



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

**CITY COUNCIL SPECIAL MEETING  
NOTICE & AGENDA  
Tuesday, January 18, 2011  
5:00 PM  
COUNCIL CHAMBER**

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**CONVENE:  
ROLL CALL:**

CITY COUNCIL:

Mayor

Bob Barrett

Mesquite District

Cathy Carlat, Vice Mayor

Acacia District

Tony Rivero

Ironwood District

Dave Pearson

Palo Verde District

Ron Aames

Pine District

Carlo Leone

Willow District

Joan Evans

City Manager

Carl Swenson

**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 RATIFICATION OF THE HOLDING OF A MEETING OF THE PUBLIC BODY IN VIOLATION OF THE OPEN MEETING LAW:**

**Pursuant to A.R.S. § 38-431.05:** Discussion and possible action to ratify the holding of a meeting of the public body in violation of the Open Meeting Law. All actions to be ratified from the January 4, 2011 Regular Council Meeting.

**Items to be ratified:**

- 1C Disposition of Absence

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

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- 2C Minutes

Discussion and possible action to approve the following minutes:

October 19, 2010 Study Session  
October 19, 2010 Regular Meeting  
October 22, 2010 Workshop  
November 16, 2010 Study Session  
November 16, 2010 Regular Meeting  
November 18, 2010 Special Meeting  
December 7, 2010 Special Meeting and Study Session  
December 7, 2010 Regular Meeting

- 3R Election of Vice Mayor

Discussion and possible action regarding the establishment of term of office, nomination and election of a Vice Mayor.

- 4R Election of Mayor Pro Tem

Discussion and possible action regarding the establishment of term of office, nomination and election of a Mayor Pro Tem to serve during the absence of both the Mayor and Vice Mayor. The Mayor Pro Tem will serve until the Mayor or Vice Mayor returns to the City of Peoria.

- 5C Appointment, Boards and Commissions

Discussion and possible action to approve the recommendation from the Council Subcommittee on Boards and Commissions Appointments pertaining to the following appointment and adopt the Resolution as presented:

Adopt RES. 2011-01 Reappointing Greg Loper, as a regular member, to the Planning and Zoning Commission to a term to expire December 2014.

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- 6C Code Amendment, Chapter 14, Signs

Discussion and possible action to concur with the Planning and Zoning Commission's recommendation to adopt ORD. 2011-01 amending Chapter 14 of the Peoria City Code (1977 Edition) by amending Article 14-34 "Signs" pertaining to Special Event Signs, Grand Opening Signs, and Flags.

- 7C Code Amendment, Chapter 14, Screening and Wall Standards

Discussion and possible action to concur with the Planning and Zoning Commission's recommendation to adopt ORD. 2011-02 amending Chapter 14 of the Peoria City Code (1977 Edition) by amending Section 14-3-4 and Section 14-3-5 with respect to screening and wall standards. (TA 10-0132)

- 8C Public Utility Easement, Cotton Crossing Road Improvements, Monroe Street and Grand Avenue Frontage Road

Discussion and possible action to adopt RES. 2011-02 authorizing the City Manager to execute a Public Utility Easement associated with the Cotton Crossing Road Improvements at Monroe Street and Grand Avenue Frontage Road. (EN00069)

- 9C Single Source Justification and Agreement, Advanced Public Safety, Electronic Ticket Citation System

Discussion and possible action to approve single-source justification and agreement with Advanced Public Safety to expand the current electronic ticket citation system for the Police Department's mobile data computers to allow police officers to electronically generate and submit citations to the Court. (LCON00111)

- 10C Establish 401(a) Money Purchase Plan with International City Management Association Retirement Corporation for City of Peoria Police Supervisors

Discussion and possible action to adopt RES. 2011-03 authorizing the City Manager to enter into agreement with the International City Management Association (ICMA) Retirement Corporation to provide a 401(a) Governmental Money Purchase Plan for the City of Peoria Police Supervisors (COPPS).

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- 11C Maintenance Improvement District No. 1091, Terramar Parcel 9B, 75th Avenue and Happy Valley Road

Discussion and possible action to approve the Petition of Formation and adopt RES. 2011-04 intention and ordering formation of proposed Maintenance Improvement District No. 1091, Terramar Parcel 9B, located on 75th Avenue and Happy Valley Road; and adopt RES. 2011-05 ordering the improvements within the proposed Maintenance Improvement District.

- 12C Street Light Improvement District No. 1046, Terramar Parcel 9B, 75th Avenue and Happy Valley Road

Discussion and possible action to approve the Petition of Formation, and adopt RES. 2011-06 intention and ordering formation of proposed Street Light Improvement District No. 1046, Terramar, located on 75th Avenue and Happy Valley Road; and adopt RES. 2011-07 ordering the purchase of electricity for lighting streets and parks within the proposed Street Light Improvement District.

- 13R Public Hearing - Liquor License, Safeway Food and Drug, Various locations

Public Hearing: Re: (a) Adding a New Sampling Privileges to an existing Liquor Store (Series 09) for Safeway Food & Drug, located at 28455 N. Vistancia Boulevard. Applicant: Janice Martin. LL#10010640; and (b) adding a New Sampling Privileges to an existing Liquor Store (Series 09) for Safeway Food & Drug, located at 10641 W. Olive Avenue. Applicant: Janice Martin, LL#15811.

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) Adding a New Sampling Privileges to an existing Liquor Store (Series 09) for Safeway Food & Drug, located at 28455 N. Vistancia Boulevard. Applicant: Janice Martin. LL#10010640; and (b) adding a New Sampling Privileges to an existing Liquor Store (Series 09) for Safeway Food & Drug, located at 10641 W. Olive Avenue. Applicant: Janice Martin, LL#15811.

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- 14R City Council 2011 Meeting Schedule

Discussion and possible action to adopt RES. 2011-08 approving the City Council meeting schedule of regular meetings, special meetings and study sessions for the 2011 calendar year.

**This ends items to be ratified.**

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

**Pursuant to A.R.S. § 38-431.03:** Discussion and possible action to authorize the holding of an Executive Session for the purpose of:

- a) Discussion and consultation with City Staff and the City Attorney pursuant to A.R.S. § 38-431.03(A)(7) regarding negotiations for the possible acquisition of an assignable purchase option to acquire real property known as Peoria Place generally located at the southeast corner of Monroe Street and 83rd Avenue for the purpose of developing a residential university campus.
- b) Discussion and consultation with City Staff and the City Attorney pursuant to A.R.S. § 38-431.03(A)(7) regarding the possible assignment and amendment of existing ground leases for city-owned property located at 7797 W. Paradise Lane and 8866 West Thunderbird Road (inside the Rio Vista Recreation Center).
- c) Discussion and consultation with City Staff and the City Attorney pursuant to A.R.S. § 38-431.03(A)(4) pertaining to proposed Long Term Disability Plan; and
- d) Discussion and consultation with City Staff and the City Attorney pursuant to A.R.S. § 38-431.03(A)(3) for legal advice on pending litigation involving the following:
  - Demeree vs. City of Peoria, Arizona
  - Brinks vs. City of Peoria, Arizona
  - Dodds vs. City of Peoria, Arizona
  - City of Peoria, Arizona vs. Larry & Jeff, LP, et al.

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## 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.