



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

**CITY COUNCIL REGULAR MEETING
NOTICE & AGENDA
Tuesday, June 15, 2010
7:00 PM
CITY COUNCIL CHAMBER
RESULTS**

CITY COUNCIL:

Mayor
Bob Barrett

Palo Verde District
Ron Aames, Vice Mayor

Acacia District
Vicki Hunt

Ironwood District
Dave Pearson

Mesquite District
Cathy Carlat

Pine District
Carlo Leone

Willow District
Joan Evans

City Manager
Carl Swenson

**CONVENE:
PLEDGE:
ROLL CALL:**

**FINAL CALL TO SUBMIT SPEAKER REQUEST
FORMS:**

**PRESENTATION: DISCUSSION ONLY - NO
ACTION TAKEN**

1. Peoria Leadership Institute Graduation.
2. Presentation by Central Arizona Project Representative.

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 PASSED

Discussion and possible action to approve the following minutes:

April 6, 2010 Special Meeting and Study Session
April 17, 2010 City Council Workshop
April 20, 2010 Special Meeting and Study Session
April 20, 2010 Regular Meeting

2C Grant Applications, State of Arizona, State Forestry Division, Community Challenge Grants PASSED

Discussion and possible action to authorize the application for two Community Challenge Grants through the State of Arizona, State Forestry Division. (LCON06210) (LCON06310)

3C Purchase Agreement, Habitat for Humanity Central Arizona, Land Donation PASSED

Discussion and possible action to (a) approve a purchase agreement with Habitat for Humanity Central Arizona (LCON06410) and (b) adopt **RES. 2010-41** authorizing the City Manager to execute Quit Claim Deeds to Habitat for Humanity Central Arizona for two City owned residential lots, located in Country Meadows at the northwest corner of Northern and 103rd Avenues, and in Varney Tract on 80th Drive north of Cholla Street.

4C Development Agreement Amendment, HE Peoria Place Property, LLC PULLED FROM AGENDA

Discussion and possible action to approve the First Amendment to the Development Agreement with HE Peoria Place Property, LLC to accelerate the City's repayment by one year at a 10 percent cost reduction to the City. (LCON12906A)

5C Intergovernmental Agreement, Peoria Unified School District, Radar Feedback Signs PASSED

Discussion and possible action to approve an Intergovernmental Agreement in an amount not-to-exceed \$12,000 with the Peoria Unified School District (PUSD) to jointly participate in the acquisition and installation of two Radar Feedback Signs, to be maintained by PUSD. (LCON06510)

6C Intergovernmental Agreement Amendment, State of Arizona, Maricopa Association of Governments and the City of Glendale, Design and Construction of Phase II of the Beardsley Road Extension and the Union Hills and Loop 101 Traffic Interchange Widening Project PASSED

Discussion and possible action to adopt **RES. 2010-37** approving Intergovernmental Agreement Amendment No. 1 with the State of Arizona, the Maricopa Association of Governments and the City of Glendale for the design and construction of Phase II of the Beardsley Road Connector Project and the Union Hills and Loop 101 Traffic Interchange Widening Project. (LCON17008A)

7C Contract, Salt River Project (SRP), Design and Construction of a New SRP Well, 91st Avenue and Grand Avenue PASSED

Discussion and possible action to approve the SRP Design and Construction Agreement for participation in the construction and connection of a new SRP well located at 91st Avenue and Grand Avenue. (LCON06610)

8C Contract, Citywide Contracting, Hatcher Road 8-inch Waterline, 75th Avenue to 77th Avenue PASSED

Discussion and possible action to award a contract in the amount of \$200,300 to Citywide Contracting for construction services associated with the Hatcher Road 8-inch Waterline from 75th Avenue to 77th Avenue. (LCON06710)

9C Contract, PB Americas, Lake Pleasant Parkway; Westwing Parkway to State Route 74 PASSED

Discussion and possible action to (a) approve Contract Amendment No. 4 in the not-to-exceed amount of \$3,009,750 to PB Americas for the final design of Lake Pleasant Parkway; Westwing Parkway to the Central Arizona Project Canal (LCON00609D); (b) approve a Fiscal Year 2011 budget transfer in the amount of \$151,735 from the Water Expansion Fund Contingency Account to the Water Expansion Fund Water System Account; (c) approve a Fiscal Year 2011 budget transfer in the amount of \$133,265 from the Wastewater Expansion Fund Contingency Account to the Wastewater Expansion Fund Wastewater System Account; (d) approve the use of reserves to adequately fund the wastewater share of the Design Concept Report (DCR) which was underfunded by \$10,821; and (e) approve a Fiscal Year 2010 budget transfer in the amount of \$10,821 from the Wastewater Expansion Fund Contingency Account to the Wastewater Expansion Fund Wastewater System Account.

10C Contract, Valley Rain Construction Corporation, New River Trail – Peoria Avenue Underpass PASSED

Discussion and possible action to award a contract in the not-to-exceed amount of \$732,119 to Valley Rain Construction Corporation for the construction of the New River Trail – Peoria Avenue Underpass. (LCON06810)

11C Contract Amendment, Premier Engineering Corporation, New River Trail – Peoria Avenue Underpass PASSED

Discussion and possible action to approve Contract Amendment No. 5 in the not-to-exceed amount of \$15,086 to Premier Engineering Corporation for construction administration and survey services in support of the construction of the New River Trail – Peoria Avenue Underpass. (LCON01704E)

12C Contract Amendment, Pierson Construction, Butler Water Reclamation Facility Effluent Line Modifications PASSED

Discussion and possible action to approve Contract Amendment No. 1 for a Guaranteed Maximum Price of \$1,169,687 to Pierson Construction for construction services associated with the Butler Water Reclamation Facility Effluent Line Modifications Project. (ACON46008P4A)

13C Contract Amendment, Haydon Building Corp., Community Park #2, 83rd Avenue south of Olive Avenue PASSED

Discussion and possible action to approve Contract Amendment No. 1 in an amount not-to-exceed \$1,437,092 to Haydon Building Corp. for design and preconstruction professional services for Community Park #2, located on 83rd Avenue south of Olive Avenue. (LCON15008A)

14C General Liability Insurance Package, Fiscal Year 2011 PASSED

Discussion and possible action to award the Fiscal Year 2011 insurance package as recommended by the City's insurance broker, Mesirow Financial, with the Self Insured Retention (SIR) to maintain the \$1,000,000 per occurrence limit and maintain the aggregate limit of all claims at \$2,500,000. (LCON06910)

15C Budget Amendment, Sun Trust Lease Payoff, Residential Curbside Recycling Program Containers and Vehicles PASSED

Discussion and possible action to (a) authorize a budget amendment of \$914,164 from the Commercial Solid Waste Contingency account to the Residential Solid Waste Operating Fund Debt Principal-Sun Trust Loan Account and (b) approve payment in the amount of \$914,163.60 from the Residential Solid Waste Operating Funds Account for the early payoff of a Lease with Sun Trust for Residential Curbside Recycling Program Containers and Vehicles.

16C Ratify Election Results, Public Safety Retirement System Local Boards, Police and Fire PASSED

Discussion and possible action to adopt **RES. 2010-38** ratifying the election results of the Public Safety Retirement System Local Boards electing Luis Carrillo to the Public Safety Retirement System Local Board (Police) and Anthony Neely to the Public Safety Retirement System Local Board (Fire).

REGULAR AGENDA

NEW BUSINESS

17R PUBLIC HEARING - Liquor License, CVS/pharmacy #3745, 10727 W. Olive Avenue PASSED

PUBLIC HEARING: RE: A Person and Location Transfer for an Off-Sale All Liquor License (Series 09) for CVS/pharmacy #3745, located at 10727 W. Olive Avenue. Applicant: Jason B. Morris. LL#30578.

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 Person and Location Transfer for an Off-Sale All Liquor License (Series 09) for CVS/pharmacy #3745, located at 10727 W. Olive Avenue. Applicant: Jason B. Morris. LL#30578.

18R PUBLIC HEARING - Off-Track Wagering License Renewals, Yavapai Downs, Various Locations PASSED

PUBLIC HEARING : RE: Off-Track Wagering License Renewals for the Ramada Inn, 8955 N.W. Grand Avenue; McDuffy's Sports Bar, 15814 N. 83rd Avenue; and Gallaghers Food and Fun, 6750 W. Peoria Avenue.

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

COUNCIL ACTION: Discussion and possible action to recommend approval to the Arizona Racing Commission for Off-Track Wagering License Renewals for the Ramada Inn, 8955 N.W. Grand Avenue; McDuffy's Sports Bar, 15814 N. 83rd Avenue; and Gallaghers Food and Fun, 6750 W. Peoria Avenue.

19R PUBLIC HEARING - Fiscal Year 2011 Budget PASSED

PUBLIC HEARING: RE: The City of Peoria, Arizona Final Budget totaling \$455,000,000 for Fiscal Year 2011.

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

COUNCIL ACTION: Discussion and possible action to adopt **RES. 2010-39** adopting the City of Peoria, Arizona Final Budget totaling \$455,000,000 for Fiscal Year 2011.

**20R PUBLIC HEARING - Fiscal Year 2011 Tax Levy NO ACTION
REQUIRED OR TAKEN**

PUBLIC HEARING: RE: Property tax levy for Fiscal Year 2011.

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

COUNCIL ACTION: No Council action required.

21R Sale of General Obligation Bonds, Series 2010 PASSED

Discussion and possible action to (a) adopt **RES. 2010-40** authorizing the sale and issuance of City of Peoria, Arizona General Obligation Bonds (Projects of 2000, 2005, and 2008), Series 2010, in the principal amount of \$29,390,000; (b) providing for the annual levy of a tax on all the taxable property within the City of Peoria, Arizona, to provide for the payment of said bonds; (c) approving and authorizing the execution of various documents with respect to said bonds; (d) ratifying the distribution of a Preliminary Official Statement with respect to said bonds and approving an Official Statement with respect to said bonds; and (e) awarding a contract for the purchase of said bonds and declaring an emergency.

**22R Code Amendment, Chapter 2, Fees, Community Services
Department Non-Resident Fee Ranges **PASSED****

Discussion and possible action to adopt **ORD. 2010-12** amending Section 2-207 of Chapter 2 of the Peoria City Code (1992 Edition) pertaining to changes to the Community Services Department non-resident fees and permissible fee ranges for non-residents.

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
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. Streetlight Infill Program Outline. **DISCUSSION ONLY – NO ACTION TAKEN**
 - b. All-American July 4th Festival 2010. **DISCUSSION ONLY – NO ACTION TAKEN**

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.