CIPDR	EN00137	\$7,110
4240	4240	544001	CIPST	EN00011	\$6,300
7010	7075	544001	CIPST	EN00116	\$6,210
7010	7075	544001	CIPTC	PW00133	\$6,165
2050	2140	544001	CIPWR	UT00266	\$6,005
7010	7075	544001	CIPST	EN00243	\$5,850
2161	2221	544001	CIPWR	UT00272	\$5,495
7010	7075	544001	CIPST	EN00422	\$5,355
2161	2221	544001	CIPWR	UT00117	\$5,040
4550	4550	544001	CIPOF	ED00002	\$5,012
7010	7075	544001	CIPST	EN00081	\$4,680
7010	7075	544001	CIPST	EN00241	\$4,653
4251	4251	544001	CIPDR	EN00177	\$4,309
7010	7075	544001	CIPST	EN00088	\$4,275
2001	2021	544001	CIPPK	CS00022	\$4,093
7010	7075	544001	CIPTC	EN00348	\$3,690
7010	7075	544001	CIPST	EN00177	\$3,535
7920	7920	544001	CIPRT	CS00091	\$3,426
7010	7075	544001	CIPST	EN00395	\$3,398
4251	4251	544001	CIPPK	CS00091	\$3,215
2400	2550	544001	CIPWW	UT00266	\$3,129
2050	2140	544001	CIPWR	UT00272	\$3,054
4550	4550	544001	CIPRT	CS00125	\$2,910
2050	2140	544001	CIPWR	UT00206	\$2,878
4550	4550	544001	CIPST	EN00324	\$2,655
2050	2140	544001	CIPWR	UT00313	\$2,536
7010	7075	544001	CIPST	ED00009	\$2,470

# Budget Amendment Schedule

## Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
<b><u>Capital</u></b>			
7000 7050 544001	CIPST PW01001	\$2,430	
2050 2140 544001	CIPWR UT00335	\$2,340	
2400 2550 544001	CIPWW UT00307	\$2,273	
4251 4251 544001	CIPPK CS00173	\$2,205	
2400 2550 544001	CIPWW UT00303	\$1,983	
1000 0310 544001	CIPPK COP0001	\$1,911	
7911 7911 544001	CIPPK CS00059	\$1,845	
2400 2550 544001	CIPWW UT00331	\$1,800	
7010 7075 544001	CIPST EN00359	\$1,665	
7010 7075 544001	CIPST EN00459	\$1,530	
2050 2140 544001	CIPWR UT00303	\$1,436	
2161 2221 544001	CIPWR UT00233	\$1,170	
2050 2140 544001	CIPWR UT00309	\$1,122	
4240 4240 544001	CIPPK CS00054	\$993	
1000 0310 544001	CIPPOF ED00002	\$961	
2400 2550 544001	CIPWW UT00313	\$951	
2164 2224 544001	CIPWR UT00037	\$916	
4550 4550 544001	CIPST EN00313	\$855	
7010 7075 544001	CIPST EN00472	\$855	
1000 0310 544001	CIPPK CS00022	\$837	
2002 2022 544001	CIPPK CS00022	\$783	
7000 7050 544001	CIPST PW00025	\$765	
7920 7920 544001	CIPRT CS00125	\$739	
1000 0310 544001	CIPDR COP0001	\$699	
2050 2140 544001	CIPWR EN00177	\$686	
4550 4550 544001	CIPST EN00241	\$633	
2400 2550 544001	CIPWW UT00191	\$585	
4250 4250 544001	CIPRT EN00371	\$490	
2400 2550 544001	CIPWW UT00309	\$385	
7010 7075 544001	CIPST EN00421	\$360	
2050 2140 544001	CIPWR ED00009	\$318	
4240 4240 544001	CIPRT CS00125	\$289	
4240 4240 544001	CIPPK EN00371	\$278	
2050 2140 544001	CIPWR UT00143	\$270	
2400 2550 544001	CIPWW UT00271	\$267	
4250 4250 544001	CIPPK EN00371	\$265	
4251 4251 544001	CIPPK CS00088	\$264	
4250 4250 544001	CIPRT CS00125	\$245	
7930 7930 544001	CIPPS PD00021	\$231	
2400 2550 544001	CIPWW UT00116	\$225	
4240 4240 544001	CIPST EN00271	\$225	

# Budget Amendment Schedule

## Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
<b><u>Capital</u></b>			
2161 2221 544001	CIPWR UT00148	\$180	
2400 2550 544001	CIPWW ED00009	\$180	
7010 7075 544001	CIPTC EN00430	\$180	
2050 2140 544001	CIPWR UT00203	\$135	
2400 2550 544001	CIPWW UT00296	\$135	
7010 7075 544001	CIPST EN00325	\$135	
4240 4240 544001	CIPST EN00241	\$112	
2400 2550 544001	CIPWW UT00151	\$108	
4240 4240 544001	CIPPK CS00034	\$90	
7000 7050 544001	CIPST PW00046	\$90	
2161 2221 544001	CIPWR UT00037	\$73	
4240 4240 544001	CIPOF PD00018	\$62	
4251 4251 544001	CIPRT CS00088	\$50	
4240 4240 544001	CIPST EN00214	\$45	
4251 4251 544001	CIPPS PD00021	\$41	
7931 7931 544001	CIPPS PD00021	\$41	
4251 4251 544001	CIPDR EN00458	\$38	
2400 2550 544001	CIPWW UT00314	\$31	
2510 2630 544001	CIPWW UT00151	\$26	
7920 7920 544001	CIPRT COP0001	\$22	
2050 2140 544001	CIPWR UT00314	\$13	
1000 0310 544001	CIPDR EN00458	\$6	
2050 2140 544001	CIPWR UT00271	\$2	
7930 7930 544001	CIPOF CB02015		\$231
2002 2022 544001	CIPOF CB02015		\$783
4250 4250 544001	CIPOF CB02015		\$1,000
1000 0310 544001	CIPOF CB02015		\$3,908
7920 7920 544001	CIPOF CB02015		\$4,187
4232 4232 544001	CIPOF CB02015		\$7,795
2400 2550 544001	CIPOF CB02015		\$12,052
7000 7050 544001	CIPOF CB02015		\$12,480
2050 2140 544001	CIPOF CB02015		\$15,241
4240 4240 544001	CIPOF CB02015		\$27,379
4251 4251 544001	CIPOF CB02015		\$41,998
7010 7075 544001	CIPOF CB02015		\$179,657

**Comment:** FY 2015 2nd Quarter Engineering chargebacks.

# Budget Amendment Schedule

## Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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### Capital

#4607 - Non-Departmental - Gen Fund Capital Projects

4232	4232	544002	CIPPK CS00022	\$3,879
2050	2140	544002	CIPWR UT00206	\$2,872
7010	7075	544002	CIPTC EN00170	\$2,872
4251	4251	544002	CIPPK CS00022	\$2,115
1000	0310	544002	CIPOF PW11150	\$1,915
7000	7050	544002	CIPST PW00138	\$1,747
2400	2550	544002	CIPWW UT00116	\$1,596
1000	0310	544002	CIPOF PW00506	\$1,591
2050	2140	544002	CIPWR UT00143	\$1,277
7010	7075	544002	CIPST EN00359	\$1,277
2050	2140	544002	CIPWR UT00266	\$1,049
2001	2021	544002	CIPPK CS00022	\$963
7000	7050	544002	CIPST COP0001	\$962
1000	0310	544002	CIPOF COP0001	\$751
2400	2550	544002	CIPWW UT00266	\$546
4251	4251	544002	CIPDR EN00458	\$546
4150	4150	544002	CIPOF ED00002	\$387
4240	4240	544002	CIPST EN00011	\$319
7010	7075	544002	CIPST EN00395	\$319
7010	7075	544002	CIPST EN00243	\$319
2400	2550	544002	CIPWW UT00314	\$229
4550	4550	544002	CIPOF ED00002	\$210
2161	2221	544002	CIPWR UT00272	\$205
2400	2550	544002	CIPWW UT00256	\$198
1000	0310	544002	CIPPK CS00022	\$197
2002	2022	544002	CIPPK CS00022	\$184
7001	7051	544002	CIPST EN00177	\$167
7010	7075	544002	CIPST PW00138	\$167
7901	7901	544002	CIPPK CS00054	\$163
1000	0310	544002	CIPPK COP0001	\$157
4550	4550	544002	CIPPK CS00054	\$136
2050	2140	544002	CIPWR UT00256	\$120
2050	2140	544002	CIPWR UT00272	\$113
2050	2140	544002	CIPWR UT00314	\$94
1000	0310	544002	CIPDR EN00458	\$91
4251	4251	544002	CIPDR EN00177	\$76
7010	7075	544002	CIPST EN00177	\$62
1000	0310	544002	CIPDR COP0001	\$57
1000	0310	544002	CIPOF ED00002	\$40
4240	4240	544002	CIPPK CS00054	\$19

## Budget Amendment Schedule

### Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
<b><u>Capital</u></b>			
2050 2140 544002	CIPWR EN00177	\$12	
7920 7920 544002	CIPRT COP0001	\$1	
7920 7920 544001	CIPOF CB02015		\$1
2002 2022 544001	CIPOF CB02015		\$184
4240 4240 544001	CIPOF CB02015		\$338
4251 4251 544001	CIPOF CB02015		\$2,737
1210 0350 544001	CIPOF CB02015		\$4,794
2400 2550 544001	CIPOF CB02015		\$8,101
7010 7075 544001	CIPOF CB02015		\$13,845

**Comment:** FY 2015 2nd Quarter Materials Management chargebacks.

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#4614 - Non-Departmental - Gen Fund Capital Projects

7906 7906 543005	Park Improvements	CIPPK CS00054	\$478,023	
7901 7901 543005	Park Improvements	CIPPK CS00054		\$478,023

**Comment:** This transfer is to realign budget appropriation to match available funding sources in Impact Fees.

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#4617 - Non-Departmental - Gen Fund Capital Projects

4150 4150 543001	Street System	CIPOF ED00002	\$100,000	
4150 4150 520099	Other Professional Services	CIPOF ED00002		\$100,000

**Comment:** This transfer will realign account numbers within the project budget for the P83 District to match expenditures.

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# Budget Amendment Schedule

## Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
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### Capital

#4618 - Non-Departmental - Gen Fund Capital Projects

4150	4150	ED00002	525515	CIPOF	\$15,824
7010	7075	ED00009	525515	CIPST	\$14,404
7000	7050	PW0013	525515	CIPST	\$12,874
2050	2140	<sup>2</sup> UT00330	525515	CIPWR	\$11,316
7001	7051	EN00177	525515	CIPST	\$8,833
4550	4550	ED00002	525515	CIPOF	\$6,685
7906	7906	CS00054	525515	CIPPK	\$4,780
4251	4251	PD00018	525515	CIPOF	\$2,983
7010	7075	EN00170	525515	CIPTC	\$2,659
2050	2140	UT00272	525515	CIPWR	\$2,540
4240	4240	CS00091	525515	CIPRT	\$2,418
7010	7075	EN00177	525515	CIPST	\$2,198
2400	2550	UT00313	525515	CIPWW	\$2,162
7000	7050	COP000	525515	CIPST	\$1,670
1000	0310	<sup>1</sup> COP000	525515	CIPOF	\$1,576
7010	7075	<sup>1</sup> EN00241	525515	CIPST	\$946
2161	2221	UT00272	525515	CIPWR	\$943
2400	2550	UT00307	525515	CIPWW	\$925
7010	7075	PW1119	525515	CIPST	\$862
4550	4550	<sup>n</sup> EN00241	525515	CIPST	\$841
4550	4550	CS00054	525515	CIPPK	\$775
7000	7050	PW1116	525515	CIPST	\$703
2050	2140	<sup>n</sup> UT00335	525515	CIPWR	\$378
1970	1970	PW0006	525515	CIPOF	\$341
4251	4251	<sup>n</sup> PW0099	525515	CIPST	\$315
4251	4251	<sup>2</sup> EN00177	525515	CIPDR	\$309
7010	7075	EN00422	525515	CIPST	\$291
1000	0310	PW1115	525515	CIPOF	\$263
4240	4240	<sup>n</sup> EN00241	525515	CIPST	\$227
2050	2140	UT00206	525515	CIPWR	\$206
7000	7050	PW0002	525515	CIPST	\$167
7930	7930	<sup>7</sup> PD00021	525515	CIPPS	\$147
7000	7050	PW0099	525515	CIPST	\$141
4240	4240	<sup>2</sup> CS00146	525515	CIPRT	\$133
2050	2140	ED00009	525515	CIPWR	\$115
2050	2140	UT00313	525515	CIPWR	\$108
2161	2221	UT00117	525515	CIPWR	\$105
3400	3800	IT00012	525515	CIPOF	\$103
7010	7075	EN00395	525515	CIPST	\$83
4250	4250	<sup>2</sup> PW0099	525515	CIPST	\$81

## Budget Amendment Schedule

### Fiscal Year 2015 Amendments

Transfer # - Department - Division	Fund - Division - Account - Account Description - Prgm - Proj/Grant	Debit	Credit
<b><u>Capital</u></b>			
2400 2550	UT00191 525515 CIPWW	\$73	
3400 3800	IT00021 525515 CIPOF	\$70	
1000 0310	EN00458 525515 CIPDR	\$65	
7010 7075	EN00116 525515 CIPST	\$57	
4250 4250	EN00371 525515 CIPRT	\$50	
4240 4240	EN00271 525515 CIPST	\$45	
7010 7075	PW0013 525515 CIPTC	\$41	
7010 7075	<sup>2</sup> EN00359 525515 CIPST	\$40	
4240 4240	CS00125 525515 CIPRT	\$39	
3400 3800	IT00011 525515 CIPOF	\$26	
4550 4550	EN00313 525515 CIPST	\$19	
2050 2140	UT00203 525515 CIPWR	\$17	
1000 0310	ED00002 525515 CIPOF	\$16	
7901 7901	CS00054 525515 CIPPK	\$16	
2400 2550	ED00009 525515 CIPWW	\$15	
4240 4240	EN00011 525515 CIPST	\$15	
4240 4240	CS00054 525515 CIPPK	\$13	
1000 0310	COP000 525515 CIPPK	\$3	
1210 0350	<sup>1</sup> AT02015 525515 CIPOF		
4250 4250	AT02015 525515 CIPOF		\$131
1970 1970	AT02015 525515 CIPOF		\$341
2161 2221	AT02015 525515 CIPOF		\$1,048
1000 0310	AT02015 525515 CIPOF		\$2,122
2400 2550	AT02015 525515 CIPOF		\$3,175
4251 4251	AT02015 525515 CIPOF		\$3,607
4550 4550	AT02015 525515 CIPOF		\$8,320
7930 7930	AT02015 525515 CIPOF		\$13,776
2050 2140	AT02015 525515 CIPOF		\$14,680
7000 7050	AT02015 525515 CIPOF		\$15,555
4232 4232	AT02015 525515 CIPOF		\$18,714
7010 7075	AT02015 525515 CIPOF		\$21,581

**Comment:** FY 2015 3rd Quarter Arts chargebacks.

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**Subtotal for Capital Amendments: \$1,132,533 \$1,132,533**

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 10C

**Date Prepared: April 20, 2015**

**Council Meeting Date: May 5, 2015**

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**TO:** Honorable Mayor and City Council

**FROM:** Stephen M. Kemp, City Attorney



**SUBJECT:** Use of General Fund reserved and a budget amendment of \$135,000 in the City Attorney's Office for Legal Services and Administrative Hearing costs.

---

**Purpose:**

Staff requests the Mayor and Council approve the one-time use of General Fund reserves and approve a \$135,000 budget amendment to the City Attorney's Offices budget to cover overages in Civil Legal Services and Administrative Hearings accounts.

**Background/Summary:**

In handling the City's major litigation cases, the City Attorney's Office will exceed its budget authority by an estimated \$135,000 in fiscal year 2015. Notable contributors to these costs are the high cost of litigating elections and exceptional cases, and administrative hearings costs. To offset these increased costs, staff requests the Mayor and Council to approve the one-time use of General Fund reserves and approve a budget amendment of \$135,000 to the City Attorney's Office to cover overages in Civil Legal Services and Administrative Hearings accounts from General Fund Contingency.

**Options:** *(include as many as reasonable)*

**A:** Approve the one-time use of General Fund reserves and a budget amendment as requested.

**B:** Do not approve a budget amendment. This would mean the City Attorney's Office would exceed its budget authority for Fiscal Year 2015.

**Staff's Recommendation:**

Staff recommends that the Mayor and City Council approve budget amendment of \$135,000 from the General Fund Contingency (1000-0300-570000) to the following accounts: \$115,000 in the Civil Legal Services account (1000-0200-520001) and \$20,000 in the Administrative Hearings account (1000-0200-520026).

**Fiscal Analysis:**

“Request a budget adjustment in the amount of \$135,000 from General Fund Reserves account 1000-0300-570000 to the City Attorney’s Office \$115,000 in the Civil Legal Services account (1000-0200-520001) and \$20,000 in the Administrative Hearings account (1000-0200-520026)”.

**Exhibit(s):** None

**Contact Name and Number:** Stephen M. Kemp, City Attorney, 623-773-7330

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 11C

**Date Prepared: April 21, 2015**

**Council Meeting Date: May 5, 2015**

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

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**Purpose:**

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

**Background/Summary:**

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

**Previous Actions:**

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

**Options:**

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

**Staff's Recommendation:**

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

**Fiscal Analysis:**

There is no fiscal impact to the City.

**Narrative:**

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

**Exhibit(s):**

**Exhibit 1:** Resolution

**Contact Name and Number:** Gary Lopez, Plans Review Supervisor, EDS, (623) 773-7236

RESOLUTION NO. 2015-40

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA ADOPTING A RESOLUTION FORMALLY ACCEPTING DEEDS AND EASEMENTS FOR PROPERTY RIGHTS CONVEYED TO THE CITY OF PEORIA.

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

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

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

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

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

Toma Residence  
Mihai D. Toma  
EASEMENT FOR ABANDONMENT OF PATENT  
Maricopa County Recording No. 20150261359  
(Project No. 1500522, 1500523, 1500524/Deed # 15-007)

NW of NWC 73<sup>rd</sup> Ave. and West Villa Lindo

SECTION 2. Public Easement and Land Rights

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

Resolution No. 2015-40  
Acceptance of Deeds and Easements  
May 5, 2015  
Page: 2

SECTION 3. Recording Authorized

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

PASSED AND ADOPTED by the Mayor and Council of the City of Peoria, Arizona, this 5<sup>th</sup> day of May, 2015.

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Cathy Carlat, Mayor

ATTEST:

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Rhonda Geriminsky, City Clerk

APPROVED AS TO FORM:

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Stephen M. Kemp, City Attorney

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 12C

Date Prepared: April 6, 2015

Council Meeting Date: May 5, 2015

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**TO:** Carl Swenson, City Manager

**FROM:** Scott Whyte, Economic Development Services Director

**THROUGH:** Susan J. Daluddung, Deputy City Manager

**SUBJECT:** Final Plat, 87th Avenue & Continental Drive, the northwest corner of 87<sup>th</sup> Avenue and Continental Drive (Project No. R130051)

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**Purpose:**

This is a request for City Council to approve a Final Plat of 87th Avenue & Continental Drive, located on the northwest corner of 87th Avenue and Continental Drive, and authorize the Mayor and City Clerk to sign and record the Final Plat with the Maricopa County Recorder's Office subject to the following stipulations:

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

**Background/Summary:**

The purpose of the Final Plat is to combine two parcels into one for commercial usage, and dedicate all necessary easements. This development is within the City's water\sewer service area.

**Previous Actions:**

The site plan was reviewed by the City and completed in January 2015 and no changes were made to the proposed Final Plat.

**Options:**

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

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

**Staff's Recommendation:**

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

**Fiscal Analysis:**

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

**Narrative:**

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

**Exhibit(s):**

**Exhibit 1:** Final Plat

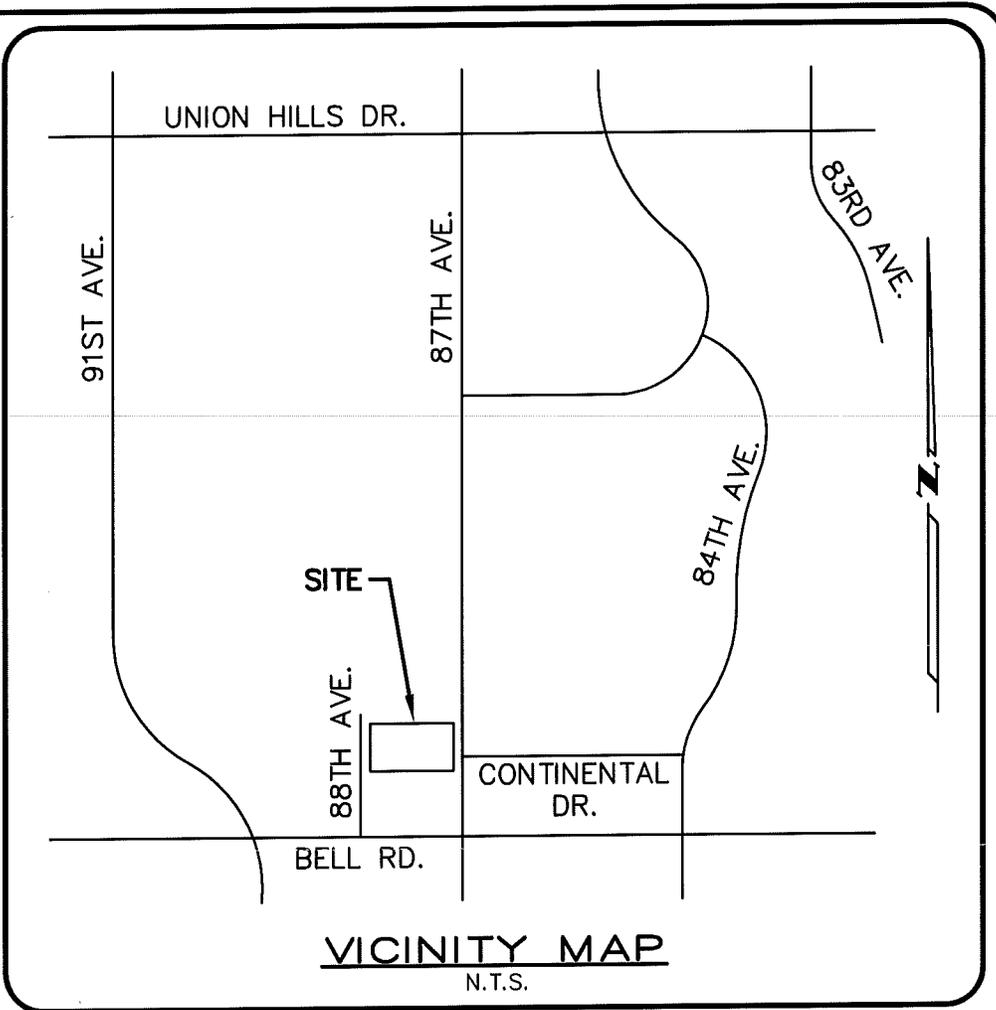
**Exhibit 2:** Vicinity Map

**Contact Name and Number:**

Jodi Breyfogle, PE: 623-773-7577







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**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 13C

Date Prepared: April 6, 2015

Council Meeting Date: May 5, 2015

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**TO:** Carl Swenson, City Manager

**FROM:** Scott Whyte, Economic Development Services Director

**THROUGH:** Susan J. Daluddung, Deputy City Manager

**SUBJECT:** Final Plat, The Meadows – Parcel 12B, Lake Pleasant Parkway and Williams Road (Project No. R090022A)

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**Purpose:**

This is a request for City Council to approve a Final Plat of The Meadows – Parcel 12 B, located on Lake Pleasant Parkway and Williams Road, and authorize the Mayor and City Clerk to sign and record the Final Plat with the Maricopa County Recorder's Office subject to the following stipulations:

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

**Background/Summary:**

The purpose of the Final Plat is to plat a subdivision for residential use. This development is within the City's water\sewer service area. This final plat creates a total of 190 new lots within The Meadows Community. All internal roadways are public and will be maintained by the City.

**Previous Actions:**

The preliminary plat was reviewed by the City and completed in 2008. Since then the parcel has been split into two phases, Parcel 12A and Parcel 12B. Parcel 12A was approved by City Council in July 2013 and recorded in August 2013.

**Options:**

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

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

**Staff's Recommendation:**

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

**Fiscal Analysis:**

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

**Narrative:**

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

**Exhibit(s):**

**Exhibit 1:** Final Plat

**Exhibit 2:** Vicinity Map

**Contact Name and Number:**

Jodi Breyfogle, PE: 623-773-7577







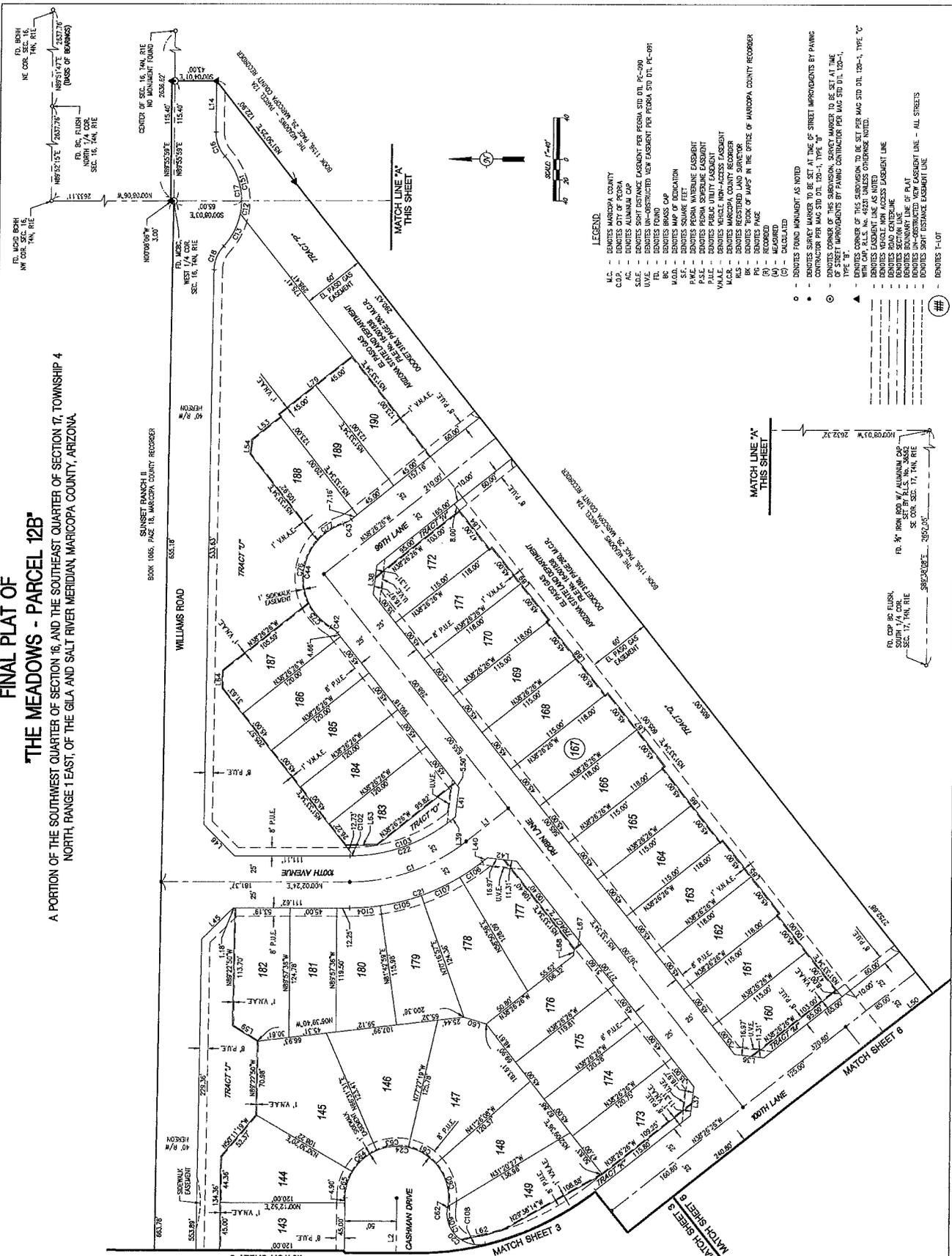
# FINAL PLAT OF THE MEADOWS - PARCEL 12B

A PORTION OF THE SOUTHWEST QUARTER OF SECTION 16, AND THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA.

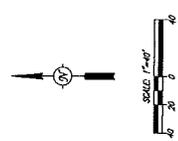
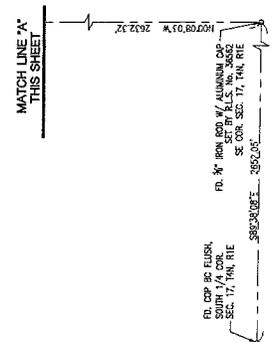
PHOENIX  
 702.977.4000 FAX 702.977.4033  
 1700 N. CENTRAL AVENUE SUITE 200  
 PHOENIX, ARIZONA 85004

A PORTION OF THE SOUTHWEST QUARTER OF SECTION 16 AND THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA.

## FINAL PLAT OF THE MEADOWS - PARCEL 12B



- LEGEND.**
- M.C. - MONUMENT MARICOPA COUNTY
  - C.D.P. - CORNER OF CITY OF PEORIA
  - S.D. - SURVEY DISTANCE
  - S.D.A. - SHORT DISTANCE CASHEMETER FOR PERMA STD DTL 05-090
  - U.V.E. - UN-OBSERVED NEW CASHEMETER FOR PERMA STD DTL PC-091
  - F.B. - IDENTIES FOUND
  - I.B. - IDENTIES BRASS CAP
  - M.S. - IDENTIES METAL SIGNIFICATION
  - S.F. - IDENTIES SQUARE FEET
  - P.W.E. - IDENTIES PERMA WATERTIGHT EASIGHT
  - P.S.E. - IDENTIES PERMA SPORELINE EASIGHT
  - P.U.E. - IDENTIES PUBLIC UTILITY EASIGHT
  - V.A.L.E. - IDENTIES VEHICLE WALK ACCESS EASIGHT
  - M.C.R. - IDENTIES MARICOPA COUNTY RECORDER
  - R.L.S. - IDENTIES REGISTERED LAND SURVEYOR
  - B.K. - IDENTIES BOOK OF MAPS IN THE OFFICE OF MARICOPA COUNTY RECORDER
  - P.M.C. - IDENTIES PERMANENT MONUMENT
  - (M) - MEASURED
  - (C) - CALCULATED
  - - IDENTIES FOUND MONUMENT AS NOTED
  - - IDENTIES SURVEY MARKER TO BE SET AT TIME OF STREET IMPROVEMENTS BY PAVING CONTRACTOR PER MAG STD DTL 120-1, TYPE "B"
  - ⊙ - IDENTIES CORNER OF THIS SUBDIVISION, SURVEY MARKER TO BE SET AT TIME OF STREET IMPROVEMENTS BY PAVING CONTRACTOR PER MAG STD DTL 120-1, TYPE "B"
  - ▲ - IDENTIES CORNER OF THIS SUBDIVISION TO BE SET PER MAG STD DTL 120-1, TYPE "C" WITH C.M.P. R.L.S. No. 4223 UNLESS OTHERWISE NOTED.
  - - IDENTIES CENTERLINE OF ROAD
  - - IDENTIES VEHICLE WALK ACCESS CASHEMETER LINE
  - - IDENTIES ROAD CENTERLINE
  - - IDENTIES SECTION LINE OF PLAT
  - - IDENTIES UN-OBSERVED NEW CASHEMETER LINE - ALL STREETS
  - - IDENTIES SHORT DISTANCE CASHEMETER LINE
  - - IDENTIES T-10T



#

# FINAL PLAT OF THE MEADOWS - PARCEL 12B

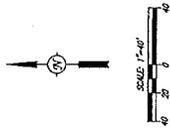
A PORTION OF THE SOUTHWEST QUARTER OF SECTION 16, AND THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA

### LEGEND

- M.C. - MARICOPA COUNTY
- CAD. - DENOTES CITY OF COCHISE
- AC. - DENOTES ALUMINUM CAP
- SIDE - DENOTES SHORT DISTANCE EASEMENT PER FEBRA STD. DTL. PE-060
- UVLE - DENOTES UN-OBSERVED VIEW EASEMENT PER FEBRA STD. DTL. PE-091
- RA - DENOTES RAINWATER CAP
- MA - DENOTES MAP OF DECLARATION
- M.O. - DENOTES MAP OF DECLARATION
- S.F. - DENOTES SQUARE FEET
- P.W. - DENOTES PERSON WITHOUT LINE EASEMENT
- PA - DENOTES PUBLIC UTILITY EASEMENT
- VA - DENOTES VEHICLE NON-ACCESS EASEMENT
- VALE - DENOTES VEHICLE NON-ACCESS EASEMENT
- ALCA - DENOTES MARICOPA COUNTY RECORDER
- AL - DENOTES MARICOPA COUNTY RECORDER
- PA - DENOTES PAGE
- PC - DENOTES PAGE

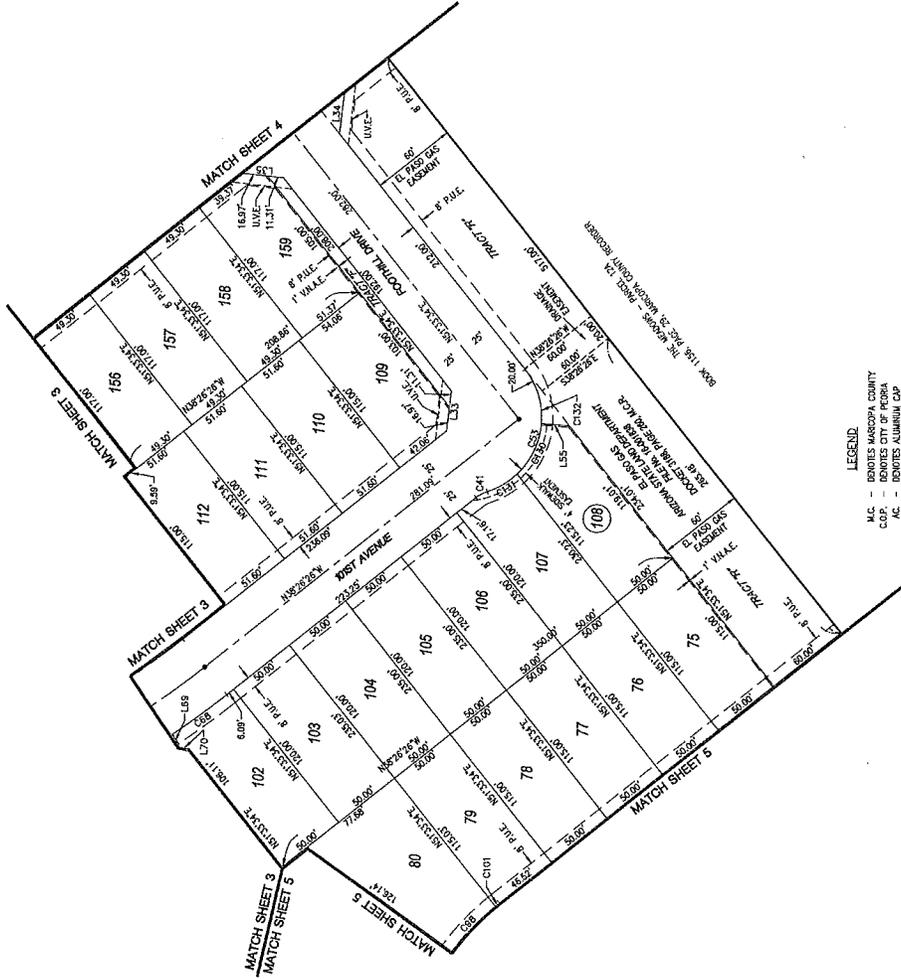
### LEGEND (CONT.)

- (R) - RECORDED
- (C) - CALCULATED
- (A) - APPROXIMATE
- (RT) - RECORD MEASUREMENT PER STATE PLAT 43, CAVING
- A. LAG. BK. 454, PG. 16, M.C.R.
- - DENOTES FOUND MONUMENT AS NOTED
- - DENOTES SURVEY MARKER TO BE SET AT TIME OF STREET IMPROVEMENTS BY PAVING CONTRACTOR PER MAG STD. DTL. 120-1, TYPE "B"
- ⊙ - DENOTES CORNER OF THIS SUBDIVISION SURVEY MARKER TO BE SET AT TIME OF STREET IMPROVEMENTS BY PAVING CONTRACTOR PER MAG STD. DTL. 120-1, TYPE "C"
- ▲ - DENOTES CORNER OF THIS SUBDIVISION TO BE SET PER MAG STD. DTL. 120-1, TYPE "C" WITH CAP, P.L.L.S. NO. 4023 UNLESS OTHERWISE NOTED.
- - DENOTES UNOBSERVED VIEW EASEMENT LINE
- - DENOTES SUBDIVISION BOUNDARY LINE
- - DENOTES SECTION BOUNDARY LINE
- - DENOTES UNOBSERVED VIEW EASEMENT LINE - ALL STREETS
- - DENOTES UNOBSERVED EASEMENT LINE
- - DENOTES EASEMENT LINE AS NOTED
- - DENOTES VEHICLE NON-ACCESS EASEMENT LINE
- - DENOTES SECTION BOUNDARY LINE
- - DENOTES SUBDIVISION BOUNDARY LINE
- - DENOTES UNOBSERVED VIEW EASEMENT LINE
- - DENOTES UNOBSERVED EASEMENT LINE
- - DENOTES EASEMENT LINE
- - DENOTES EASEMENT LINE



# FINAL PLAT OF THE MEADOWS - PARCEL 12B

A PORTION OF THE SOUTHWEST QUARTER OF SECTION 16, AND THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA.



- LEGEND**
- M.C. - DENOTES MARICOPA COUNTY
  - CAP - DENOTES CEMENT AND ASPHALT DRIVEWAY
  - AL - DENOTES ALUMINUM CAP
  - S.O.L. - DENOTES SHORT DISTANCE EASEMENT PER PEORA STD. DTL. PC-090
  - U.V.E. - DENOTES UN-RESTRICTED NEW EASEMENT PER PEORA STD. DTL. PC-091
  - PC - DENOTES PUBLIC UTILITY EASEMENT
  - IR - DENOTES IRON CAP
  - M.O.D. - DENOTES MAP OF REDUCTION
  - S.F. - DENOTES SQUARE FEET
  - P.W.E. - DENOTES FROM WATERLINE EASEMENT
  - W.P.E. - DENOTES FROM WATERLINE EASEMENT
  - P.U.E. - DENOTES PUBLIC UTILITY EASEMENT
  - VAL.E. - DENOTES VEHICLE NON-ACCESS EASEMENT
  - VAL.A. - DENOTES VEHICLE NON-ACCESS EASEMENT
  - M.C.R. - DENOTES MARICOPA COUNTY RECORDOR
  - REC. - DENOTES RECORDED LAND SURVEYOR
  - REC. - DENOTES RECORDED MAPS IN THE OFFICE OF MARICOPA COUNTY RECORDOR
  - PC - DENOTES PACE

- LEGEND (CONT.)**
- (R) - RECORDED
  - (A) - ADJUSTED
  - (C) - CORRECTED
  - (P) - RECORD MEASUREMENT PER STATE PLAT 43, CANON A LAZO, BK 435, PC 05, M.C.R.
  - - DENOTES FOUND MONUMENT AS NOTED
  - - DENOTES SURVEY MARKER TO BE SET AT TIME OF STREET IMPROVEMENTS BY PAVING CONTRACTOR PER MAG STD. DTL. 122-1, TYPE 'B'
  - ⊙ - DENOTES CORNER OF THIS SUBDIVISION, SURVEY MARKER TO BE SET AT TIME OF STREET IMPROVEMENTS BY PAVING CONTRACTOR PER MAG STD. DTL. 122-1, TYPE 'B'
  - ▲ - DENOTES CORNER OF THIS SUBDIVISION TO BE SET PER MAG STD. DTL. 120-1, TYPE 'C' WITH CAP, P.L.L. No. 49231 UNLESS OTHERWISE NOTED.
  - DENOTES EASEMENT LINE AS NOTED
  - DENOTES VEHICLE NON-ACCESS EASEMENT LINE
  - DENOTES ROAD CENTERLINE
  - DENOTES SUBDIVISION BOUNDARY LINE
  - DENOTES UN-RESTRICTED NEW EASEMENT LINE - ALL STREETS
  - DENOTES SHORT DISTANCE EASEMENT LINE

#

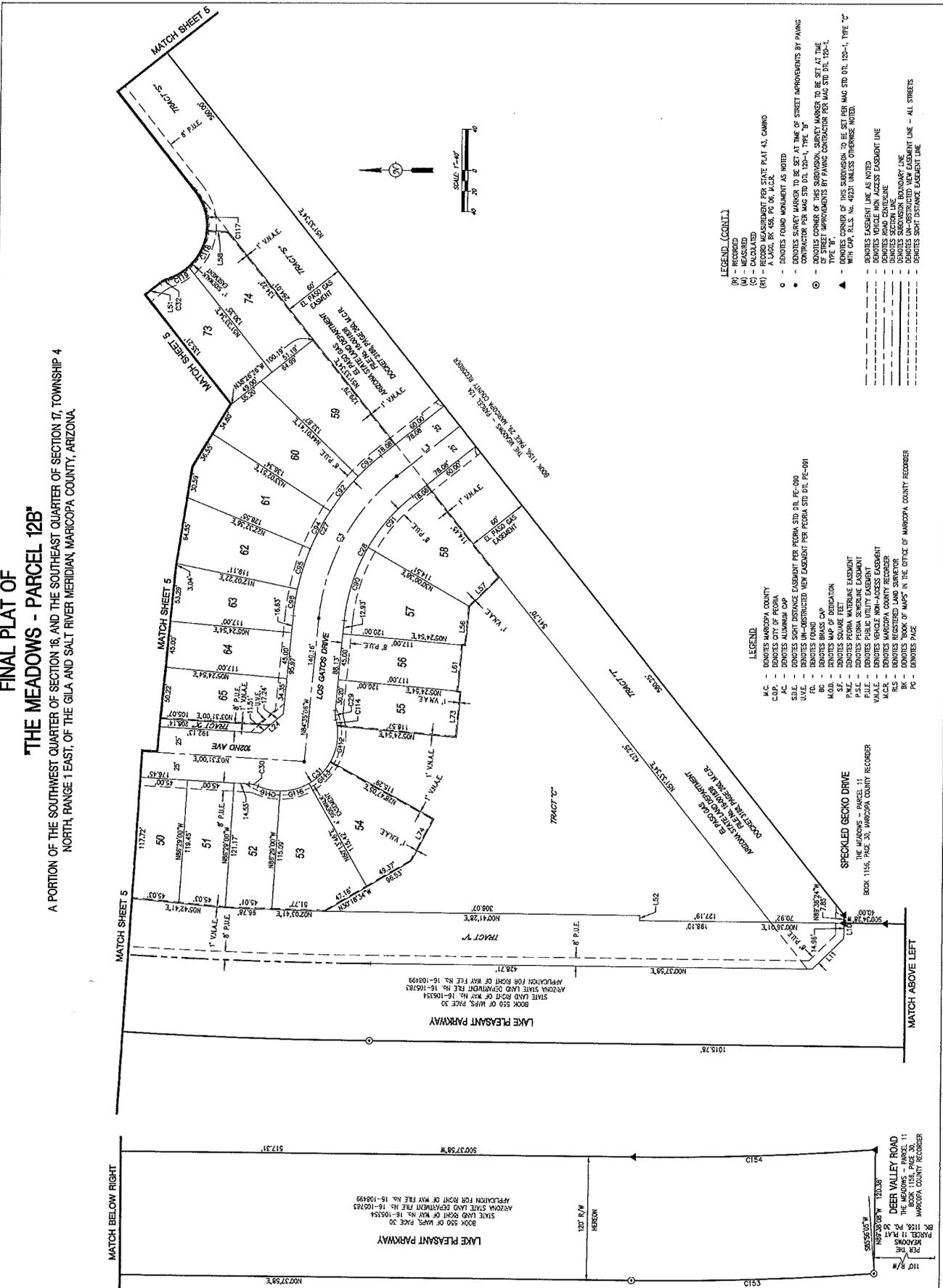
**Carino**  
Shaping the Future

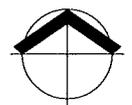
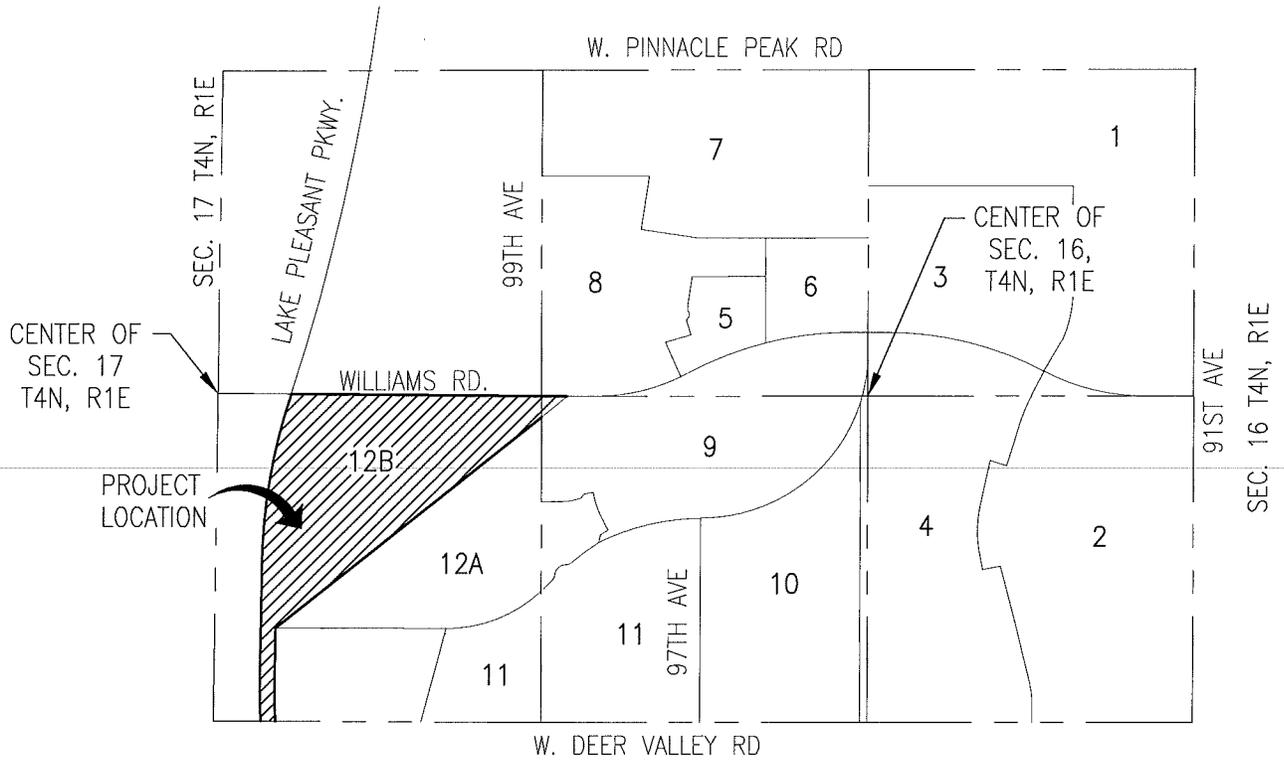
PHOENIX  
1100 N. CENTRAL AVENUE, SUITE 1000  
PHOENIX, ARIZONA 85004  
TEL: (602) 871-4000 FAX: (602) 871-4099

A PORTION OF THE SOUTHWEST QUARTER OF SECTION 16 AND THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, OF THE GILA AND SALT RIVER MERIDIAN, MARICOPA COUNTY, ARIZONA.

## FINAL PLAT OF THE MEADOWS - PARCEL 12B

DATE: 1/28/08  
DRAWN BY: J. L. HARRIS  
CHECKED BY: J. L. HARRIS  
PLAT NO.: 148700  
BOOK/TITLE: 17/000  
SHEET TITLE: FINAL PLAT  
SHEET NUMBER: 6 OF 7





NOT TO SCALE



PHOENIX  
 9977 N 90TH ST, STE 150, SCOTTSDALE, AZ 85258  
 TEL: (602) 977-8000 FAX: (602) 977-8099  
 www.cardno.com

VICINITY MAP  
 THE MEADOWS-PARCEL 12B

CAMINO A LAGO, LLC  
 PEORIA, ARIZONA

PROJECT NO. CSW7910  
 DATE: 04-07-15  
 BY: JKB  
 SCALE: NTS  
 EXHIBIT 1

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 14C

Date Prepared: March 30, 2015

Council Meeting Date: May 5, 2015

---

**TO:** Carl Swenson, City Manager

**FROM:** Scott Whyte, Economic Development Services Director

**THROUGH:** Susan J. Daluddung, Deputy City Manager

**SUBJECT:** Replat, Lot 13 of Blackstone at Vistancia, Parcel B2, Lone Mountain Road & Blackstone Drive (Project No. R050019C)

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**Purpose:**

This is a request for City Council to approve a Replat of Lot 13 of Blackstone at Vistancia, Parcel B2, located northwest of Lone Mountain Road and Blackstone Drive, and authorize the Mayor and City Clerk to sign and record the Replat with the Maricopa County Recorder's Office subject to the following stipulations:

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

**Background/Summary:**

The purpose of the Replat is to adjust the boundary of a residential lot and create a tract for future golf course area. This development is within the City's water\sewer service area. This Replat does not create any additional residential lots.

**Previous Actions:**

Parcel B2 of Blackstone at Vistancia was approved by the City and recorded in Book 767 Page 49. Lots 12 and 13 of Parcel B2 were adjusted and replatted in Book 831 Page 10.

**Options:**

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

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

**Staff's Recommendation:**

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

**Fiscal Analysis:**

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

**Narrative:**

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

**Exhibit(s):**

**Exhibit 1:** Replat

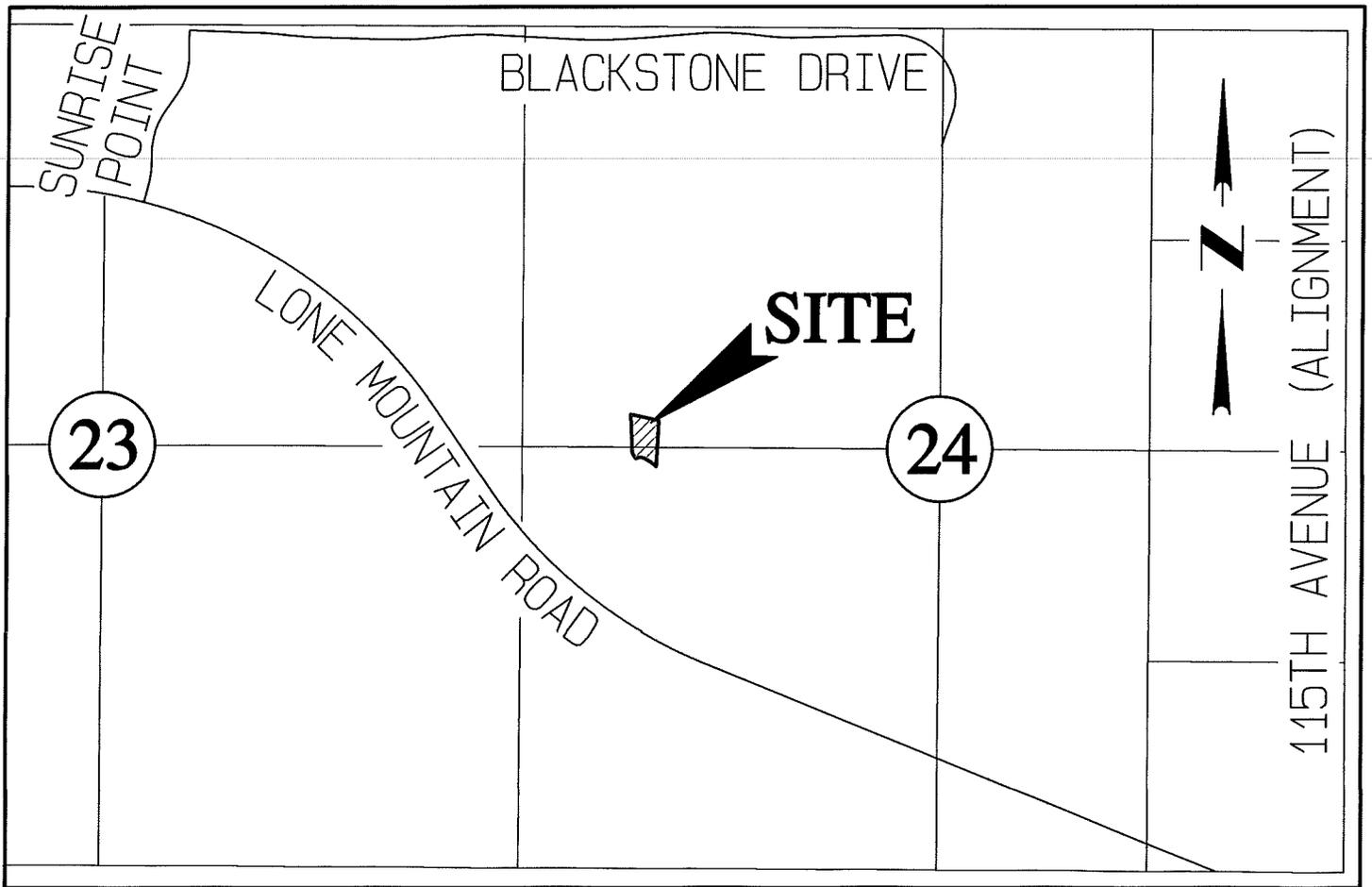
**Exhibit 2:** Vicinity Map

**Contact Name and Number:**

Jodi Breyfogle, PE: 623-773-7577







# VICINITY MAP

N.T.S

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 15C

Date Prepared: April 8, 2015

Council Meeting Date: May 5, 2015

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**TO:** Carl Swenson, City Manager

**FROM:** Scott Whyte, Economic Development Services Director

**THROUGH:** Susan J. Daluddung, Deputy City Manager

**SUBJECT:** Replat, Tierra Del Rio Parcel 20B, 99<sup>th</sup> Avenue and Jomax Road (Project No. R140043)

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**Purpose:**

This is a request for City Council to approve a Replat of Tierra Del Rio Parcel 21B, located northwest of 99<sup>th</sup> Avenue and Jomax Road, and authorize the Mayor and City Clerk to sign and record the Replat with the Maricopa County Recorder's Office subject to the following stipulations:

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

**Background/Summary:**

The purpose of the Replat is to plat a subdivision for residential use. This development is within the City's sewer service area and Epcor's water service area. This Replat creates a total of 75

new lots within the Tierra Del Rio Community. All internal roadways are public and will be maintained by the City.

In 2007, the City Council approved the Master Replat for Tierra Del Rio (Book 906, Page 18), creating all of the individual parcels and the rights-of-way for the master subdivision. The Replats are necessary to further subdivide each parcel into individual lots, tracts, and internal roadways for development.

**Previous Actions:**

Tierra Del Rio Parcels 20 and 21 were replatted in October 2013 (Book 1163 Page 18), to adjust parcels 20 and 21 into four parcels, 20A, 20B, 21A, and 21B. Each of these four residential parcels is now being replatted into individual lots, tracts, and internal roadways. The Replat of Tierra Del Rio Parcel 20B is in general conformance with the Land Use Map as depicted in the PAD for Tierra Del Rio approved in 2004.

**Options:**

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

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

**Staff's Recommendation:**

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

**Fiscal Analysis:**

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

**Narrative:**

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

**Exhibit(s):**

**Exhibit 1:** Replat

**Exhibit 2:** Vicinity Map

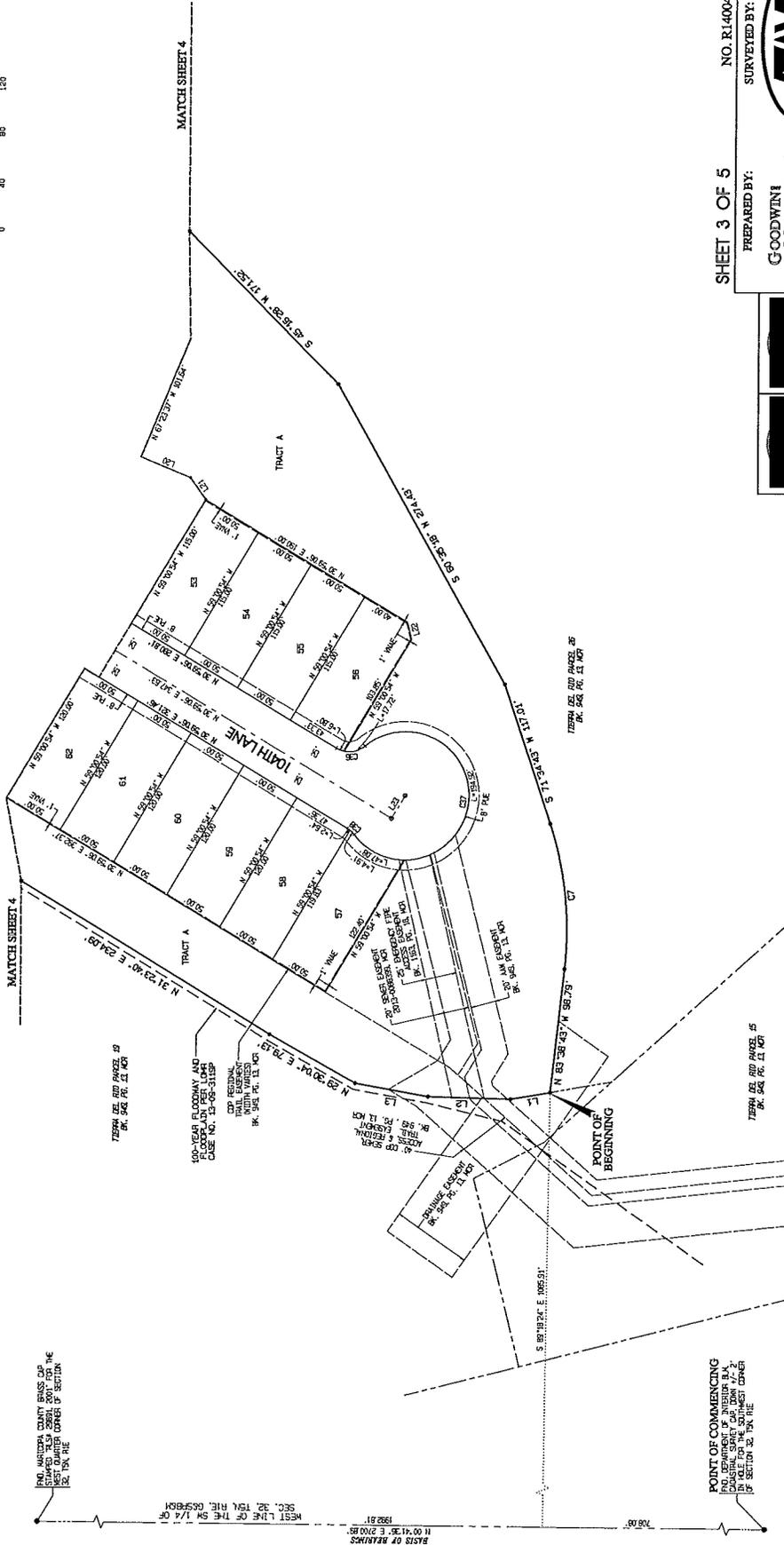
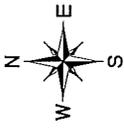
**Exhibit 3:** Land Use Map

**Contact Name and Number:**

Jodi Breyfogle, PE: 623-773-7577







THE INTERIOR CORNER POINTS OF THE  
REAR BOUNDARY OF TRACT A ARE  
TO BE THE CORNER POINTS OF THE  
WEST QUARTER CORNER OF SECTION  
32, T8N, R14E.

WEST LINE OF T8N, R14E, S 1/4 OF  
SEC. 32, T8N, R14E, G65F83CH

LISTS OF BEARINGS  
1992.81  
N 00° 41' 35" E 270.83

POINT OF COMMENCING  
FED. DEPARTMENT OF INTERIOR, B.L.A.  
PLAT NO. 13-05-3115P  
AVAILABLE FOR THE ADJACENT OWNER  
OF SECTION 32, T8N, R14E

NO. R140043

SHEET 3 OF 5

SURVEYED BY:

**GOODWIN MARSHALL**  
CIVIL ENGINEERS - PLANNERS - ARCHITECTS  
4809 E. Thistle Landing Dr., Suite 100  
Phoenix, Arizona 85044  
(602) 218-7285

ASAM  
Arizona Surveying & Mapping

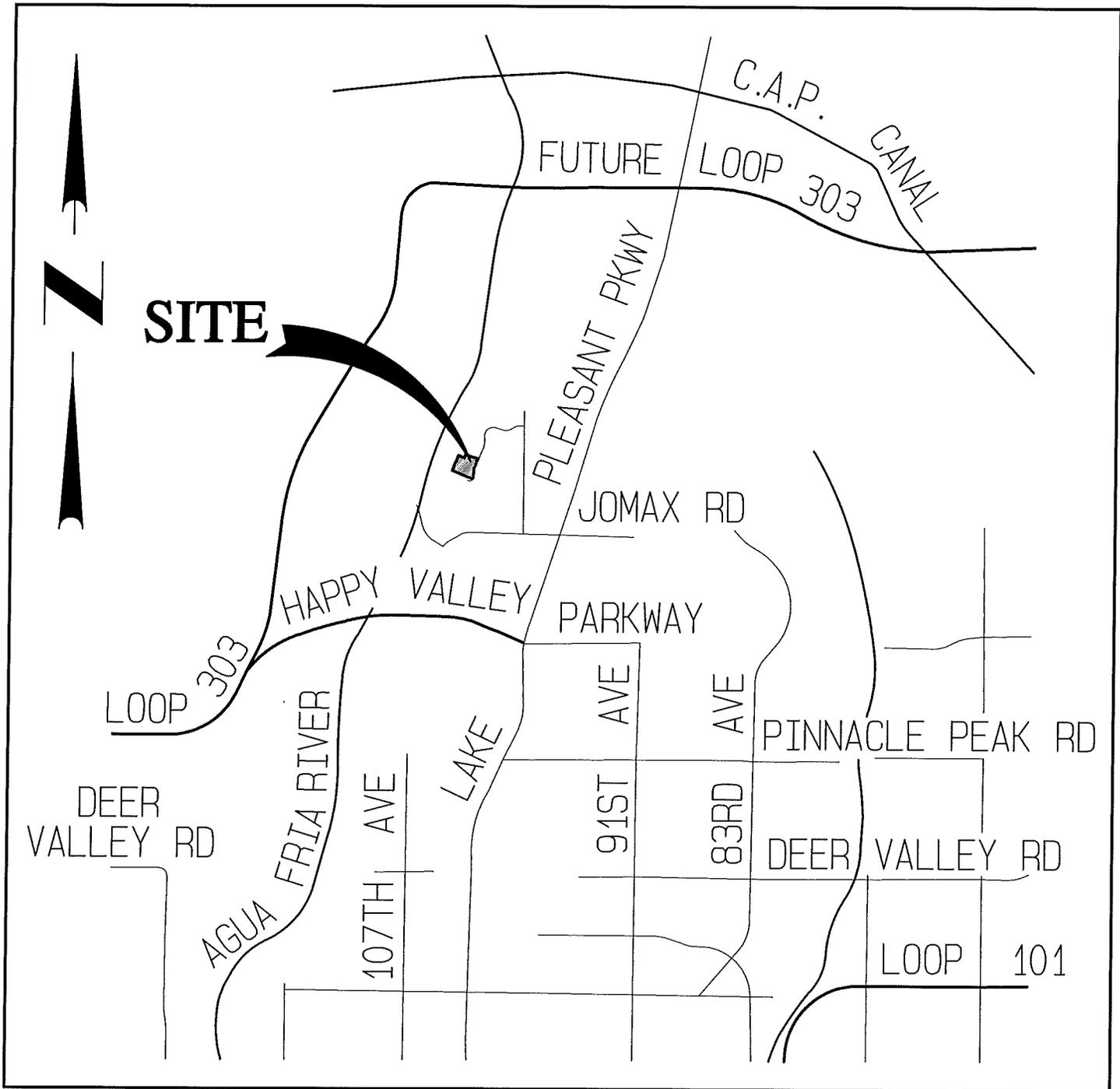
2411 W. Northern, Suite 110  
Phoenix, AZ 85021  
(602) 245-3819

EXPIRES 7/31/2018

EXPIRES 6/30/2015







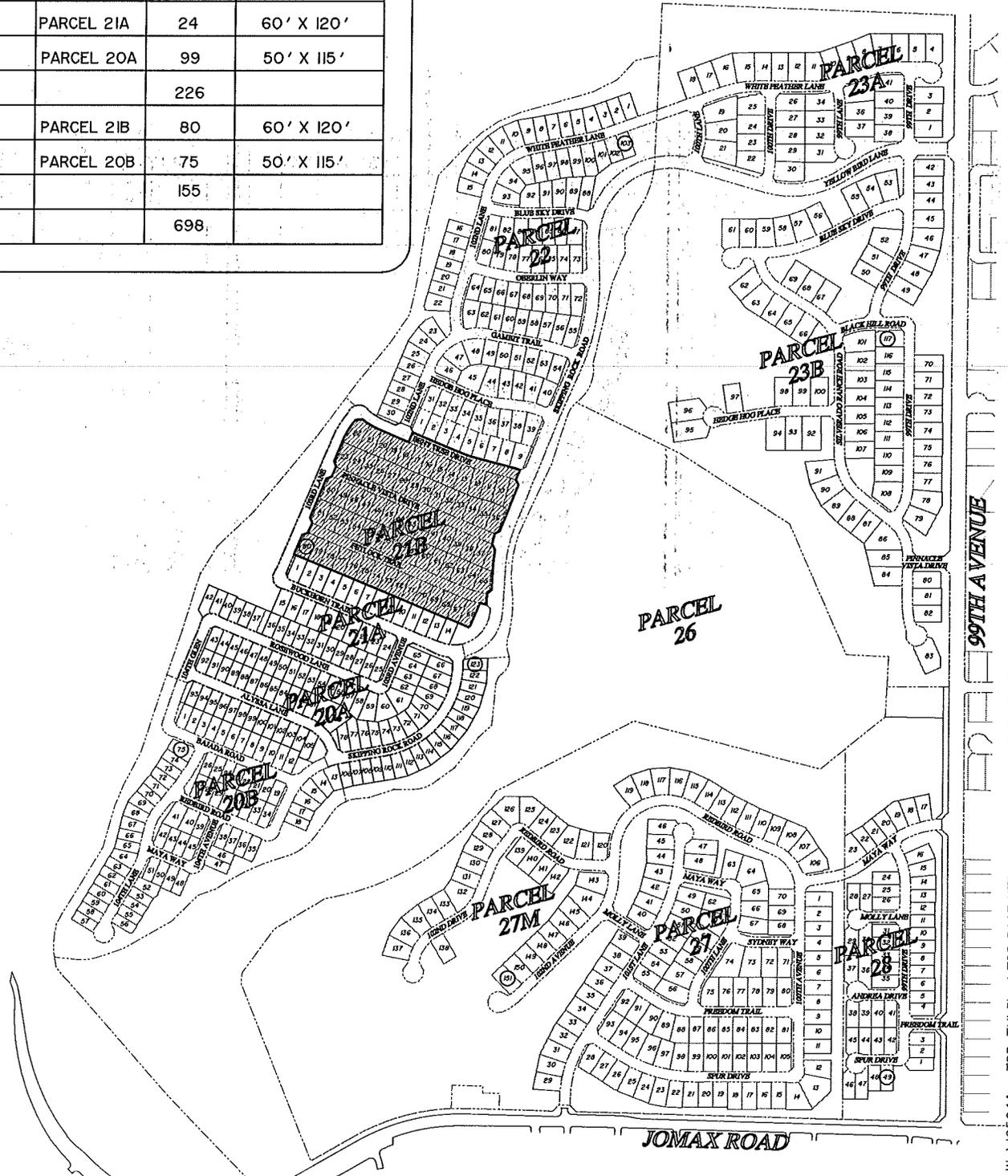
# VICINITY MAP

N.T.S.

# LEGEND

PHASE	PARCEL	NUMBER OF LOTS	LOT SIZE
PHASE 1	PARCEL 27	90	70' X 125'
	PARCEL 27	61	70' X 125'
	PARCEL 28	49	60' X 120'
	PARCEL 23A	41	80' X 135'
	PARCEL 23B	76	80' X 135'
SUBTOTAL		317	
PHASE 2	PARCEL 22	103	60' X 120'
	PARCEL 21A	24	60' X 120'
	PARCEL 20A	99	50' X 115'
SUBTOTAL		226	
PHASE 3	PARCEL 21B	80	60' X 120'
	PARCEL 20B	75	50' X 115'
SUBTOTAL		155	
TOTAL		698	

## LANDUSE MAP FOR TDR PARCEL 21B PEORIA, ARIZONA JUNE, 2014



**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 16C

Date Prepared: April 8, 2015

Council Meeting Date: May 5, 2015

---

**TO:** Carl Swenson, City Manager

**FROM:** Scott Whyte, Economic Development Services Director

**THROUGH:** Susan J. Daluddung, Deputy City Manager

**SUBJECT:** Replat, Tierra Del Rio Parcel 21B, 99<sup>th</sup> Avenue and Jomax Road (Project No. R130072)

---

**Purpose:**

This is a request for City Council to approve a Replat of Tierra Del Rio Parcel 21B, located northwest of 99<sup>th</sup> Avenue and Jomax Road, and authorize the Mayor and City Clerk to sign and record the Replat with the Maricopa County Recorder's Office subject to the following stipulations:

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

**Background/Summary:**

The purpose of the Replat is to plat a subdivision for residential use. This development is within the City's sewer service area and Epcor's water service area. This Replat creates a total of 80

new lots within the Tierra Del Rio Community. All internal roadways are public and will be maintained by the City.

In 2007, the City Council approved the Master Replat for Tierra Del Rio (Book 906, Page 18), creating all of the individual parcels and the rights-of-way for the master subdivision. The Replats are necessary to further subdivide each parcel into individual lots, tracts, and internal roadways for development.

**Previous Actions:**

Tierra Del Rio Parcels 20 and 21 were replatted in October 2013 (Book 1163 Page 18), to adjust parcels 20 and 21 into four parcels, 20A, 20B, 21A, and 21B. Each of these four residential parcels is now being replatted into individual lots, tracts, and internal roadways. The Replat of Tierra Del Rio Parcel 21B is in general conformance with the Land Use Map as depicted in the PAD for Tierra Del Rio approved in 2004.

**Options:**

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

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

**Staff's Recommendation:**

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

**Fiscal Analysis:**

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

**Narrative:**

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

**Exhibit(s):**

**Exhibit 1:** Replat

**Exhibit 2:** Vicinity Map

**Exhibit 3:** Land Use Map

**Contact Name and Number:**

Jodi Breyfogle, PE: 623-773-7577



**LEGAL DESCRIPTION**

1. A portion of the lot of 30.00 ac. of land, situated in a portion of Section 32, Township 5 North, Range 1 East of the 1st Meridian, in the County of Maricopa, Arizona, and being more completely described as follows, to-wit:

COMMENCING at a found Maricopa County brass cap stamped "RLS #28981, 2007" for the center of the intersection of the center line of the road which bears South 60 deg. 41 min. 36 sec. West (Basis of Bearings) - 2700.89 feet to the Southwest corner of the Southeast Quarter of said Section 32, a distance of 61.67 feet;

thence North 00 deg. 00 min. 00 sec. East bearing said West line, a distance of 2190.86 feet to the Point of Curvature of said curve;

thence North 22 deg. 36 min. 23 sec. East, a distance of 100.00 feet;

thence North 67 deg. 36 min. 23 sec. East, a distance of 28.28 feet;

thence North 22 deg. 36 min. 23 sec. East, a distance of 50.00 feet;

thence North 22 deg. 36 min. 23 sec. West, a distance of 20.28 feet;

thence North 22 deg. 36 min. 23 sec. East, a distance of 200.00 feet;

thence North 67 deg. 36 min. 23 sec. East, a distance of 28.28 feet;

thence North 22 deg. 36 min. 23 sec. East, a distance of 50.00 feet;

thence North 22 deg. 36 min. 23 sec. West, a distance of 20.28 feet;

thence North 22 deg. 36 min. 23 sec. East, a distance of 100.00 feet to a Point of Curvature of said curve;

thence North 22 deg. 36 min. 23 sec. East, a distance of 100.00 feet to a Point of Curvature of said curve, a distance of 14.46, 36 min. 24 sec., and being subtended by a chord which bears South 60 deg. 04 min. 50 sec. East - 109.30 feet;

thence in a southeasterly direction along said curve to the left, a distance of 127.73 feet;

thence North 65 deg. 44 min. 24 sec. East non-tangent to said curve, a distance of 29.32 feet to a center angle of 14 deg. 36 min. 24 sec., and being subtended by a chord which bears South 60 deg. 04 min. 50 sec. East - 109.30 feet;

thence in a southeasterly direction along said curve to the left, a distance of 139.43 feet;

thence North 22 deg. 36 min. 23 sec. East, a distance of 50.00 feet;

thence North 22 deg. 36 min. 23 sec. West, a distance of 20.28 feet;

thence North 22 deg. 36 min. 23 sec. East, a distance of 101.00 feet;

thence South 67 deg. 23 min. 37 sec. East, a distance of 190.00 feet;

thence South 69 deg. 07 min. 11 sec. East, a distance of 60.00 feet;

thence South 67 deg. 23 min. 37 sec. East, a distance of 60.00 feet;

thence South 73 deg. 24 min. 01 sec. East, a distance of 59.98 feet;

thence South 75 deg. 22 min. 30 sec. East, a distance of 206.47 feet;

thence South 66 deg. 17 min. 47 sec. East, a distance of 10.01 feet;

thence South 21 deg. 53 min. 02 sec. West, a distance of 102.04 feet;

thence South 21 deg. 52 min. 42 sec. West, a distance of 29.00 feet;

thence South 21 deg. 52 min. 42 sec. East, a distance of 50.13 feet;

thence South 21 deg. 52 min. 42 sec. West, a distance of 27.43 feet;

thence South 21 deg. 52 min. 42 sec. West, a distance of 189.28 feet to a Point of Curvature of a circular curve to the left, having a radius of 690.00 feet, a central angle of 4 deg. 01 min. 34 sec., and being subtended by a chord which bears South 10 deg. 32 min. 15 sec. West - 48.47 feet;

thence in a southeasterly direction along said curve to the left, a distance of 48.48 feet;

thence South 64 deg. 49 min. 01 sec. West non-tangent to said curve, a distance of 26.87 feet;

thence South 14 deg. 08 min. 51 sec. West, a distance of 30.56 feet;

thence South 14 deg. 08 min. 51 sec. East, a distance of 30.56 feet to a Point of Curvature of a circular curve to the left, having a radius of 30.56 feet, a central angle of 37 min. 25 sec. West - 53.94 feet, and being subtended by a chord which bears South 06 deg. 47 min. 25 sec. West - 53.94 feet;

thence in a southeasterly direction along said curve to the left, a distance of 85.45 feet;

thence South 30 deg. 38 min. 44 sec. West, a distance of 27.07 feet;

thence South 03 deg. 18 min. 23 sec. West, a distance of 50.25 feet to a Point of Curvature of a circular curve to the right, having a radius of 925.00 feet, a central angle of 3 deg. 22 min. 30.96 feet, and being subtended by a chord which bears North 75 deg. 37 min. 48 sec. West - 30.96 feet;

thence in a westerly direction along said curve to the right, a distance of 30.97 feet;

thence South 22 deg. 36 min. 23 sec. West non-tangent to said curve, a distance of 18.87 feet;

thence South 67 deg. 36 min. 23 sec. West, a distance of 9.90 feet;

thence South 22 deg. 36 min. 23 sec. West, a distance of 3.00 feet;

thence North 67 deg. 23 min. 37 sec. West, a distance of 790.00 feet to the POINT OF BEGINNING, containing 722.059 square feet or 16.577 acres of land.

**AREA SUMMARY**

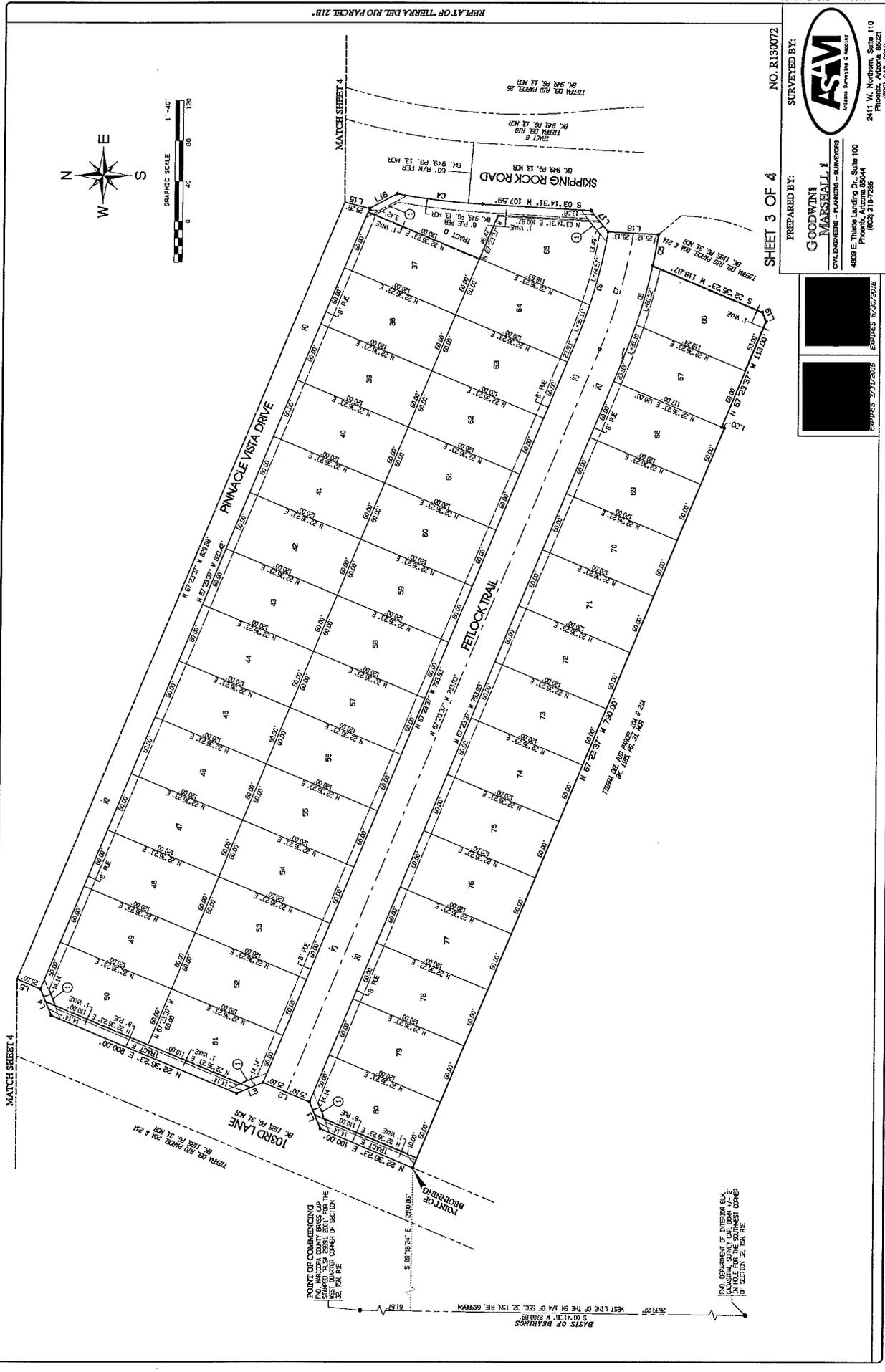
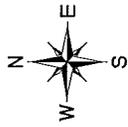
TRACT AREA \* 10300 SQ. FT.  
 LOT AREA \* 5825 SQ. FT.  
 RIGHT-OF-WAY \* 114548 SQ. FT.  
 GROSS AREA \* 722089 SQ. FT.  
 NET AREA \* 607544 SQ. FT.

**CURVE TABLE**

CURVE	RADIUS	ARC	DELTA	CHORD	CHORD BEARINGS	CHORD
11	426.00	22.73	17.4534	151.3931	102.18	102.18
12	690.00	48.48	4.0134	538.2534	48.47	48.47
13	690.00	48.48	4.0134	538.2534	48.47	48.47
14	690.00	48.48	4.0134	538.2534	48.47	48.47
15	690.00	48.48	4.0134	538.2534	48.47	48.47
16	690.00	48.48	4.0134	538.2534	48.47	48.47
17	690.00	48.48	4.0134	538.2534	48.47	48.47
18	690.00	48.48	4.0134	538.2534	48.47	48.47
19	690.00	48.48	4.0134	538.2534	48.47	48.47
20	690.00	48.48	4.0134	538.2534	48.47	48.47
21	690.00	48.48	4.0134	538.2534	48.47	48.47
22	690.00	48.48	4.0134	538.2534	48.47	48.47
23	690.00	48.48	4.0134	538.2534	48.47	48.47
24	690.00	48.48	4.0134	538.2534	48.47	48.47
25	690.00	48.48	4.0134	538.2534	48.47	48.47
26	690.00	48.48	4.0134	538.2534	48.47	48.47
27	690.00	48.48	4.0134	538.2534	48.47	48.47
28	690.00	48.48	4.0134	538.2534	48.47	48.47
29	690.00	48.48	4.0134	538.2534	48.47	48.47
30	690.00	48.48	4.0134	538.2534	48.47	48.47
31	690.00	48.48	4.0134	538.2534	48.47	48.47
32	690.00	48.48	4.0134	538.2534	48.47	48.47
33	690.00	48.48	4.0134	538.2534	48.47	48.47
34	690.00	48.48	4.0134	538.2534	48.47	48.47
35	690.00	48.48	4.0134	538.2534	48.47	48.47
36	690.00	48.48	4.0134	538.2534	48.47	48.47
37	690.00	48.48	4.0134	538.2534	48.47	48.47
38	690.00	48.48	4.0134	538.2534	48.47	48.47
39	690.00	48.48	4.0134	538.2534	48.47	48.47
40	690.00	48.48	4.0134	538.2534	48.47	48.47
41	690.00	48.48	4.0134	538.2534	48.47	48.47
42	690.00	48.48	4.0134	538.2534	48.47	48.47
43	690.00	48.48	4.0134	538.2534	48.47	48.47
44	690.00	48.48	4.0134	538.2534	48.47	48.47
45	690.00	48.48	4.0134	538.2534	48.47	48.47
46	690.00	48.48	4.0134	538.2534	48.47	48.47
47	690.00	48.48	4.0134	538.2534	48.47	48.47
48	690.00	48.48	4.0134	538.2534	48.47	48.47
49	690.00	48.48	4.0134	538.2534	48.47	48.47
50	690.00	48.48	4.0134	538.2534	48.47	48.47
51	690.00	48.48	4.0134	538.2534	48.47	48.47
52	690.00	48.48	4.0134	538.2534	48.47	48.47
53	690.00	48.48	4.0134	538.2534	48.47	48.47
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55	690.00	48.48	4.0134	538.2534	48.47	48.47
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63	690.00	48.48	4.0134	538.2534	48.47	48.47
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69	690.00	48.48	4.0134	538.2534	48.47	48.47
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71	690.00	48.48	4.0134	538.2534	48.47	48.47
72	690.00	48.48	4.0134	538.2534	48.47	48.47
73	690.00	48.48	4.0134	538.2534	48.47	48.47
74	690.00	48.48	4.0134	538.2534	48.47	48.47
75	690.00	48.48	4.0134	538.2534	48.47	48.47
76	690.00	48.48	4.0134	538.2534	48.47	48.47
77	690.00	48.48	4.0134	538.2534	48.47	48.47
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82	690.00	48.48	4.0134	538.2534	48.47	48.47
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90	690.00	48.48	4.0134	538.2534	48.47	48.47
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93	690.00	48.48	4.0134	538.2534	48.47	48.47
94	690.00	48.48	4.0134	538.2534	48.47	48.47
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97	690.00	48.48	4.0134	538.2534	48.47	48.47
98	690.00	48.48	4.0134	538.2534	48.47	48.47
99	690.00	48.48	4.0134	538.2534	48.47	48.47
100	690.00	48.48	4.0134	538.2534	48.47	48.47

**LOT SUMMARY TABLE**

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4	72.0	720
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99	72.0	720
100		



REPORT OF 'TIERRA DEL RIO PARCEL 21B'

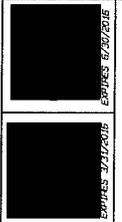
W:\10504-TERRTMO\060\FLAT\_TERRTMO\F21-F22-P04.Plot1.dwg 13:09:56 2015

NO. R130072

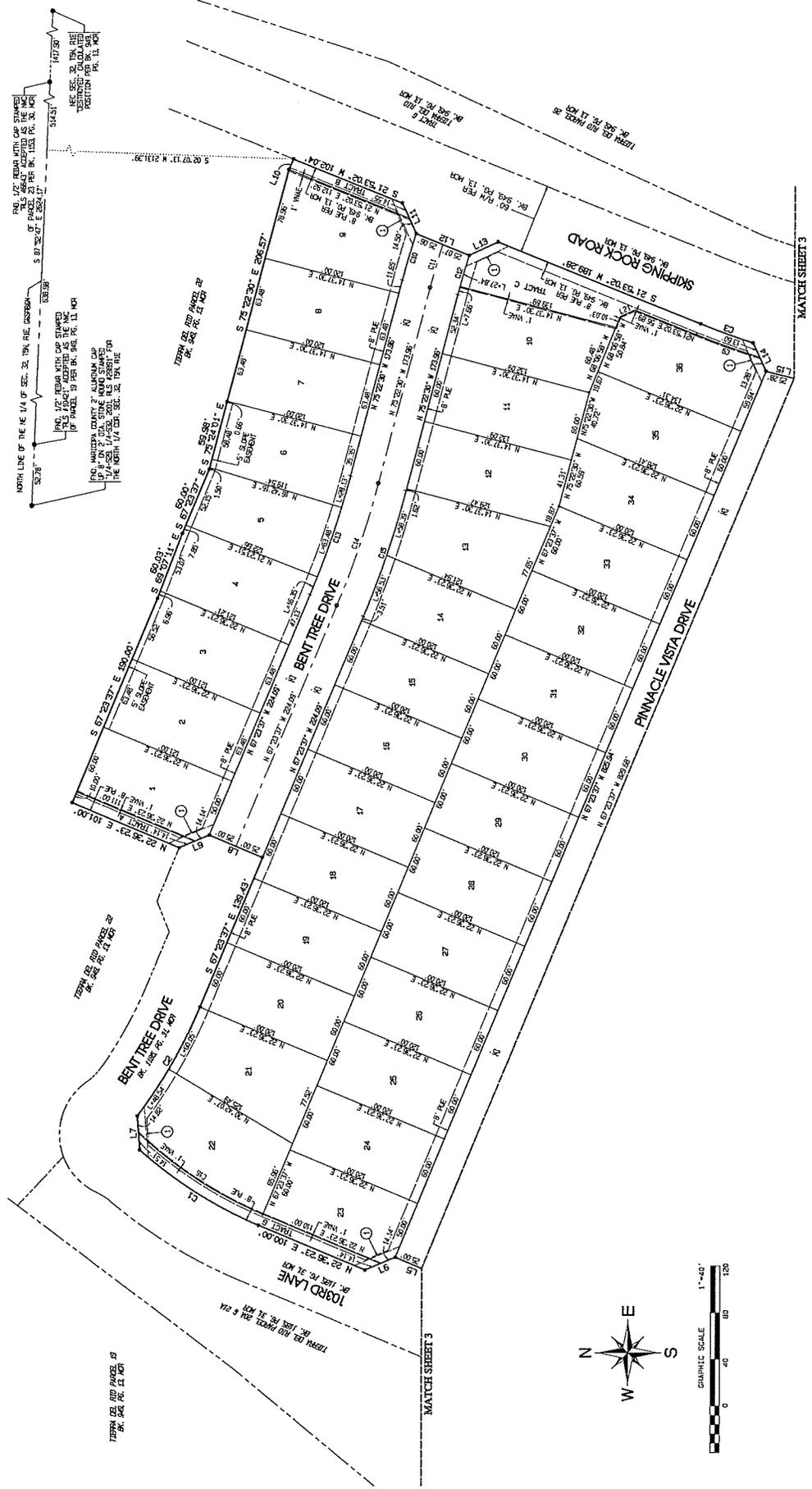
SURVEYED BY:

PREPARED BY:

**GOODWIN MARSHALL**  
CIVIL ENGINEERS - PLANNERS - SURVEYORS  
4809 E. Thule Landing Dr., Suite 100  
Phoenix, Arizona 85044  
(602) 419-1250



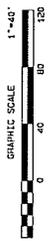
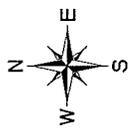
2411 W. Northern, Suite 110  
Phoenix, Arizona 85021  
(602) 246-9818



NORTH LINE OF THE 1/4 OF SEC. 22, T8N, R10E, CORNER -  
 52.78' ±  
 5 02° 07' 12\"/>

PLAT 127, REBORN WITH OUR SURVEY  
 THE 1/4 SECTION 22, T8N, R10E, AS  
 BEING ACCEPTED AS THE NAC  
 OF PARCEL 59 PER BK. 546, PL. 11, MPT  
 52.78' ±  
 5 02° 07' 12\"/>

THIS SURVEY WAS MADE BY THE  
 SURVEYOR AS SHOWN ON THE  
 PLAT OF THE 1/4 SECTION 22, T8N, R10E,  
 PL. 11, MPT  
 AND THE NORTH 1/4 CORNER OF THE  
 SECTION 22, T8N, R10E, IS  
 52.78' ±  
 5 02° 07' 12\"/>



SHEET 4 OF 4

NO. R130072

SURVEYED BY:

PREPARED BY:  
**GOODWIN MARSHALL**  
 CIVIL ENGINEERS - PLANNERS - SURVEYORS  
 4600 E. Thiede Landing Dr., Suite 100  
 Phoenix, Arizona 85021  
 (602) 218-7235

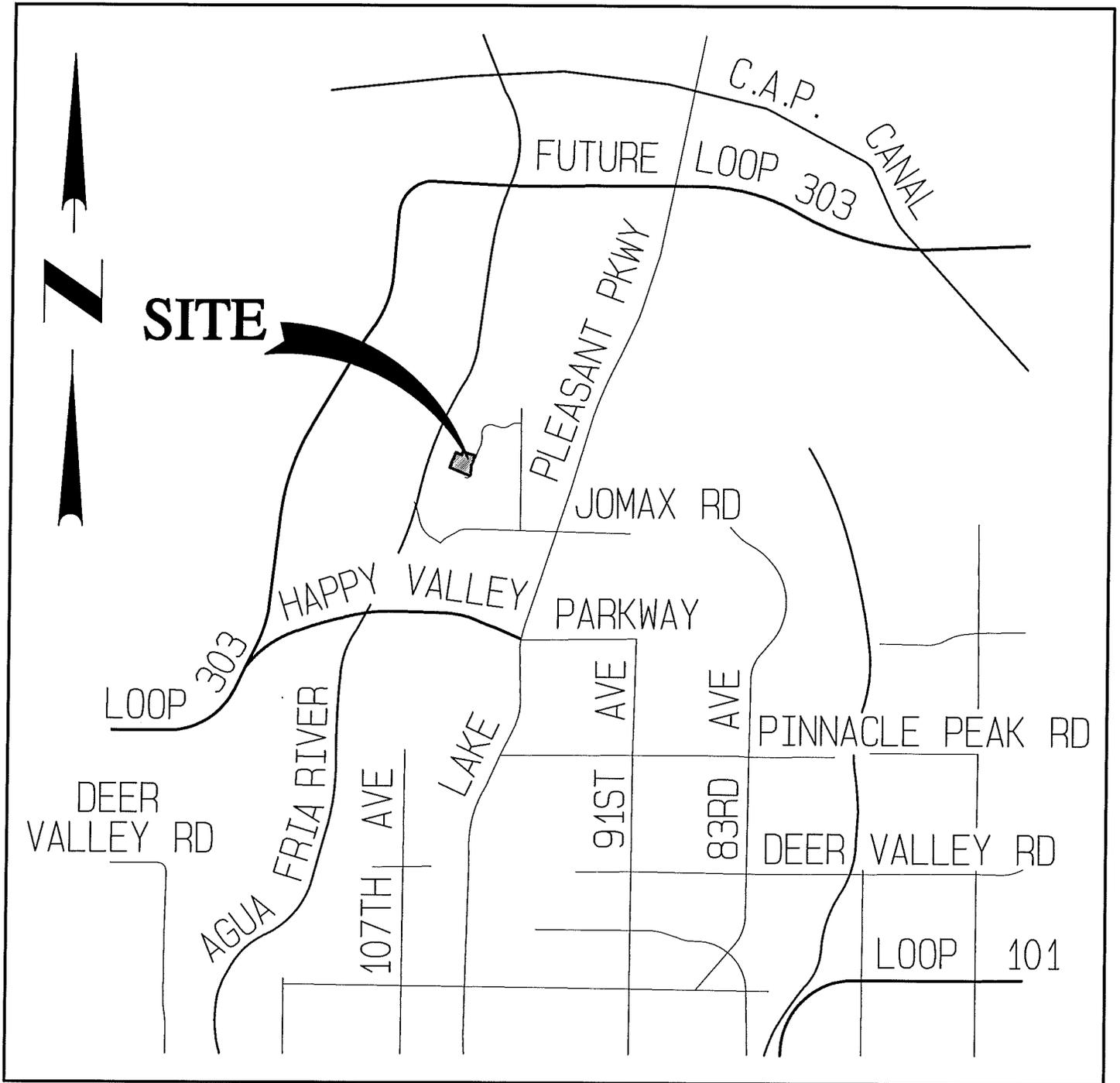


2411 W. Northern, Suite 110  
 Phoenix, Arizona 85021  
 (602) 246-1819

EXPIRES 3/31/2016 EXP. PRES. 6/30/2016

REPORT OF TERRA DEL RIO PARCEL 218

W:\13054A - TERRA DEL RIO\CO\FLAT1\DR\_P20-P21-P22.plt 04/11/13 10:18 2015



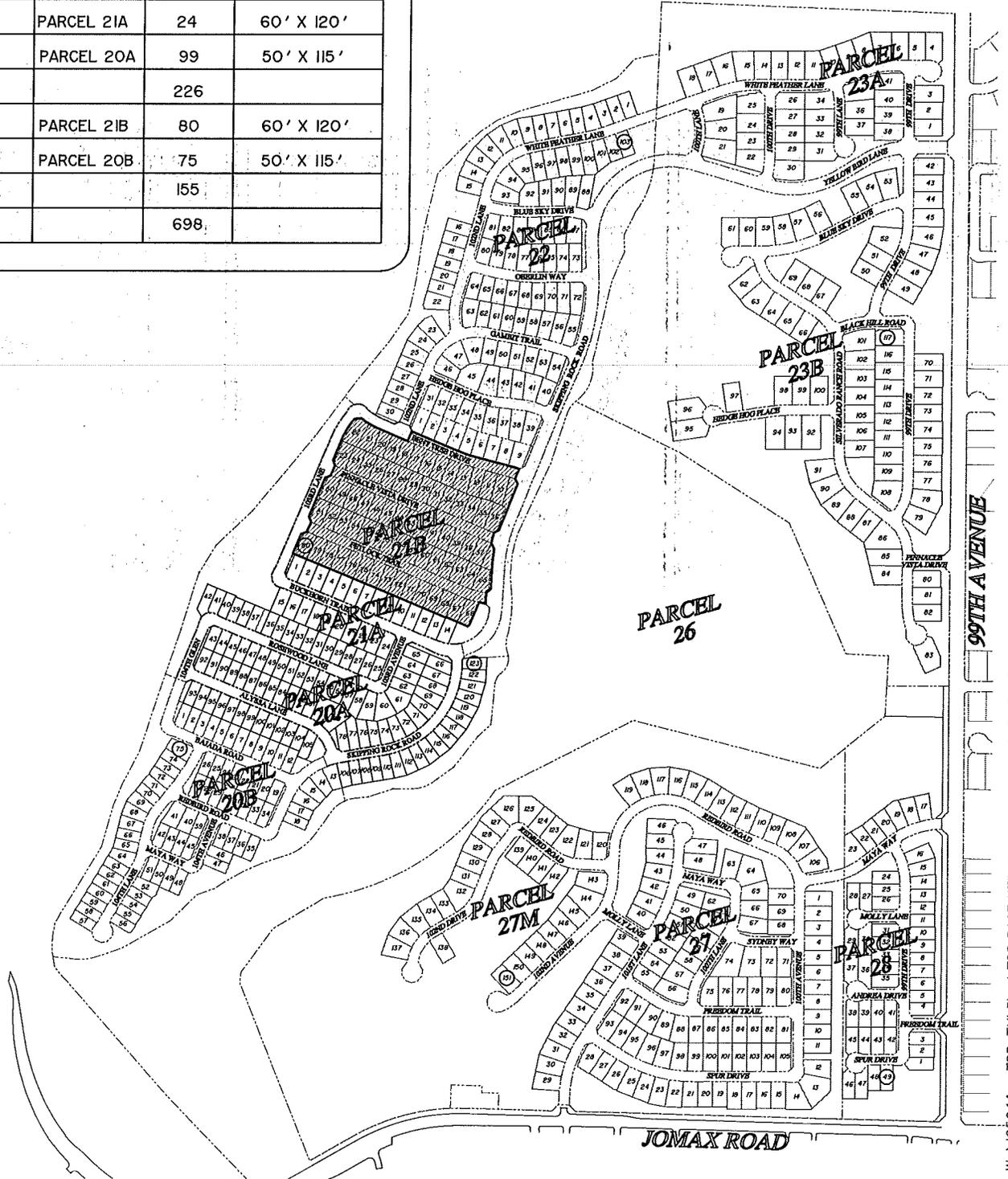
# VICINITY MAP

N.T.S.

# LEGEND

PHASE	PARCEL	NUMBER OF LOTS	LOT SIZE
PHASE 1	PARCEL 27	90	70' X 125'
	PARCEL 27	61	70' X 125'
	PARCEL 28	49	60' X 120'
	PARCEL 23A	41	80' X 135'
	PARCEL 23B	76	80' X 135'
SUBTOTAL		317	
PHASE 2	PARCEL 22	103	60' X 120'
	PARCEL 21A	24	60' X 120'
	PARCEL 20A	99	50' X 115'
SUBTOTAL		226	
PHASE 3	PARCEL 21B	80	60' X 120'
	PARCEL 20B	75	50' X 115'
SUBTOTAL		155	
TOTAL		698	

## LANDUSE MAP FOR TDR PARCEL 21B PEORIA, ARIZONA JUNE, 2014



**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 17R

Date Prepared: April 21, 2015

Council Meeting Date: May 05, 2015

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**TO:** Carl Swenson, City Manager

**FROM:** Brent Mattingly, Finance Director

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

**SUBJECT:** Public Hearing: Proposed Recommendations by the City to the Arizona State Liquor Board for Sampling Privileges for Albertsons #971.

---

**Purpose:**

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

**Background/Summary:**

Albertsons #971

Albertsons #971, located at 8950 W. Bell Road, has applied for Sampling Privileges (Series 09S) to be added to the existing Series 09 Liquor License. The application agent is Nicholas C. Guttilla.

The "S" sampling privilege allows an unlimited number of sampling events for the licensees of Liquor Store (Series 09) establishments. The retail establishment inventory is used for this type of sampling.

Some of the businesses around Albertsons #971 are Whataburger, Peoria Ford and Audi Peoria. There are no staff concerns with Albertsons #971. The public hearing notice was posted for at least 20 days, and no comments were received during the posting period. The license application was reviewed according to State law and all Departments gave approvals.

**Previous Actions:**

In July 2006, the Mayor and Council recommended approval to the Arizona State Liquor Board for Albertsons #971 for a Person and Location Transfer for an Off-Sale All Liquor License (Series 09) located at 8950 W. Bell Road.

**Options:**

**A:** Recommend approval to the Arizona State Liquor Board for Sampling Privileges (Series 09S) to be added to the existing Off-Sale All Liquor License (Series 09) for Albertsons #971, located at 8950 W. Bell Road, Nicholas C. Guttilla, Applicant, LL#10006698.

**B:** Recommend denial to the Arizona State Liquor Board for Sampling Privileges (Series 09S) to be added to the existing Off-Sale All Liquor License (Series 09) for Albertsons #971, located at 8950 W. Bell Road, Nicholas C. Guttilla, Applicant, LL#10006698.

**Staff's Recommendation:**

That the Mayor and Council recommend approval to the Arizona State Liquor Board for Sampling Privileges (Series 09S) to be added to the existing Off-Sale All Liquor License (Series 09) for Albertsons #971, located at 8950 W. Bell Road, Nicholas C. Guttilla, Applicant, LL#10006698.

**Fiscal Analysis:**

The item has no financial implications.

**Narrative:**

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

**Exhibit 1:** New Liquor License Application

15 FEB 25 Lic. Lic. #125

State of Arizona  
Department of Liquor Licenses and Control

# AMENDMENT

800 W. Washington 5<sup>th</sup> Floor  
Phoenix, Arizona 85007  
(602) 542-5141

## Sampling Privileges Form

- Liquor Store (series 9)
- Beer and Wine Store (series 10)

Applicant's Name: Nicholas Carl Guttilla (check one) Owner  Agent

Mailing Address: \_\_\_\_\_  
Street Address or P.O. Box City State County Zip Code

Business Phone Number: ( ) Email: \_\_\_\_\_

Business Name: Albertsons #971 Current License #: 09070515

Physical Location of Business:

\_\_\_\_\_  
Street Address City State County Zip Code

I, \_\_\_\_\_, understand that, upon approval, sampling privileges for the liquor license identified above will require compliance with the following:

Initial Here

- \_\_\_\_\_ 1. the premises shall contain at least five thousand square feet to be eligible for sampling privileges for Beer and Wine Store (series 10) applicants only (A.R.S. §4-206.01(J)).
- \_\_\_\_\_ 2. Any open product shall be kept locked by the licensee when the sampling area is not staffed.
- \_\_\_\_\_ 3. The licensee is otherwise subject to all other provisions of this title. The licensee is liable for any violation of this title committed in connection with the sampling.
- \_\_\_\_\_ 4. The licensed retailer shall make sales of sampled products from the licensed retail premises.
- \_\_\_\_\_ 5. The licensee shall not charge any customer for the sampling of any products.
- \_\_\_\_\_ 6. The sampling shall be conducted under the supervision of an employee of a sponsoring distiller, vintner, brewer, wholesaler or retail licensee.
- \_\_\_\_\_ 7. Accurate records of sampling products dispensed shall be retained by the licensee.
- \_\_\_\_\_ 8. Sampling shall be limited to three ounces of beer or cooler-type products, one and one-half ounce of wine and one ounce of distilled spirits per person, per brand, per day.
- \_\_\_\_\_ 9. The sampling shall be conducted only on the licensed premises.
- \_\_\_\_\_ 10. Upon approval of this form, a license for a liquor store with sampling privileges (series 9S) or a beer and wine store with sampling privileges (series 10S) will be issued and mailed to the licensee's address of record. The license must be displayed in a conspicuous public area of the licensed premises that is readily accessible for inspection by any peace officer, distributor, wholesaler or member of the public. (A.R.S. §4-261.01)

State of Arizona  
Department of Liquor Licenses and Control

800 W. Washington 5<sup>th</sup> Floor  
Phoenix, Arizona 85007  
(602) 542-5141

- Liquor Store (series 9)
- Beer and Wine Store (series 10)

Sampling Privileges Form

Applicant's Name: Albertsons LLC (check one) Owner  Agent

Mailing Address: PO Box 20 Boise ID Ada 83726  
Street Address or P.O. Box City State County Zip Code

Business Phone Number: ( 623 ) 876-8103 Email: licensegroup@supervalu.com

Business Name: Albertsons #971 Current License #: 09070515

Physical Location of Business:

8950 W Bell Rd Peoria AZ Maricopa 85382  
Street Address City State County Zip Code

I, Richard John Navarro, understand that, upon approval, sampling privileges for the liquor license identified above will require compliance with the following:

Initial Here

- RN 1. the premises shall contain at least five thousand square feet to be eligible for sampling privileges for Beer and Wine Store (series 10) applicants only (A.R.S. §4-206.01(J)).
- RN 2. Any open product shall be kept locked by the licensee when the sampling area is not staffed.
- RN 3. The licensee is otherwise subject to all other provisions of this title. The licensee is liable for any violation of this title committed in connection with the sampling.
- RN 4. The licensed retailer shall make sales of sampled products from the licensed retail premises.
- RN 5. The licensee shall not charge any customer for the sampling of any products.
- RN 6. The sampling shall be conducted under the supervision of an employee of a sponsoring distiller, vintner, brewer, wholesaler or retail licensee.
- RN 7. Accurate records of sampling products dispensed shall be retained by the licensee.
- RN 8. Sampling shall be limited to three ounces of beer or cooler-type products, one and one-half ounce of wine and one ounce of distilled spirits per person, per brand, per day.
- RN 9. The sampling shall be conducted only on the licensed premises.
- RN 10. Upon approval of this form, a license for a liquor store with sampling privileges (series 9S) or a beer and wine store with sampling privileges (series 10S) will be issued and mailed to the licensee's address of record. The license must be displayed in a conspicuous public area of the licensed premises that is readily accessible for inspection by any peace officer, distributor, wholesaler or member of the public. (A.R.S. §4-261.01)

15 FEB 23 11:47 AM '15

RW  
RW

- 11. Liquor store license sampling privileges are not transferable.
- 12. I have read, understand, and assume responsibility for compliance with A.R.S. §4-206.01.

A.R.S. §4-206.01(J) Bar, beer and wine bar or liquor store licenses; number permitted; fee; sampling privileges

- 1. Any open product shall be kept locked by the licensee when the sampling area is not staffed.
- 2. The licensee is otherwise subject to all other provisions of this title. The licensee is liable for any violation of this title committed in connection with the sampling.
- 3. The licensed retailer shall make sales of sampled products from the licensed retail premises.
- 4. The licensee shall not charge any customer for the sampling of any products.
- 5. The sampling shall be conducted under the supervision of an employee of a sponsoring distiller, vintner, brewer, wholesaler or retail licensee.
- 6. Accurate records of sampling products dispensed shall be retained by the licensee.
- 7. Sampling shall be limited to three ounces of beer or cooler-type products, one and one-half ounces of wine and one ounce of distilled spirits per person, per brand, per day.
- 8. The sampling shall be conducted only on the licensed premises.

I, Richard John Navarro, attest that I am the OWNER/AGENT filing this form, that I have read, and assume responsibility for compliance with, A.R.S. §4-206.01 at the licensed establishment named on page 1, and verify all statements I have made on this document to be true, correct and complete. I understand that I am responsible for the \$100 issuance fee and the annual \$60 renewal fee for these sampling privileges. Sampling privilege renewal fees are due at the same time as the renewal for the "current license #" identified on page 1 of this application.

Signature, \_\_\_\_\_

Chief Administrative Officer  
Title  
2/9/15  
Date

Notarized Signature

The forgoing instrument was acknowledged before me this 9th of February 2015.  
day month year

Notary Public: \_\_\_\_\_  
Signature

My commission expires: 6 12 2016  
day month year

J. MCKENNEY  
NOTARY PUBLIC  
STATE OF ID.

For DLLC Use Only

S License #: \_\_\_\_\_ Date of issuance: \_\_\_\_/\_\_\_\_/\_\_\_\_

Issuance fee applicable?  Yes  No  \$100 issuance fee collected

Initials: \_\_\_\_\_

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: 18R

**Date Prepared: April 6, 2015**

**Council Meeting Date: May 5, 2015**

---

**TO:** Carl Swenson, City Manager

**FROM:** Brent Mattingly, Chief Financial Officer

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

**SUBJECT:** Public Hearing: Recommendation for Issuance of Commercial Solid Waste Licenses to Auerbach Waste LLC

---

**Purpose:**

This is a request for Council to approve issuance of a Commercial Solid Waste License to Auerbach Waste LLC, 12001 W Peoria Ave, El Mirage, AZ 85335 in accordance with Chapter 22 of the City Code.

**Background/Summary:**

City Code Chapter 22 addresses Solid Waste. The City Code distinguishes between Commercial and Non-Commercial service. Residential (including multi-family residential) is restricted by the City Code to city-operated collection. In 1996, the City Council amended the Code to promote competition for Commercial Solid Waste Collection. This Code amendment was necessary in order for the City to be in compliance with Arizona State Statutes requiring that cities allow for private competition in the provision of commercial solid waste services.

Under the City Code, commercial solid waste companies working within the City limits must be licensed. In accordance with the licensing requirements, each commercial solid waste company is required to submit an initial application to the City Clerk for approval by the City Council. Commercial Solid Waste Licenses are granted for a period of not more than 10 years. Payment of an annual license fee is also required by the Code. The annual fee increases each year and has ranged from approximately \$2,000 in 1997 to approximately \$6,600 today.

**Licensing Process:**

The City Code provides for a licensing process that includes an application, publishing a notice of public hearing, holding the public hearing, and Council determination whether a license shall be granted or denied. If the Council determines that an application be denied, the determination must be by Resolution (Peoria City Code Section 22-13(d)). The Code states that the City Council shall consider the following:

- (1) Quality of service provided.
- (2) Experience, character and financial responsibility of the applicant and its management and owners.
- (3) Willingness of the applicant to comply with requirements of the Code and proposed license.
- (4) All requirements imposed by the Code, Title 49 of the Arizona Revised Statutes, and any other considerations deemed pertinent by the Council.

**Status of License Application:**

Auerbach Waste LLC

Auerbach Waste LLC has paid all fees due for 2013 and 2014 in the amount of \$13,345. They have submitted the attached Application and the \$500 application fee. Auerbach Waste LLC has a current business license in Peoria. Staff has reviewed the application and the required insurance policy is in place. Staff believes Auerbach Waste LLC to be a qualified commercial solid waste provider and, as such, should be issued a license.

For purposes of background information, in 2012 management in the Public Works/Utilities Department recognized that several commercial solid waste companies had been doing business in Peoria from 2007 through 2012 without obtaining a private hauler license as required by the City Code. Prior to 2007 City staff had sent annual invoices to commercial solid waste companies. Unfortunately, this practice stopped in 2007, likely as a result of changes in personnel in both the Solid Waste Division and the Finance Department. The City was able to bring several of these companies into compliance with the licensing provisions via demand letters, as well as obtain prior years' license fees from those companies.

However Auerbach Waste LLC was not as responsive to the City's demand. At the direction of the Council, the City Attorney's Office instituted a lawsuit against Auerbach Waste seeking license fees from prior years. At the time of filing, the City Attorney recognized that there could be a significant legal issues precluding recovery for years earlier than 2013 as the statute of limitations had expired. As such, the City Attorney negotiated a settlement of \$5,000 with Auerbach's counsel for any fees due prior to 2013.

**Previous Actions:**

In April 2014, the Mayor and Council recommended approval of the Private Hauler Applications for Waste Management of Arizona, Republic Services of Phoenix, Parks and Sons of Sun City, and Weinberger Waste Disposal of Phoenix.

**Options:**

**A:** Approve the commercial solid waste license for Auerbach Waste LLC, located at

12001 W Peoria Ave, El Mirage, AZ 85335.

**B:** Deny the commercial solid waste license for Auerbach Waste LLC, located at 12001 W Peoria Ave, El Mirage, AZ 85335.

**Staff's Recommendation:**

That the Mayor and Council approve the commercial solid waste license for Auerbach Waste, LLC.

**Fiscal Analysis:**

The item does not have material financial implications.

**Narrative:**

The appropriate license fee has been paid, the public hearing notice has been published, and the applicants have been advised of the Council meeting date where their application will be considered.

**Exhibits:** Private Hauler Application from Auerbach Waste LLC



City of Peoria

FINANCE DEPARTMENT

8401 West Monroe Street  
Peoria, Arizona 85345  
T 623.773.7150  
F 623.773.7033

# Private Hauler Application

City of Peoria Account number 105257

**To Applicant:** Fees are non-refundable and non-transferable. Incomplete applications will not be processed. Check all your answers for accuracy. Errors or omissions may delay the processing of your application. Make checks payable to: **The City of Peoria.**

### Section 1 (Check 1)

This application is a:  
 New Application-Start Date in Peoria 7/24/13  
 Renewal - Date \_\_\_\_\_

### Section 2 (Check 2)

Commercial or Industrial Solid Waste  
 Recycle Only  
 Commercial Solid Waste & Recycling  
(No additional fee for Recycling if applying for combined)

### Section 3 (Check 3)

Type of ownership  
 Individual  
 General Partnership  
 Limited Liability Company  
 Limited Partnership  
 Corporation, State & Date Inc: \_\_\_\_\_  
Statutory Agent (Complete Info)  
\_\_\_\_\_  
\_\_\_\_\_

### Section 4 - Business Information

1. Applicant/Agent Name Auelbach Richard  
Last First Middle  
2. Doing Business as: Auelbach Waste LLC  
3. All Business Phone(s) 623-536-1015  
4. Complete Business Address 12001 W Peoria Ave El-Mirage AZ 85335  
5. Complete Mailing Address Same  
6. Email address(s) Auelbach.Waste@gmail.com  
7. Current City of Peoria Business License Number \_\_\_\_\_  
8. Have you or this business ever been denied, revoked, or suspended for any similar license or permit, in this city or other jurisdiction? \_\_\_ Yes  No If yes, please provide explanation \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

### Section 5 - Owners, Officers, Partners, or Shareholders

List all owners, officers, partners, or shareholders of 5% or more.

Owner, Officer, Partner or Shareholder	Title & Percentage of Ownership	Complete Residential Address	Drivers License Number and State
<u>Richard Auelbach</u>	<u>Owner 100%</u>	<u>El-Mirage AZ 85335</u>	<u>[REDACTED]</u>

**Section 6 - History of Criminal Conviction**

Has anyone listed on this application as an owner, officer, partner, or shareholder been convicted, in the previous 5 years, for a crime, except minor traffic offenses? Yes  No  If Yes, provide the information below.

Individual's Name	Offense	Date of Offense	Where Offense Occurred	Court(s) Entered Into

**Section 7 - Vehicle Information**

List all trucks of 10 cubic yards or larger that will be in Peoria. Attach an additional sheet of paper if necessary. Total number of Commercial Solid Waste or Recycling trucks working in Peoria (10 cubic yards or larger) \_\_\_\_\_

Type of Truck Front Loader/Roll Off	Vehicle ID Number	AZ license Plate Number	Company issued Vehicle ID Number	Office Use Only Year and Tag # issued
FRT-LOADER	[REDACTED]	40 [REDACTED]	RV 9183	
ROLLOFF	[REDACTED]	5 [REDACTED]	RV 6436	

**Section 8 - Disposal Information**

Disposal Information collected within the City of Peoria boundaries.

Peoria Solid Waste Tonnage	Number of Peoria Solid Waste Customers	Disposal Site(s) of Solid Waste	Annual Recycling Tonnage Collected within Peoria	Number of Peoria Recycling customers	Disposal Site(s) of Recycling
unknown	1 - 99	City of Glendale	unknown	1 - 50	Bio Pafol

**Section 9**

Additional items that must be submitted with application

1. Provide evidence of public liability and property damage insurance in the required amount with the City as co-insured. Expiration date 3-9-14
2. Evidence of financial responsibility consisting of an audited annual financial report for the prior two years of applicant and a performance bond or letter of credit in an amount not less than \$1000.
3. Financial Statement by a Certified Public Accountant.
4. Provide a written statement of the applicant's previous experience in activities similar to those of the Solid Waste and Recycling Application.
5. A copy of agreement between the user(s) and the Solid Waste contractor.
6. A ten year application fee of \$500 and the annual license fee which is \$6,622.78 for 2013.

**Section 10**

Certification by authorized agent.

I certify that the information and statements made in this application are true and correct. I am aware that furnishing false information or omission of information on this application is sufficient cause to deny the issuance of a license. I further certify that I have read Section 22 and I understand that I will not be entitled to damages, of any kind, in the event that the Peoria Management determines Solid Waste/Recycling licenses will not be issued in the future. Applications for renewal shall be made at least 30 days prior to expiration of current license. I have attached all required documents in order for my application to be considered complete and accurate.

Richard Auerbach  
Print Name

[REDACTED]  
Signature of Applicant/Agent

7/24/13  
Date



# Auerbach Waste

Call Today!  
623-536-1015

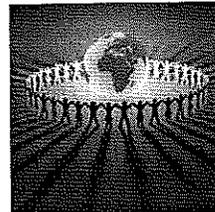


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The Auerbach family has been meeting the waste disposal needs of local, regional, and national companies since 1993. Our expertise and years of experience allows us to deliver the most comprehensive and cost effective waste and recycling program in the industry.

Meeting the needs of our clients is our top priority. We demonstrate that dedication through our hard work, reliability, commitment to quality, and efficiency.

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# City Council Calendar

Color Key:  
City Council

< April	<b>May 2015</b>					June >
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1	2
3	4	<b>5</b> <a href="#">Special City Council Meeting &amp; Study Session</a>  <a href="#">Regular City Council Meeting</a>	6	7	8	9
10	11	<b>12</b> <a href="#">Council Boards and Commissions Subcommittee</a>	13	14	15	16
17	18	<b>19</b> <a href="#">Special City Council Meeting &amp; Study Session</a>  <a href="#">Regular City Council Meeting</a>	20	21	22	23
24	25	26	27	28	29	30
31						



# City Council Calendar

Color Key:  
City Council

< May	June 2015					July >
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
	1	<b>2</b> <a href="#">Special City Council Meeting &amp; Study Session</a>  <a href="#">Regular City Council Meeting</a>	3	4	5	6
7	8	9	10	11	12	13
14	15	<b>16</b> <a href="#">Special City Council Meeting &amp; Study Session</a>  <a href="#">Regular City Council Meeting</a>	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

**CITY OF PEORIA, ARIZONA  
COUNCIL COMMUNICATION**

Agenda Item: RCM 20A

**Date Prepared: April 29, 2015**

**Council Meeting Date: May 5, 2015**

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**TO: Carl Swenson, City Manager**

**FROM: Lisa Estrada, Sustainability & Economic Efficiency Manager**

**SUBJECT: Earth Day Update**

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**Purpose:**

Lisa Estrada and John Sefton will present a debriefing on events that occurred throughout the month of April in celebration of Earth Day.

**Summary:**

On Saturday, April 18, the City of Peoria in partnership with the City of Glendale held the sixth annual River and Trail Clean Up event. In recognition of Earth Day, volunteers assisted with the cleanup of trash and debris along the New River trail system. This event was just one of many city-sponsored activities in the month of April. Other events included Bulk Trash Clean-up, Neighborhood Pride Projects, Household Hazardous Waste Collection, Operation Pill Drop-Off and Environmental Workshops.

**Contact Name and Number:** Lisa Estrada, (623) 773-7684