



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

**CITY COUNCIL REGULAR MEETING
NOTICE & AGENDA
Tuesday, September 20, 2011
7:00 PM
CITY COUNCIL CHAMBER**

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

CONVENE:

PLEDGE:

ROLL CALL:

FINAL CALL TO SUBMIT SPEAKER REQUEST FORMS:

PRESENTATION:

1. Certificate of Appointment to the following Board and Commission member who was appointed by Resolution at the September 6, 2011 City Council meeting:

Michael Evans appointed to the Library Board

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 Minutes

Discussion and possible action to approve the minutes of:

September 6, 2011 Special and Study Session Meeting

September 6, 2011 Regular Meeting

September 9, 2011 Council Workshop Meeting

September 13, 2011 Special and Study Session Meeting

2C Contract, Greater Phoenix Economic Council, Economic Development Activities

Discussion and possible action to authorize the City Manager to renew the service contract with the Greater Phoenix Economic Council for Fiscal Year 2012.

3C Grant, Library Services and Technology Act, Main Library

Discussion and possible action to: a) accept a Library Services and Technology Act Grant; and b) approve a budget transfer from the Proposed Grant Contingency Account to the Office Equipment and Furniture Program Account in the amount of \$8,180.

4C Grant, Target, Craft Supplies, Sunrise Mountain Library

Discussion and possible action to: a) accept a grant from Target for craft supplies to be used at Sunrise Mountain Library; and b) approve a budget transfer from the Proposed Grant Contingency Account to the Recreation Supplies Account in the amount of \$2,000.

5C Agreement, Water Service Termination and Sharing of Information, Water Consumption with Arizona American Water Company

Discussion and possible action to approve an Agreement for Water Service Termination and Sharing of Information regarding Water Consumption with Arizona American Water Company.

6C Lease Agreement, Lighthouse Apostolic Ministries, City Owned Property, 83rd Avenue and Washington Avenue

Discussion and possible action to authorize the City Manager to sign a new lease agreement with Lighthouse Apostolic Ministries for city owned property on 83rd Avenue and Washington Avenue.

7C Intergovernmental Agreement, Arizona Department of Transportation, Federal Highway Administration Pilot Test Version of the Sustainable Highways Self-Evaluation Tool (INVEST)

Discussion and possible action to approve an Intergovernmental Agreement with the State of Arizona, Department of Transportation for the Federal Highway Administration INVEST Project.

8C Memorandum of Understanding, Maricopa County, United States Department of Justice Edward Byrne Memorial Justice Assistance Grant

Discussion and possible action to: a) enter into a Memorandum of Understanding with Maricopa County in order to accept a pass-through grant award from the United States Department of Justice's Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$27,193 for the purchase of tasers and holsters for use by the Police Department; and b) approve a budget transfer in the amount of \$27,193 from the Proposed Grants Contingency Account to the Justice Assistance Grant Award Account for weapons and accessories.

9C Right-of-Way Acquisitions, Lake Pleasant Parkway - Westwing Parkway to Loop 303

Discussion and possible action to adopt **RES. 2011-91** authorizing the acquisition of property on Lake Pleasant Parkway from Westwing Parkway to Loop 303 to accommodate street widening improvements by donation, outright purchase or the exercise of the power of eminent domain and declaring an emergency.

10C Budget Amendments, Fiscal Year 2011

Discussion and possible action to approve Fiscal Year 2011 year end budget amendments.

REGULAR AGENDA

NEW BUSINESS

11R PUBLIC HEARING - Liquor License, Various Locations

PUBLIC HEARING: RE: a) A New Restaurant Liquor License (Series 12) for Johnny Fox's Public House, located at 16100 N. Arrowhead Fountain Center, Randy D. Nation, Applicant, LL#20002201; b) A New Restaurant Liquor License (Series 12) for Smashburger #07, located at 9918 W. Happy Valley Road #1030, Andrea D. Lewkowitz, Applicant, LL#20003190; and c) A Location and Person Transfer for an On-Sale Wine & Beer Liquor License (Series 07) located at 10299 W. Carefree Highway, Kevin Montgomery, Applicant, LL#20003389.

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) A New Restaurant Liquor License (Series 12) for Johnny Fox's Public House, located at 16100 N. Arrowhead Fountain Center, Randy D. Nation, Applicant, LL#20002201; b) A New Restaurant Liquor License (Series 12) for Smashburger #07, located at 9918 W. Happy Valley Road #1030, Andrea D. Lewkowitz, Applicant, LL#20003190; and c) A Location and Person Transfer for an On-Sale Wine & Beer Liquor License (Series 07) located at 10299 W. Carefree Highway, Kevin Montgomery, Applicant, LL#20003389.

12R PUBLIC HEARING - Annexation, Lake Pleasant Parkway and Mariposa Grande Drive

PUBLIC HEARING: Proposed annexation of approximately 1.23 acres of privately-owned property located west of the southwest corner of Lake Pleasant Parkway and Mariposa Grande Drive. (ANX11-0002)

Staff Report:
Open Public Hearing:
Public Comment:
Close Public Hearing:

COUNCIL ACTION: No Council action required.

13R PUBLIC HEARING - Annexation, 83rd Avenue and Banff Lane

PUBLIC HEARING: Proposed annexation of approximately 2.08 of privately-owned property located at the northeast corner of 83rd Avenue and Banff Lane. (ANX11-0001)

Staff Report:
Open Public Hearing:
Public Comment:
Close Public Hearing:

COUNCIL ACTION: No Council action required.

14R Annexation, Pinnacle Peak Road and Lake Pleasant Parkway

Discussion and possible action to adopt **ORD. 2011-18** approving the annexation of approximately 2.49 acres located north of the intersection of Pinnacle Peak Road and Lake Pleasant Parkway. (ANX10-0270)

15R Rezoning, 75th Avenue and Jomax Road

Discussion and possible action to concur with the Planning & Zoning Commission to adopt **ORD. 2011-19** rezoning approximately 1,262 gross acres of property, generally located at the northeast and southwest corners of Jomax Road and 75th Avenue (alignment), from General Agricultural (AG) to Planned Community District (PCD). (Z 08-02)

16R Local Historic Landmark Designation, Palo Verde Ruin Historic Landmark Designation

Discussion and possible action to concur with the Historic Preservation Commission and the Planning & Zoning Commission to adopt **ORD. 2011-20** designating the described portion of the Palo Verde Ruin as a Peoria Local Historic Landmark having Historic Preservation Overlay Zoning and placing it on the Peoria Register of Historic Places.

17R Budget Amendment, Economic Development Job Fair

Discussion and possible action to approve a budget amendment in amount of \$1,370 from the Economic Development Fund Contingency Account to the Economic Development Fund Community Promotions Account to be used for the job fair on October 12, 2011.

18R Adoption, City Council Policy 1-10, Council Subcommittees

Discussion and possible action to adopt the City Council Policy pertaining to Council Subcommittees.

19R Amendment, City Council Policy 1-8, Evaluation Format, Charter Officers

Discussion and possible action to amend Council Policy 1-8 pertaining to the Evaluation Format for Charter Officers.

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. City of Peoria Partner Agency Assistance Policy
 - b. Legislative 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. Energy Efficiency and Conservation Block Grant Program

**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.