



MUNICIPAL OFFICE COMPLEX
8401 W. MONROE STREET
PEORIA, AZ 85345

**CITY COUNCIL REGULAR MEETING
NOTICE & AGENDA
Tuesday, December 7, 2010
7:00 PM
CITY COUNCIL CHAMBER**

CITY COUNCIL:

Mayor

Bob Barrett

Palo Verde District

Ron Aames, Vice Mayor

Acacia District

Vicki Hunt

Ironwood District

Dave Pearson

Mesquite District

Cathy Carlat

Pine District

Carlo Leone

Willow District

Joan Evans

City Manager

Carl Swenson

CONVENE:

PLEDGE:

ROLL CALL:

**FINAL CALL TO SUBMIT SPEAKER REQUEST
FORMS:**

PRESENTATION:

1. Mission Brief by Brigadier General J.D. Harris,
Luke Air Force Base.

CONSENT AGENDA

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

CONSENT – New Business:

1C Disposition of Absence

Discussion and possible action to excuse the absence of Councilmember Vicki Hunt from the Special City Council Meeting held at 5:00 p.m. on November 18, 2010.

2C Minutes

Discussion and possible action to approve the following minutes:

July 6, 2010 Study Session
July 6, 2010 Regular Meeting
August 17, 2010 Special Meeting
August 17, 2010 Regular Meeting

September 7, 2010 Special Meeting and Study Session
September 21, 2010 Joint Study Session Meeting
September 21, 2010 Special Meeting and Study Session
September 21, Regular Meeting
October 5, Special Meeting and Study Session

3C Appointments, Boards and Commissions

Discussion and possible action to approve the recommendations from the Council Subcommittee on Boards and Commissions Appointments pertaining to the following appointments and adopt the Resolutions as presented:

Adopt **RES. 2010-97** reappointing Leonard Spraker, as a regular member, to the Board of Adjustment to a term to expire December 2014;

Adopt **RES. 2010-98** reappointing David Demmer, as a regular member, to the Building Board of Appeals to a term to expire December 2014;

Adopt **RES. 2010-99** reappointing Craig Wismer, as a regular member, to the Citizens Commission on Salaries for Elected City Officials to a term to expire December 2014;

Adopt **RES. 2010-100** reappointing Gary Nelson, as a regular member, to the Historic Preservation Commission to a term to expire December 2014;

Adopt **RES. 2010-101** appointing Carla Carlson, as a regular member, to the Library Board to a partial term to expire June 2013;

Adopt **RES. 2010-102** reappointing Lisa Wakefield, as a regular member, to the Veterans Memorial Board to a term to expire December 2014; and

Adopt **RES. 2010-103** appointing Sean Proia, as a regular member, to the Youth Advisory Board to a partial term to expire June 2011.

4C Code Amendments, Chapters 2 and 25, Utility Deposits and Collection of Utility Service Charges

Discussion and possible action to adopt **Ord. 2010-35** amending the Peoria City Code (1992 Edition) Chapter 25 Sections 25-1, 25-119, 25-122 and Chapter 2, Sections 2-406, 2-407, 2-410, 2-224 and Table 2-224 regarding utility deposits and collection of utility service charges.

5C City of Peoria Police Supervisors (COPPS) Memorandum of Understanding (MOU), July 1, 2010 to June 30, 2013

Discussion and possible action to approve and authorize the Memorandum of Understanding (MOU) with the City of Peoria Police Supervisors (COPPS) for a two and one half-year contract for January 2011 through Fiscal Year 2013. (LCON12310)

6C Contract, Simmons Construction, LLC, Scotland Yard Neighborhood Park, 91st Avenue and Grand Avenue

Discussion and possible action to award a contract to Simmons Construction, LLC in the not-to-exceed amount of \$1,116,188.65 for the construction of the Scotland Yard Neighborhood Park. (Project No. CS00123, Solicitation No. P11-0027) (LCON12410)

7C Contract Amendment, Kimley-Horn and Associates, Inc., 91st Avenue and Olive Avenue Intersection Improvements

Discussion and possible action to approve Contract Amendment No. 5 with Kimley-Horn and Associates, Inc. for the 91st Avenue and Olive Avenue Intersection Improvement Project in the amount of \$28,622. (PW00245, P05-0064) (LCON07405E)

8C Amended Lease, KLOS Enterprise, LLC, Arizona Broadway Theatre

Discussion and possible action to authorize the City of Peoria to enter into an amended lease with KLOS Enterprise, LLC (Arizona Broadway Theatre) for the approximately four acres of real property owned by the City located at 7701 West Paradise Lane and authorize the City Manager to execute the lease documents. (ACON17903E)

9C Authorize Receipt of and Expenditure, Local Judicial Collection Enhancement Fund, Electronic Citation

Discussion and possible action to (a) authorize the receipt from the Arizona Administrative Office of the Courts of Local Judicial Collection Enhancement Fund in the amount of \$218,385 and any applicable sales tax for expansion of the E-citation to 90 patrol vehicles; (b) approve a budget transfer in the amount of \$218,385 from the Proposed Grant Contingency Account to the Local Judicial Collection Enhancement Fund IT Technology Systems Account; and (c) approve a budget transfer for applicable sales tax from the Proposed Grant Contingency Account to the Local Judicial Collection Enhancement Fund IT Technology Systems Account.

10C Annual Financial Report, Fiscal Year Ended June 30, 2010

Discussion and possible action to approve the Comprehensive Annual Financial Report, Single Audit Report and Management Letter for the Fiscal Year ended June 30, 2010.

11C Economic Development Investment Policy

Discussion and possible action to adopt the proposed Economic Development Investment Policy.

12C Maintenance Improvement District No. 1115, Vistancia Parcel C9, Trilogy Boulevard and Claret Cup Road

Discussion and possible action to approve the Petition for Formation and adopt **RES. 2010-104** intention and ordering formation of proposed Maintenance Improvement District No. 1115, Vistancia Parcel C9, located at Trilogy Boulevard and Claret Cup Road; and adopt **RES. 2010-105** ordering the improvements within the proposed Maintenance Improvement District.

13C Deeds and Easements, Various Locations

Discussion and possible action to adopt **RES. 2010-106** accepting deeds and easements for various real property interests acquired by the City and previously recorded by the Maricopa County Recorder's Office.

14C Irrigation Easement and Access Easement, Salt River Project, Osuna Park, 83rd Avenue and Washington Street

Discussion and possible action to adopt **RES. 2010-107** authorizing the City Manager to execute an Irrigation Easement and Access Easement necessary to allow the City to replace an existing irrigation pipe required by Salt River Project and grant ingress and egress to all utility companies for maintenance purposes.

15C Final Plat, Trilogy at Vistancia Parcel C12, Trilogy Boulevard and Vistancia Boulevard

Discussion and possible action to approve a Final Plat of Trilogy at Vistancia - Parcel C12, located on Trilogy Boulevard west of Vistancia Boulevard, subject to stipulations.

REGULAR AGENDA

NEW BUSINESS

16R Ground Lease, Salty Seniorita, 8011 West Paradise Lane

Discussion and possible action to authorize the City Manager to execute the First Amendment to the Ground Lease dated September 14, 2006, that would allow the City to approve a (Series 6) Bar Liquor License for the Salty Seniorita restaurant. (LCON09406A)

17R PUBLIC HEARING - Liquor License, Salty Seniorita Peoria, 8011 W. Paradise Lane

PUBLIC HEARING: RE: A Location and Person Transfer for an On-Sale All Liquor License (Series 06) for Salty Seniorita Peoria, located at 8011 W. Paradise Lane. Applicant: Randy D. Nations, LL#10007939.

Staff Report:

Open Public Hearing:

Public Comment:

Close Public Hearing:

COUNCIL ACTION: Discussion and possible action to recommend approval to the State Liquor Board for a Location and Person Transfer for an On-Sale All Liquor License (Series 06) for Salty Seniorita Peoria, located at 8011 W. Paradise Lane. Applicant: Randy D. Nations, LL#10007939.

18R Confirmation, City Manager's Appointment of City Clerk

Discussion and possible action to confirm the City Manager's appointment of Wanda Nelson as City Clerk, effective Wednesday, December 8, 2010.

19R Select Name for Community Park, Olive and 83rd Avenue

Discussion and possible action to adopt the recommended name for Community Park #2, located at Olive and 83rd Avenue.

CALL TO THE PUBLIC: (NON-AGENDA ITEMS)

Your comments pertaining to City Council business are welcome. However, 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 the City Manager:

1. Council Calendar
2. Reports with Presentation
 - a. Capital Improvement Program (CIP) End of Year Update
3. Informational (The following items are included for informational purposes only. There will be no separate discussion of these items unless a Councilmember so requests.)
 - a. Designation of Assured Water Supply for the City of Peoria

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, assistive listening devices or interpretation in languages other than English are available upon 72 hours advance notice through the Office of the City Clerk, 8401 West Monroe Street, Room 150, Peoria, Arizona 85345 (623)773-7340, TDD (623)773-7221, or FAX (623) 773-7304. To the extent possible, additional reasonable accommodations will be made available within the time constraints of the request.