

MINUTES OF THE PEORIA CITY COUNCIL
CITY OF PEORIA, ARIZONA
CITY COUNCIL CHAMBER
December 6, 2011

A **Regular Meeting** of the City Council of the City of Peoria, Arizona was convened at 8401 West Monroe Street in open and public session at 7:00 p.m.

Following a moment of silent reflection, Councilmember Evans 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; Claudia Lujan, Interim Human Resources Director; Stacy Irvine, Interim Fire Chief; Jeff Tyne, Interim Community Services Director; Corina Russo, Assistant to the City Manager; Linda Blas; Deputy City Clerk.

Audience: Approximately 30 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:

1. Recognition of Honorees Receiving City Manager Excellence Awards

Susan Thorpe, Deputy City Manager, announced that the winner of the Community Involvement Award was the PACE Planning Committee: Tracey Booth, Claudia Lujan, Lyman Locket, and Mindy Russell.

Ms. Thorpe announced that the winner of the Diversity Award was the Diversity Committee for designing and implementing the Diversity Film Series. Members of the Diversity Committee are: Blanca Armenta, Ben Arroyo, Michael Ashley, C.J. Blackwell, Barbara DeRuiter, Claudia Lujan, Brenda Urias, and Lyman Locket.

Carl Swenson, City Manager, announced that the Efficiency Award was presented to the Pavement Marking Crew: Mike Jones, Kelly Lehner, Robert Lucarini, Jaime Padron, Victor

Avina, Joe Anzar, Richard Marczyk, Joseph Stapleton, Juan Arreola, Juan Perdomo, Domingo Cadena, and Brandon Forrey.

Susan Daluddung, Deputy City Manager, announced that the winner of the Sustainability Award was presented to the planning team for the new Municipal Court building construction: Ed Striffler, Judge George Anagnost, Dan Davis, Brenda Jordan, Steve Burg, and Dan Lorti.

Mr. Swenson announced that Tim Eiden was the recipient of the Distinguished Service Award for implementation of the fire education program, community outreach and promoting the City of Peoria beyond the scope of his current job duties.

2. Maricopa Association of Governments, Salt Lake City Multimodal Transit System Tour

Marc Pearsall, Transit Planner for the Maricopa Association of Governments, provided a brief overview of the Utah Transit Authority multimodal transit system tour.

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 Aames, seconded by Councilmember Leone, to approve the Consent Agenda. Upon vote, the motion carried unanimously 7 to 0.

CONSENT – New Business:

1C Minutes

Approved the following:

Special Meeting and Study Session Minutes - November 15, 2011

Regular Meeting Minutes - November 15, 2011

2C Agreement, Barcelona Partners, LLC, Vistancia South, LLC, Concerning Repayment Zone RZST-0702

Approved Agreement of City of Peoria, Barcelona Partners, LLC, Vistancia South, LLC, to address the future of the Repayment Zone and Impact Fee Credits.

3C Grant Acceptance, Grant In Kind, Arizona State Library, Archives and Public Records, Peoria Public Libraries

Approved the acceptance of the Recipient Agreement of the Broadband Technology Opportunities Program Round 2 Grants and transfer ownership of two computers, monitors and printers from the Arizona State Library, Archives and Public Records to City of Peoria branch libraries. This request will address the increased demand by job seekers on local libraries as a local resource where patrons can utilize internet access to search for and/or apply for jobs and improve job related skills.

4C Code Amendment, Chapter 9, Fire Prevention and Protection, Fireworks, Automatic Expiration Date

ORDINANCE NO. 2011- 26

AN ORDINANCE OF THE CITY OF PEORIA MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA AMENDING ORDINANCE NO. 2010-33 BY REPEALING SECTION 9 OF THE ORDINANCE IN ITS ENTIRETY; AND PROVIDING FOR SEVERABILITY AND DECLARING AN EMERGENCY.

Adopted **ORD. 2011-26** amending Chapter 9 of the Peoria City Code (1992 Edition) deleting the automatic expiration date pertaining to fireworks and declaring an emergency.

5C Partial Assignment and Assumption, Annexation Agreement and Consent, City of Peoria, Johnson Bank and Empire Group, Four Parcels Located Northwest of Jomax and Dysart Roads

Authorized a Partial Agreement and Assumption of Annexation Agreement and Consent for four Parcels located Northwest of Jomax and Dysart Roads.

6C Assignment, Assumption and Transfer of Ownership, Cable Television Agreement, Qwest Broadband Services, Inc. and Century Link, Inc.

Authorized an Assignment, Assumption and Transfer of the ownership of the Cable Television Agreement with Qwest Broadband Services, Inc. to Century Link, Inc.

7C Final Plat, 107th Avenue and Olive Avenue (Express Car Wash)

Approved a Final Plat of 107th Avenue and Olive Avenue, located on the southwest corner of 107th Avenue and Olive Avenue, subject to stipulations.

8C Comprehensive Annual Financial Report, Single Audit, and Management Letter for the Fiscal Year Ended June 30, 2011

Received and filed the Comprehensive Annual Financial Report, Single Audit, and Management Letter for the Fiscal Year Ended June 30, 2011

9C Memorandum of Understanding, U.S. Postal Inspection Service (USPIS), Peoria Police Department

- (a) Authorized a Memorandum of Understanding between the Peoria Police Department and the U.S. Postal Inspection Service; and
- (b) Approved a budget amendment of \$30,000 from the Proposed Grants Contingency Account to the USPIS Fund Account to provide expenditure authority.

REGULAR AGENDA

NEW BUSINESS

10R PUBLIC HEARING - Liquor Licenses, Beaugard Food Co., located at 16041 North Arrowhead Fountain Center Drive and The Tasting Room, located at 28465 North Vistancia Boulevard #103

Staff Report/Public Comment:

Brent Mattingly, Finance Director, reported that the properties were posted in accordance with Arizona law, all fees were paid, all reviewing Departments recommended approval, and no comments were received from the public.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on requests for the following:

- a) A New Restaurant Liquor License (Series 12) for Beaugard Food Co., located at 16041 North Arrowhead Fountain Center Drive, Randy D. Nations, Applicant, LL#20003355;
- b) A Person to Person Transfer for an On-Sale Beer and Wine Liquor License (Series 07) for The Tasting Room located at 28465 North Vistancia Boulevard #103, Nancy B. Fitzgerald, Applicant, LL#20003200; and
- c) A New Wine and Beer Liquor License (Series 10) for The Tasting Room located at 28465 North Vistancia Boulevard #103, Nancy B. Fitzgerald, Applicant, LL#20003200.

Having no requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Councilmember Aames, seconded by Councilmember Leone, to recommend approval to the State Liquor Board for:

- a) A New Restaurant Liquor License (Series 12) for Beauregard Food Co., located at 16041 North Arrowhead Fountain Center Drive, Randy D. Nations, Applicant, LL#20003355;
- b) A Person to Person Transfer for an On-Sale Beer and Wine Liquor License (Series 07) for The Tasting Room located at 28465 North Vistancia Boulevard #103, Nancy B. Fitzgerald, Applicant, LL#20003200; and
- c) A New Wine and Beer Liquor License (Series 10) for The Tasting Room located at 28465 North Vistancia Boulevard #103, Nancy B. Fitzgerald, Applicant, LL#20003200.

Upon vote, the motion carried unanimously 7 to 0.

11R PUBLIC HEARING - General Plan Amendment, Land Use Map, Land Use Element, Growth Areas Element, North Valley Specific Area Plan, Sports Complex Mixed Use

RESOLUTION NO. 2011-115

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA REPEALING THE NORTH VALLEY SPECIFIC AREA PLAN AND AMENDING THE LAND USE ELEMENT, THE LAND USE MAP AND THE GROWTH AREAS ELEMENT OF THE PEORIA GENERAL PLAN FOR THE CITY OF PEORIA, ARIZONA; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Staff Report/Public Comment:

Ed Boik, Planner, reported on the request to amend the General Plan by repealing the North Valley Specific Area Plan, amending the Land Use Element and the Growth Areas Element, and amending the General Plan Land Use Map by re-designating approximately 570 gross acres located south of Bell Road, north of Skunk Creek, east of Loop-101, and west of 73rd Avenue from Regional Commercial, Community Commercial and Public/Quasi-Public to Sports Complex Mixed Use.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend the General Plan by repealing the North Valley Specific Area Plan, amending the Land Use Element and the Growth Areas Element, and amending the General Plan Land Use Map by re-designating approximately 570 gross acres located south of Bell Road, north of Skunk Creek, east of Loop-101, and west of 73rd Avenue from Regional Commercial, Community Commercial and Public/Quasi-Public to Sports Complex Mixed Use.

Having no requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Councilmember Evans, seconded by Councilmember Aames, to concur with the Planning and Zoning Commission's recommendation and adopt **RES. 2011-115** approving an amendment to the General Plan by repealing the North Valley Specific Area Plan, amending the Land Use Element and the Growth Areas Element, and amending the General Plan Land Use Map by re-designating approximately 570 gross acres located south of Bell Road, north of Skunk Creek, east of Loop-101, and west of 73rd Avenue from Regional Commercial, Community Commercial and Public/Quasi-Public to Sports Complex Mixed Use.

Upon vote, the motion carried unanimously 7 to 0.

12R PUBLIC HEARING - General Plan Amendment, Land Use Map, Crossings at Arrowhead

RESOLUTION NO. 2011-116

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AMENDING THE MUNICIPAL PLANNING BOUNDARY AREA AND THE LAND USE MAP OF THE PEORIA GENERAL PLAN FOR THE CITY OF PEORIA, ARIZONA; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Staff Report/Public Comment:

Ed Boik, Planner, reported on the request to amend the municipal planning area boundary to include a recently annexed 16 acre parcel; and exclude a recently deannexed 4 acre parcel; and recognize the 16 acre annexed parcel as High-Density Residential (15+ du/ac, target 18 du/ac) and the portion of the parcel within the New River as Water, as illustrated

on the voter-ratified 2010 General Plan Land Use Map. The affected area is generally located at the SWC of Beardsley Road and the Loop 101.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend the municipal planning area boundary to include a recently annexed 16 acre parcel; and exclude a recently deannexed 4 acre parcel; and recognize the 16 acre annexed parcel as High-Density Residential (15+ du/ac, target 18 du/ac) and the portion of the parcel within the New River as Water, as illustrated on the voter-ratified 2010 General Plan Land Use Map. The affected area is generally located at the SWC of Beardsley Road and the Loop 101.

Having no requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Councilmember Rivero, seconded by Vice Mayor Carlat, to concur with the Planning and Zoning Commission's recommendation and adopt **RES. 2011-116** approving an amendment to the General Plan Land Use Map by amending the Municipal Planning Boundary Area and designating approximately 16 gross acres located south of Beardsley Road and east of 81st Avenue as High Density Residential (15+ du/ac, target 18 du/ac) and Water.

Upon vote, the motion carried unanimously 7 to 0.

13R PUBLIC HEARING - General Plan Amendment, Chapter 14 Plan Administration, Major General Plan Amendment and Notification Criteria

RESOLUTION NO. 2011-117

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AMENDING THE PLAN ADMINISTRATION ELEMENT OF THE PEORIA GENERAL PLAN FOR THE CITY OF PEORIA, ARIZONA; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Staff Report/Public Comment:

Chris Jacques, Planning and Community Development Director, reported on the request to amend Chapter 14 Plan Administration of the General Plan by amending the Major General Plan Amendment and notification criteria.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend Chapter 14 Plan Administration of the General Plan by amending the Major General Plan Amendment and notification criteria.

Having no requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Vice Mayor Carlat, seconded by Councilmember Aames, to concur with the Planning and Zoning Commission's recommendation and adopt **RES. 2011-117** approving an amendment to Chapter 14 Plan Administration of the General Plan regarding the criteria used for amending the General Plan, notification of amendments and plan implementation. (GPA 11-0008)

Upon vote, the motion carried unanimously 7 to 0.

14R PUBLIC HEARING - General Plan Amendment, General Plan Circulation Element Text and Map Revisions

RESOLUTION NO. 2011-121

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AMENDING THE CIRCULATION ELEMENT OF THE PEORIA GENERAL PLAN FOR THE CITY OF PEORIA, ARIZONA; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Staff Report/Public Comment:

Shawn Kreuzwiesner, Utilities Engineering Manager, reported on the request to amend the General Plan Circulation Element, including the Circulation Plan Map pertaining to the City's transportation systems. (GPA 11-0004)

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend the General Plan Circulation Element, including the Circulation Plan Map pertaining to the City's transportation systems. (GPA 11-0004)

Joe McCord addressed Council concerning Beardsley Road once the new truck route is opened.

Having no further requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Vice Mayor Carlat, seconded by Councilmember Aames, to concur with the Planning and Zoning Commission's recommendation and adopt **RES. 2011-121** amending the General Plan Circulation Element, including the Circulation Plan Map pertaining to the City's transportation systems. (GPA 11-0004)

Upon vote, the motion carried unanimously 7 to 0.

15R PUBLIC HEARING - General Plan Amendment, Land Use Element, Saddleback Heights Specific Area Plan, State Route 74, 123rd Avenue and 163rd Avenue

RESOLUTION NO. 2011-118

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA APPROVING A MAJOR SPECIFIC AREA PLAN AMENDMENT FOR THE SADDLEBACK HEIGHTS MASTER PLANNED COMMUNITY (FORMERLY GPA 01-05) LOCATED SOUTH OF SR 74 GENERALLY BETWEEN 123RD AVENUE AND 163RD AVENUE WITHIN THE CITY OF PEORIA, ARIZONA; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Staff Report/Public Comment:

Adam Pruet, Senior Planner, reported on the request to amend an existing Specific Area Plan and Chapter 2 Land Use Map of the General Plan by amending the Saddleback Heights Specific Area Plan.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend an existing Specific Area Plan and Chapter 2 Land Use Map of the General Plan by amending the Saddleback Heights Specific Area Plan.

Having no requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Vice Mayor Carlat, seconded by Councilmember Aames, to concur with the Planning and Zoning Commission's recommendation and adopt **RES. 2011-118** approving an amendment to the existing Specific Area Plan for approximately 5,296 gross acres of property, generally located between 123rd Avenue and 163rd Avenue south of State Route 74. (GPA 11-0009)

Upon vote, the motion carried unanimously 7 to 0.

16R PUBLIC HEARING - General Plan Amendment, Land Use Map, Arizona State Trust Land, Loop 303 Freeway

RESOLUTION NO. 2011-120

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AMENDING THE LAND USE MAP OF THE PEORIA GENERAL PLAN FOR THE CITY OF PEORIA, ARIZONA; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Staff Report/Public Comment:

Rob Gubser, Senior Planner, reported on the request to amend the General Plan Land Use Map by altering various land use designations for approximately 512 acres of Arizona State Trust Land and 37 acres private land in the area between the alignments of Dysart Road (west), Jomax Road (north), 115th Avenue (east) and the Loop 303 Freeway (south).

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend the General Plan Land Use Map by altering various land use designations for approximately 512 acres of Arizona State Trust Land and 37 acres private land in the area between the alignments of Dysart Road (west), Jomax Road (north), 115th Avenue (east) and the Loop 303 Freeway (south).

Having no requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Councilmember Aames, seconded by Councilmember Rivero, to concur with the Planning and Zoning Commission's recommendation and adopt

RES. 2011-120 approving an amendment to the General Plan Land Use Map by altering various land use designations for approximately 512 acres of Arizona State Trust Land and 37 acres private land in the area between the alignments of Dysart Road (west), Jomax Road (north), 115th Avenue (east) and the Loop 303 Freeway (south).

Upon vote, the motion carried unanimously 7 to 0.

17R PUBLIC HEARING - General Plan Amendment, Land Use Plan, Peoria Lakes Specific Area Plan

RESOLUTION NO. 2011-119

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA APPROVING THE PEORIA LAKES SPECIFIC AREA PLAN AND AMENDING THE LAND USE PLAN OF THE PEORIA GENERAL PLAN FOR THE CITY OF PEORIA, ARIZONA; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Staff Report/Public Comment:

Chris Jacques, Planning and Community Development Director, reported on the request to amend the General Plan under Planning and Community Development Case No. GPA11-0012, a Major Amendment to the General Plan, and amending the Land Use Plan of the Peoria Lakes Specific Area Plan.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend the General Plan under Planning and Community Development Case No. GPA11-0012, a Major Amendment to the General Plan, and amending the Land Use Plan of the Peoria General Plan for the City of Peoria.

Joe McCord requested a presentation on the General Plan Amendment be made to the Maricopa County Mining Board at its meeting to be held on January 10, 2012.

Having no further requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Vice Mayor Carlat, seconded by Councilmember Aames, to concur with the Planning and Zoning Commission's recommendation and adopt **RES. 2011-119** amending the General Plan under Planning and Community Development Case GPA11-

0012, a Major Amendment to the General Plan that adopts the Peoria Lakes Specific Area Plan.

Upon vote, the motion carried unanimously 7 to 0.

18R PUBLIC HEARING: General Plan Amendment, Old Town Specific Area Plan

RESOLUTION NO. 2011-114

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA AMENDING THE PEORIA GENERAL PLAN BY RESCINDING THE CENTRAL PEORIA REVITALIZATION PLAN SPECIFIC AREA PLAN AND REPLACING IT WITH THE OLD TOWN SPECIFIC AREA PLAN; AND PROVIDING FOR SEPARABILITY AND AN EFFECTIVE DATE.

Staff Report/Public Comment:

Melissa Sigmund, Planner, reported on the request to amend the General Plan under Planning and Community Development case number GPA11-0002, a Major Amendment to the General Plan that rescinds the Central Peoria Revitalization Plan Specific Area Plan and replaces it with the Old town Specific Area Plan.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend the General Plan under Planning and Community Development case number GPA11-0002, a Major Amendment to the General Plan that rescinds the Central Peoria Revitalization Plan Specific Area Plan and replaces it with the Old town Specific Area Plan.

Having no requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Councilmember Rivero, seconded by Vice Mayor Carlat, to concur with the Planning and Zoning Commission's recommendation and adopt **RES. 2011-114** amending the General Plan under Planning and Community Development Case GPA11-0002, a Major Amendment to the General Plan that rescinds the Central Peoria Revitalization Plan Specific Area Plan and replaces it with the Old Town Specific Area Plan.

Upon vote, the motion carried unanimously 7 to 0.

19R PUBLIC HEARING - Code Amendment, Chapter 14, Parking Requirements, Parking Canopy Height Regulations

ORDINANCE NO. 2011-25

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, MARICOPA COUNTY, ARIZONA, AMENDING CHAPTER 14 OF THE PEORIA CITY CODE (1977 EDITION), BY AMENDING Article 14-23-3 "PARKING REQUIREMENTS" OF THE PEORIA ZONING ORDINANCE; PROVIDING FOR SEPARABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Staff Report/Public Comment:

Chris Jacques, Planning and Community Development Director, reported on the request to amend Chapter 14 of the Peoria City Code (1977 Edition) to modify parking canopy height regulations.

PUBLIC HEARING:

Mayor Barrett opened the Public Hearing and asked if any Councilmember or citizen wished to comment on the request to amend Chapter 14 of the Peoria City Code (1977 Edition) to modify parking canopy height regulations.

Having no requests from the public to address this item, Mayor Barrett declared the Public Hearing closed.

COUNCIL ACTION:

Motion was made by Councilmember Evans, seconded by Councilmember Aames to adopt **ORD. 2011-25** amending Chapter 14 of the Peoria City Code (1977 Edition), amending Article 14-23 pertaining to parking canopy height regulations.

Upon vote, the motion carried unanimously 7 to 0.

20R Code Amendment, Chapter 20, Planning and Development, Development Fees

ORDINANCE NO. 2011-28

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA AMENDING CHAPTER 20 OF THE PEORIA CITY CODE (1992) BY AMENDING TABLES

20-53 (a); 20-53(b) and 20-53(c) PERTAINING TO DEVELOPMENT FEES AND PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Steve Kemp, City Attorney, reported on the proposed amendments to Chapter 20 of the Peoria City Code pertaining to General Government, Trails and Open Space Development Fees in order to comply with recent State legislation.

Motion was made by Vice Mayor Carlat, seconded by Councilmember Leone, to adopt **ORD. 2011-28** amending Chapter 20 of the Peoria City Code (1992 Edition) pertaining to General Government, Trails and Open Space Development Fees.

Upon vote, the motion carried unanimously 7 to 0.

21R Code Amendment, Chapter 22, Solid Waste, Development Fees

ORDINANCE NO. 2011-27

AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE CITY OF PEORIA, ARIZONA AMENDING CHAPTER 22 OF THE PEORIA CITY CODE (1992) BY REPEALING SECTION 22-21 AND SECTION 22-22 PERTAINING TO SOLID WASTE DEVELOPMENT FEES; AND BY REPEALING TABLE SECTION 22-22A AND TABLE 22-22(A) (2) PERTAINING TO SOLID WASTE DEVELOPMENT FEES AND PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE.

Steve Kemp, City Attorney, provided an overview of the proposed amendments to Chapter 22 of the Peoria City Code which repeals Section 22-21 and Section 22-22 pertaining to Solid Waste Development Fees.

Motion was made by Councilmember Pearson, seconded by Councilmember Rivero, to adopt **ORD. 2011-27** amending Chapter 22 of the Peoria City Code (1992 Edition) repealing Section 22-21 and Section 22-22 pertaining to Solid Waste Development Fees.

Upon vote, the motion carried unanimously 7 to 0.

CALL TO THE PUBLIC: (NON-AGENDA ITEMS)

None.

Reports from the City Manager:

1. Council Calendar
2. Informational (The following items are included for informational purposes only. There will be no separate discussion of these items unless a Councilmember so requests.)

Carl Swenson, City Manager, informed Council that their packets contain information related to the following items:

- a. Council Subcommittees
- b. International City/County Management Association Center for Performance Management Certificate of Excellence Award

Reports from City Council:

Councilmember Leone reported on the various City of Peoria activities he attended. Councilmember Leone encouraged citizens to attend the farmers' market at Osuna Park beginning January 29, 2012 and Mama's Organic Market every third Saturday of the month at Park West.

Councilmember Aames announced he is a member of the Site Council at Skyview Elementary. Councilmember Aames announced that the Festival of Cheer will be held at the Sports Complex on Saturday, December 10th.

Councilmember Rivero expressed his appreciation to the staff for the successful holiday festival in Oldtown on December 2nd. Councilmember Rivero reminded parents of Ira Murphy Elementary School students to attend the Parent's Night Out event on December 15th.

Councilmember Evans reminded citizens about the "Shop with a Cop" event to be held on Saturday, December 10th at the Target store at Happy Valley Road and Lake Pleasant Parkway. Councilmember Evans stressed the importance of giving back to the community and reaching out to others during the holiday season.

Vice Mayor Carlat discussed the "Shop with a Cop" event and urged citizens to attend this charitable event.

Reports from the Mayor:

Mayor Barrett wished everyone a very Merry Christmas and a safe and Happy New Year.

CALL TO THE PUBLIC: (NON-AGENDA ITEMS)

None.

ADJOURNMENT:

Being no further business to come before the Council, the meeting was duly adjourned at 8:45 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 6th day of December, 2011. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 3rd day of January, 2012.

(Seal)

Wanda Nelson, City Clerk