

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
COUNCIL CHAMBER
August 23, 2011

A **Regular and Study Session 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.

Following a moment of silent reflection, Vice Mayor Carlat led the Pledge of Allegiance.

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

Members Absent: None

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; Andy Granger, Engineering Director; John Imig, Information Technology Director; Chris Jacques, Planning and Community Development Director; Bo Larsen, Public Information Manager; Bill Mattingly, Public Works and Utilities Director; Brent Mattingly, Finance Director; Roy Minter, Police Chief; Wynette Reed, Human Resources Director; Jeff Tyne, Interim Community Services Director; Scott Whyte, Economic Development Services Director; Claudia Luján, Assistant to the City Manager; Rhonda Geriminsky, Chief Deputy City Clerk.

Audience: Approximately 25 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:

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

CONSENT – New Business:

1C Disposition of Absence

Excused the absence of Councilmember Joan Evans from the Special City Council Meeting and Study Session held at 5:00 p.m. on July 5, 2011.

2C Minutes

Approved the following minutes:

June 21, 2011 Special Meeting and Study Session
June 21, 2011 Regular Meeting
July 5, 2011 Special Meeting and Study Session
July 5, 2011 Regular Meeting

3C Grant, Peoria Police Department, Department of Public Safety Victims of Crime Act (VOCA)

- a) Accepted \$42,946 from the Arizona Department of Public Safety (DPS) Victims of Crime Act (VOCA) for Peoria's participation in the Crime Victim Assistance Grant Program; and
- b) Approved a budget adjustment of \$42,946 from the Proposed Grants Contingency account to the Victims of Crime Act (VOCA) Grant account for salary and wages.

4C Deeds and Easements, Various Locations

RESOLUTION NO. 2011-87

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.

Adopted **RES. 2011-87** accepting Deeds and Easements for various Real Property interests acquired by the City and previously recorded by the Maricopa County Recorder's Office.

5C Easement, Public Water Line, Scotland Yard Neighborhood Park

RESOLUTION NO. 2011-85

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, AUTHORIZING THE GRANTING OF A WATER LINE EASEMENT TO THE PUBLIC FOR A 12 INCH WATER TRANSMISSION LINE RELATED TO THE DEVELOPMENT OF SCOTLAND YARD NEIGHBORHOOD PARK AT SCOTLAND AVENUE AND THE LOOP 101 FREEWAY.

Adopted **RES. 2011-85** authorizing the City Manager to execute a Public Water Line Easement within Scotland Yard Neighborhood Park located on the south side of Scotland Avenue adjacent to the Loop 101 Freeway.

6C Easement, Public Utility, Community Park 2, 83rd Avenue and Olive Avenue

RESOLUTION NO. 2011-84

RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA, AUTHORIZING THE GRANTING OF A PUBLIC UTILITY EASEMENT TO THE PUBLIC RELATED TO THE DEVELOPMENT OF COMMUNITY PARK 2 LOCATED AT THE SOUTHEAST CORNER OF 83RD AND OLIVE AVENUES.

Adopted **RES. 2011-84** authorizing the City Manager to execute a Public Utility Easement adjacent to Community Park 2 which is located at the Southeast Corner of 83rd and Olive Avenues.

7C Right of Way Acquisition, 103rd Avenue and Butler Drive

RESOLUTION NO. 2011-83

A RESOLUTION OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA DECLARING A PUBLIC USE; AUTHORIZING AND DIRECTING THE CITY ATTORNEY TO ACQUIRE ON BEHALF OF THE CITY OF PEORIA FOR PUBLIC PURPOSES ALL INTEREST IN CERTAIN DESCRIBED REAL PROPERTY IN THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA (IDENTIFIED GENERALLY AS PARCEL NO. 142-61-002L), IN ORDER FOR THE CITY TO PROPERLY MAINTAIN THE PROPERTY AND FOR OTHER PUBLIC PURPOSES; AND DECLARING AN EMERGENCY.

- a) Adopted **RES. 2011-83** authorizing the acquisition of a strip of land for the widening of 103rd Avenue between Northern Avenue and Olive Avenue through a Quiet Title action to be filed by the City Attorney's office; and
- b) Approved a budget adjustment in the amount of \$30,000 from General Fund Contingency to the General Fund Non-Departmental Property Taxes Account.

8C Abandonment of City Interest, Federal Patent Easements, Yearling Road and 94th Avenue Alignment

RESOLUTION NO. 2011-86

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA FINDING THAT CERTAIN PUBLIC RIGHTS-OF-WAY DEDICATED TO THE PUBLIC

BY THE UNITED STATES OF AMERICA FOR ROADWAY AND PUBLIC UTILITIES TO BE UNNECESSARY TO CITY PURPOSES AND NO LONGER REQUIRED TO BE RETAINED BY THE CITY AND DIRECTING THAT SUCH UNNECESSARY PUBLIC RIGHTS-OF-WAY BE DISPOSED OF IN THE MANNER PROVIDED BY LAW AND DECLARING AN EMERGENCY.

Adopted **RES. 2011-86** authorizing the abandonment of City interest in a portion of two existing Federal Patent Easements for Roadway and Public Utilities, as recorded in Docket 2984, Page 108 and Docket 3037, Page 491; located south of Yearling Road at the 94th Avenue alignment.

9C Final Plat, Trilogy at Vistancia Parcel C4, Vistancia Boulevard and Trilogy Boulevard

Approved a Final Plat of Trilogy at Vistancia Parcel C4, located on Vistancia Boulevard and Trilogy Boulevard, subject to stipulations.

10C Re-Plat of Vistancia Marketplace II Parcel A24, Vistancia Boulevard and El Mirage Road

Approved a Re-Plat of Vistancia Marketplace II Parcel A24, located on Vistancia Boulevard and El Mirage Road, subject to stipulations.

11C New River Utility Company Temporary Water Service Agreement

Approved a Temporary Water Service Agreement with The New River Utility Company enabling the City to provide temporary water to the New River Utility Company in emergency situations.

12C Intergovernmental Agreement, Peoria Unified School District, School Resource Officers

Authorized the City Manager to execute an Intergovernmental Agreement between the Peoria Unified School District and the City of Peoria to assign three Peoria Police Officers to the campuses of Centennial, Peoria and Sunrise Mountain High Schools as School Resource Officers.

13C Annual Investment Report for the Year Ended June 30, 2011

Reviewed and accepted the Annual Investment Report for the Year Ended June 30, 2011.

14C 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) Discussion with legal counsel for legal advice on appeal of Solberg vs. Arizona State Retirement System. (Pursuant to A.R.S § 38-431.03(A)(3)).
- b) Discussion with legal counsel for legal advice on Brinks vs. Cities of Phoenix and Peoria. (Pursuant to A.R.S. § 38-431.03(A)(3)).

STUDY SESSION AGENDA

Subjects for Discussion Only:

1. Proposed Entertainment District Identity Creation, Pedestrian Connectivity, Signage, and Redevelopment Projects

Scott Whyte, Economic Services Director, provided an overview of the Peoria Entertainment District project with respect to identity, signage, connectivity and redevelopment opportunities. Mr. Whyte introduced Mike Oliver, Developer, and Cameron Mills of Osage West, LLC; Bob Pitre, Chief Financial Officer, Osage, LLC; and Matt Lamont of Raintree Design Group.

Mr. Whyte provided information regarding:

- Economic development implementation strategies
- District design principles
- Feasibility
- Investment in the district

Mr. Lamont provided an update regarding mixed-use redevelopment. Mr. Lamont provided information regarding:

- Incorporating the redevelopment project into the district design
- Osage West project concept

Mr. Whyte discussed the need for parking and the options for funding the parking structure. Mr. Whyte provided background regarding:

- Initial parking issues
- Opportunities for art
- Elevation

Discussion ensued regarding:

- Parking lot structures that include onsite parking garages as well as parking adjacent to Harkins Theatres
- Consumer acceptance of parking lots
- Parking structure design
- Art on parking structure
- Traffic flow on 83rd Avenue

Mr. Whyte discussed entertainment district identity options and sign concepts. The following information was discussed:

- Why identity is so important
- Identity options considered
- District signage
- Intra-District digital signs
- Digital sign placements on Loop 101
- 83rd Avenue bridge treatment
- Pedestrian connectivity
- Paradise Lane concepts
- Next steps

Discussion ensued regarding:

- Cost of the entertainment district development implementation
- Land leasing agreements
- Project funding options
- Project phases

6:40 p.m. Council recessed for a short break.

6:48 p.m. Council resumed.

2. Council Subcommittees

Susan Thorpe, Deputy City Manager, presented information regarding Council Subcommittees. Ms. Thorpe provided background regarding Council Subcommittees and the next steps in the process. Ms. Thorpe outlined the staff's proposed Council Policy.

Discussion ensued regarding:

- Staff's Proposed Council Policy
- Government transparency
- Duties of subcommittees
- Determination of policy issues
- Benefits of subcommittees

- Public participation
- Frequency of policy issues before Council
- Subcommittee processes
- Staffing considerations
- Citizen involvement on subcommittees

Consensus of the Council was to postpone further discussion regarding Council Subcommittees for a future meeting.

CALL TO THE PUBLIC: (NON-AGENDA ITEMS)

Richard Feyrer addressed Council regarding Council Subcommittees.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 9:00 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 Regular Meeting of the City Council of Peoria, Arizona held on the 23rd day of August, 2011. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 6th day of September, 2011.

(Seal)

Wanda Nelson, City Clerk