

MINUTES OF THE PEORIA CITY COUNCIL

CITY OF PEORIA, ARIZONA

PINE CONFERENCE ROOM

May 10, 2011

A **Special Meeting and 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 5:01 p.m.

After a moment of silent reflection, Councilmember Leone led the pledge of allegiance.

Members Present: Mayor Bob Barrett, Vice Mayor Cathy Carlat; Councilmembers Carlo Leone, Dave Pearson, and Tony Rivero.

Members Absent: Councilmembers Ron Aames and Joan Evans.

Other Municipal Officials Present: Carl Swenson, City Manager; Susan Daluddung, Deputy City Manager; Susan Thorpe, Deputy City Manager; Steve Kemp, City Attorney; Wanda Nelson, City Clerk; Scott Whyte, Economic Development Services Director; Andy Granger, Engineering Director; Brent Mattingly, Finance Director; Chris Jacques, Interim Planning and Community Development Director; Roy Minter, Police Chief; Rocky Smith, Deputy Police Chief; Wynette Reed, Human Resources Director; Claudia Lujan, Assistant to the City Manager.

Audience: Approximately 10 members of the public were present.

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

CONSENT AGENDA

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

Motion was made by Vice Mayor Carlat, seconded by Councilmember Leone to approve the Consent Agenda.

Upon vote, the motion carried unanimously 5 to 0.

1C Authorization to Hold an Executive Session

Pursuant to A.R.S. § 38-431.03: Authorized the holding of an Executive Session for the purpose of:

- a) Consultation with legal counsel regarding the possible acquisition of real property located in the vicinity of 83rd Avenue and Mariners Way for a public purpose. (Pursuant to A.R.S. § 38-431.03(A)(7)).b) Discussion with Legal Counsel for legal advice pertaining to the City's position on a proposed Economic Development Incentive and Investment Agreement pursuant to the City's Economic Development Incentive and Investment Policy (EDIIP) with an undesignated applicant that proposes to establish a commercial business operation in the vicinity of Thunderbird Road and the Loop 101. (Pursuant to A.R.S. § 38-431.03(A)(4)).

STUDY SESSION AGENDA

Subjects for Discussion Only:

1. The Meadows Community Facilities District (CFD)

Susan Daluddung, Deputy City Manager, noted tonight's discussion would provide an update to the Meadows CFD Application. Chris Jacques, Interim Planning and Community Development Director, reviewed the Land Use Plan. Steve Kemp, City Attorney, discussed the legal framework regarding this application, the impact of Arizona State Trust Land Ownership, the assessment process, and other legal issues involved. Michael Cafiso, the City's Bond Counsel, provided an overview of the formation of the CFD, including bonding capacity and impact, length and cost of obligation on property owner, risk profile, and the management of collections and cost recovery. The pros and cons of this District were presented, in addition to the options for Council's consideration. Representatives for the applicant were present and outlined the proposed amenities of this community.

It was the consensus of Council to direct staff to proceed with the acceptance of this revised application, with the requirement that the benefits to future district residents are guaranteed and quantified.

2. Home Detention

Mr. Kemp noted that Arizona statute permits home detention to be used by municipalities for misdemeanor offenses. A discussion ensued regarding the benefits and problems of home detention, implementation, City and vendor responsibilities, Community and Court benefits.

It was the consensus of Council to direct the City Attorney to prepare an enabling ordinance for Council's consideration.

CALL TO THE PUBLIC: (NON-AGENDA ITEMS)

None.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 6:39 p.m.

Bob Barrett, Mayor

ATTEST:

Wanda Nelson, City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct summary of the proceedings of the Special Meeting and Study Session of the City Council of Peoria, Arizona held on the 10th day of May, 2011. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 21st day of June, 2011.

(Seal)

Wanda Nelson, City Clerk