

**\*Please Note: The following Summary Minutes record only the actions taken by the City Council and do not record individual comments. The Summary Minutes have not been approved by the City Council. The official copy of the Glendale City Council Minutes, which do include individual comments, is available, after adoption by the City Council, in the Glendale City Clerk's Office, 5850 West Glendale Avenue, Glendale, Arizona.**



**SUMMARY MINUTES OF THE  
GLENDALE CITY COUNCIL MEETING  
Council Chambers  
5850 West Glendale Avenue  
June 08, 2010  
7:00 p.m.**

The meeting was called to order by Mayor Elaine M. Scruggs, with Vice Mayor Manuel D. Martinez and the following Councilmembers present: Joyce V. Clark, Steven E. Frate, David M. Goulet, Yvonne J. Knaack, and H. Philip Lieberman.

Also present were Ed Beasley, City Manager; Craig Tindall, City Attorney; and Pamela Hanna, City Clerk.

**COMPLIANCE WITH ARTICLE VII, SECTION 6(c) OF THE GLENDALE CHARTER**

A statement was filed by the City Clerk that the ten resolutions and one ordinance to be considered at the meeting were available for public examination and the title posted at City Hall more than 72 hours in advance of the meeting.

**APPROVAL OF THE MINUTES OF THE MAY 25, 2010 CITY COUNCIL MEETING**

**It was moved by Goulet, and seconded by Clark, to dispense with the reading of the minutes of the May 25, 2010 Regular City Council meeting, as each member of the Council had been provided copies in advance, and approve them as written. The motion carried unanimously.**

**PROCLAMATIONS AND AWARDS**

**THUNDERBIRD TOWER RESTORATION MONTH PROCLAMATION**

This is a request for City Council to declare June 2010 as Thunderbird Tower Restoration Month.

Mayor Scruggs called Joan Neice, Chief Development Officer of the Thunderbird School of Global Management forward to accept the proclamation.

## **CONSENT AGENDA**

**Items on the consent agenda are of a routine nature or have been previously studied by the City Council at a work session. They are intended to be acted upon in one motion.**

Mr. Ed Beasley, City Manager, read agenda item numbers 1 through 8 and Ms. Pamela Hanna, City Clerk, read consent agenda resolution item numbers 9 through 16 by number and title.

Mayor Scruggs stated that item number 15 would be heard separately as she had speaker cards for that item.

### **1. LIQUOR LICENSE NO. 3-1296, GLENDALE MINI MART AND GAS**

This is a request for City Council to approve a new, non-transferable series 10 (Liquor Store - Beer and Wine) license. Glendale Mini Mart and Gas is located at 5904 West Glendale Avenue. The Arizona Department of Liquor Licenses and Control application (No. 10076044) was submitted by Viola Conner.

Based on information provided under the background, it is staff's recommendation to forward this application to the Arizona Department of Liquor Licenses and Control with a recommendation of approval.

### **2. FUND AUTHORIZATION FOR EMERGENCY WATERLINE REPAIRS**

This is a request for City Council to authorize the City Manager to approve the expenditure of funds for two emergency waterline repairs: one with Sundt Construction, Inc. for the repairs at 61<sup>st</sup> Drive and Bethany Home Road, and one with Achen-Gardner Construction, LLC for the repairs at 55<sup>th</sup> and Missouri avenues; and ratify the entering into of the two emergency contracts by the City Manager.

The recommendation is to authorize the City Manager to approve the expenditure of funds for two emergency waterline repairs: one with Sundt Construction, Inc. in an amount not to exceed \$101,074.86; and one with Achen-Gardner Construction, LLC in an amount not to exceed \$138,121.20; and ratify the entering into of the two emergency contracts by the City Manager.

### **3. AWARD OF BID 10-34, FIRE HYDRANTS AND MISCELLANEOUS WATERWORKS PARTS**

This is a request for City Council to authorize the City Manager to award Bid 10-34 to Ferguson Enterprises Inc., Farnsworth Wholesale Company, and HD Supply Waterworks for the purchase of fire hydrants and miscellaneous waterworks parts.

The recommendation is to authorize the City Manager to award Bid 10-34 for fire hydrants and miscellaneous waterworks parts to Ferguson Enterprises Inc., Farnsworth Wholesale Company, and HD Supply Waterworks in an amount not to exceed \$380,000; and authorize the City Manager to renew said agreement, at his discretion, for up to five one-year terms.

4. AWARD OF CONSTRUCTION CONTRACT FOR INTERSECTION AND LANDFILL ENTRANCE IMPROVEMENTS

This is a request for City Council to authorize the City Manager to approve a construction contract with Valley Rain Construction Corporation. The purpose of the contract is to provide construction services related to intersection and landfill entrance improvements located at Glendale and 115<sup>th</sup> avenues. This project will be completed for a cost amount not to exceed \$724,413.34.

The recommendation is to authorize the City Manager to enter into a contract with Valley Rain Construction Corporation at a cost amount not to exceed \$724,413.34 to provide construction services for intersection and landfill entrance improvements.

5. AWARD OF CONSTRUCTION CONTRACT FOR SAHUARO RANCH SPORTS COMPLEX

This is a request for City Council to authorize the City Manager to award a construction contract to D.L. Withers Construction in the amount of \$2,791,071.28 for the renovation of the Sahuaro Ranch Sports Complex.

The recommendation is to authorize the City Manager to award a construction contract to D.L. Withers Construction for the renovation of the Sahuaro Ranch Sports Complex in an amount not to exceed \$2,791,071.28.

6. PROFESSIONAL SERVICES AGREEMENT FOR ENVIRONMENTAL ABATEMENT AND REMEDIATION OF GRAND AVENUE PROPERTIES

This is a request for City Council to authorize the City Manager to enter into a professional service agreement with Brown and Caldwell, Inc. for the environmental abatement and remediation on five properties located along Grand Avenue.

The recommendation is to authorize the City Manager to enter into a professional services agreement with Brown and Caldwell, Inc. in an amount not to exceed \$397,292 for remediation on five properties located on Grand Avenue.

7. AWARD OF BID FOR DEMOLITION OF GRAND AVENUE PROPERTIES

This is a request for City Council to authorize the City Manager to award the bid and enter into an agreement with Breinholt Contracting Company, Inc. for the demolition of structures on five properties located along Grand Avenue.

The recommendation is to authorize the City Manager to award the bid and enter into an agreement with Breinholt Contracting Company, Inc. in an amount not to exceed \$114,032 for demolition of structures on five properties located along Grand Avenue.

8. FY 2010-11 PERFORMING ARTS PARTNERSHIP PROGRAM

This is a request for City Council to authorize the City Manager to enter into personal service contracts with various agencies that have been selected to participate in the Glendale Arts Commission's FY 2010-2011 Performing Arts Partnership Program.

The recommendation is to authorize the City Manager to enter into personal service contracts with various agencies that have been selected to participate in the Glendale Arts Commission's FY 2010-2011 Performing Arts Partnership Program.

**CONSENT RESOLUTIONS**

9. VICTIMS OF CRIME ACT GRANT

This is a request for City Council to adopt a resolution allowing the Police Chief to accept a Victims of Crime Act (VOCA) grant in the approximate amount of \$116,159 through the Arizona Department of Public Safety (DPS) for the department's Victim Assistance Program.

The recommendation is to waive reading beyond the title and adopt a resolution allowing the Police Chief to accept a Victims of Crime Act grant in the approximate amount of \$116,159 through the Arizona Department of Public Safety for the department's Victim Assistance Program.

**Resolution No. 4385 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ACCEPTING THE GRANT OFFER FROM THE ARIZONA DEPARTMENT OF PUBLIC SAFETY, VICTIMS OF CRIME ACT (VOCA), IN THE AMOUNT OF \$116,159 FOR THE VICTIM ASSISTANCE PROGRAM IN THE GLENDALE POLICE DEPARTMENT.**

10. INTERGOVERNMENTAL AGREEMENT FOR CASE RECORDS ACCESS

This is a request for City Council to adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement for case records access with the cities of Avondale, El Mirage, Goodyear, Peoria and Surprise for the AZTEC Case Management Systems.

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement for case records access with the cities of Avondale, El Mirage, Goodyear, Peoria and Surprise for the AZTEC Case Management Systems.

**Resolution No. 4386 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA**

**COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A CASE RECORDS ACCESS AGREEMENT WITH THE CITIES OF AVONDALE, EL MIRAGE, GOODYEAR, PEORIA AND SURPRISE FOR THE AZTEC CASE MANAGEMENT SYSTEMS.**

**11. INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY ELECTIONS DEPARTMENT**

This is a request for City Council to authorize the City Manager to enter into an Intergovernmental Agreement with Maricopa County Elections Department for election services for the Primary Election to be held August 24, 2010 and the General Election, if necessary, to be held November 2, 2010. The General Election would be needed if a runoff was required in one of the three district races to be decided: Cholla, Barrel and Ocotillo.

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an Intergovernmental Agreement with Maricopa County Elections Department to provide election services for the 2010 Primary and General Elections.

**Resolution No. 4387 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT WITH THE MARICOPA COUNTY ELECTIONS DEPARTMENT FOR ELECTION SERVICES.**

**12. INTERGOVERNMENTAL AGREEMENT WITH SALT RIVER PROJECT: IMPROVEMENTS TO ZONE 4 GROUNDWATER PROJECT**

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement with Salt River Project for improvements to City of Glendale well site CB1, which is part of the Zone 4 Groundwater Project in an amount not to exceed \$57,600.

**Resolution No. 4388 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT ENTITLED, "CITY OF GLENDALE DISTRIBUTION DESIGN AND CONSTRUCTION CONTRACT" WITH SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT FOR THE GLENDALE ZONE 4 GROUNDWATER PROJECT.**

**13. MASTER FORM OF LICENSE AGREEMENT FOR WIRELESS COMMUNICATIONS SITE**

This is a request for City Council to adopt a resolution to approve the master form of License Agreement for Wireless Communications site for city property. The Economic Development Department and the Innovate Team are in agreement that a standard master lease is needed for wireless companies to lease space for towers on city property.

The recommendation is to waive reading beyond the title and adopt a resolution approving the master License Agreement for Wireless Communications Site, and authorizing the City Manager or his designee to use the master license agreement to enter into new and renewal licenses on behalf of the City of Glendale without individual Council action. No substantive changes shall be made to the master license agreement.

**Resolution No. 4389 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, APPROVING A MASTER LICENSE AGREEMENT FOR WIRELESS COMMUNICATIONS SITE FOR USE BY THE CITY OF GLENDALE.**

#### 14. IDENTITY THEFT PREVENTION PROGRAM

This is a request for City Council to adopt a resolution to approve the Federal Trade Commission Identity Theft Prevention Program and authorize the City Manager to appoint the Finance Director as the Program Administrator giving the ability to amend and update the program as circumstances require.

The recommendation is to waive reading beyond the title and adopt a resolution to formally approve the Federal Trade Commission Identity Theft Prevention Program and authorize the City Manager to appoint the Finance Director as the Program Administrator giving the ability to amend and update the program as circumstances require.

**Resolution No. 4390 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ADOPTING AN IDENTITY THEFT PREVENTION PROGRAM FOR THE CITY OF GLENDALE UTILITIES AND FINANCE DEPARTMENTS.**

#### 16. FY 2010-11 COUNCIL STRATEGIC GOALS AND KEY OBJECTIVES

This is a request for City Council to adopt a resolution approving the FY 2010-11 Council Strategic Goals and Key Objectives as discussed and developed at the December 2, 2009 City Council Goal Review and Strategic Planning Retreat.

The recommendation is to waive reading beyond the title and adopt a resolution approving the FY 2010-11 Council Strategic Goals and Key Objectives of the Glendale City Council.

**Resolution No. 4392 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ADOPTING THE STRATEGIC GOALS AND KEY OBJECTIVES OF THE GLENDALE CITY COUNCIL.**

**It was moved by Frate and seconded by Knaack, to approve the recommended actions on Consent Agenda Item Nos. 1 through 14 and 16, including the approval and adoption of Resolution No. 4385 New Series, Resolution No. 4386 New Series, Resolution No. 4387 New Series, Resolution No. 4388 New Series, Resolution No. 4389 New Series,**

**Resolution No. 4390 New Series, and Resolution No. 4392 New Series; and to forward Liquor License Application No. 3-1296 for Glendale Mini Mart and Gas to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.**

**15. MEMBERSHIP FEE SCHEDULE FOR THE GLENDALE CONVENTION & VISITORS BUREAU**

Julie Frisoni, Marketing and Communications Director, presented this item.

This is a request for the City Council to adopt a resolution approving the membership fee structure for the Glendale Convention & Visitors Bureau (CVB).

The recommendation is to waive reading beyond the title and adopt a resolution approving the membership fee structure for the Glendale Convention & Visitors Bureau.

**Resolution No. 4391 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, SETTING THE AMOUNTS OF THE MEMBERSHIP FEES FOR THE GLENDALE CONVENTION & VISITORS BUREAU; ALLOWING ANNUAL MEMBERSHIP FEE ADJUSTMENTS; AND ESTABLISHING AN EFFECTIVE DATE.**

**It was moved by Frate, and seconded by Lieberman, to pass, adopt and approve Resolution No. 4391 New Series. The motion carried unanimously.**

**ORDINANCE**

**17. UPDATE SIGNATURE AUTHORIZATION**

Diane Goke, Interim Finance Director, presented this item.

This is a request for City Council to adopt an ordinance updating the city's signature authority for banking transactions. These authorizations need to be periodically updated due to changes in the organizational structure of the city.

It is recommended that the following individuals be authorized signers, effective immediately:

<u>Name</u>	<u>Position</u>	<u>Signature Authorization</u>
Ed Beasley	City Manager	City Manager
Ken Reedy	Interim Assistant City Manager	Interim Assistant City Manager
Pam Hanna	City Clerk	City Clerk
James Colson	Deputy City Manager	Deputy City Manager
Cathy Gorham	Deputy City Manager	Deputy City Manager
Horatio Skeete	Deputy City Manager	Deputy City Manager / City Treasurer
Diane Goke	Interim Finance Director	Interim Finance Director

SUPERINTENDENT SIGNATURES

<u>Name</u>	<u>Position</u>	<u>Signature Authorization</u>
Stuart Kent	Field Operations Director	Acting Superintendent of Streets

The recommendation is to waive reading beyond the title and adopt an ordinance updating the signature authority for banking transactions.

**Ordinance No. 2728 New Series was read by number and title only, it being AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING DESIGNATED OFFICERS TO DEPOSIT CITY FUNDS IN DESIGNATED BANK; DIRECTING SAID BANK TO RECOGNIZE THE SIGNATURES OF SAID OFFICERS ON ELECTRONIC FUND TRANSFERS, CHECKS FOR DEPOSIT AND/OR WITHDRAWAL; AND DECLARING AN EMERGENCY.**

**It was moved by Clark, and seconded by Lieberman, to approve Ordinance No. 2728 New Series. Motion carried on a roll call vote, with the following Councilmembers voting “aye”: Clark, Goulet, Lieberman, Knaack, Martinez, Frate, and Scruggs. Members voting “nay”: none.**

**PUBLIC HEARING**

18. FISCAL YEAR 2010-11 PROPERTY TAX LEVY HEARING

Sherry Schurhammer, Management and Budget Director, presented this item.

This is a request for City Council to conduct a public hearing on the proposed FY 2010-11 property tax levy. The primary property tax rate will remain unchanged at \$0.2252 per \$100 of assessed valuation for FY 2010-11. The secondary property tax rate will remain unchanged at \$1.3699 per \$100 of assessed valuation for FY 2010-11. The total property tax rate will remain unchanged at \$1.5951.

The recommendation is to conduct a public hearing on the FY 2010-11 property tax levy including the primary property at \$0.2252 per \$100 of assessed valuation and the secondary property tax rate at \$1.3699 per \$100 of assessed valuation. The total property tax rate will remain unchanged at \$1.5951, the same rate in effect during FY 2009-10. Adoption of the FY 2010-11 property tax levy is scheduled for the June 22, 2010, City Council meeting.

**Mayor Scruggs opened the public hearing on Agenda Item No. 18. As there were no comments, Mayor Scruggs closed the public hearing.**

**PUBLIC HEARING RESOLUTION**

19. FISCAL YEAR 2010-11 FINAL BUDGET ADOPTION HEARING

Sherry Schurhammer, Management and Budget Director, presented this item.

This is a request for the City Council to review the proposed FY 2010-11 final budget, conduct a public hearing on the final budget and convene a special meeting to adopt a resolution formally approving the final operating, capital, debt service, and contingency appropriation budget.

The recommendation is to conduct a public hearing on the proposed final budget and then convene in a special meeting, waive reading beyond the title, and adopt a resolution approving the FY 2010-11 final budget.

**Mayor Scruggs opened the public hearing on Agenda Item No. 19.**

Sabrina Kautman, a Sahuaro resident, spoke.

**Mayor Scruggs closed the public hearing.**

**SPECIAL BUDGET MEETING (TO ADOPT FISCAL YEAR 2010-11 FINAL BUDGET)**

**Resolution No. 4393 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ADOPTING THE ESTIMATES OF THE AMOUNTS REQUIRED FOR THE PUBLIC EXPENSE FOR THE CITY OF GLENDALE FOR THE FISCAL YEAR 2010-11; ADOPTING A FINAL BUDGET; AND SETTING FORTH THE REVENUE AND THE AMOUNT TO BE RAISED BY DIRECT PROPERTY TAXATION FOR THE VARIOUS PURPOSES.**

**It was moved by Martinez, and seconded by Frate, to pass, adopt and approve Resolution No. 4393 New Series. The motion carried unanimously.**

**ADJOURN SPECIAL BUDGET MEETING AND RECONVENE REGULAR COUNCIL MEETING**

**RESOLUTION**

**20. MEMORANDUM OF UNDERSTANDING WITH A POTENTIAL BUYER OF THE PHOENIX COYOTES**

Jim Colson, Deputy City Manager, presented this item.

This is a request for City Council to adopt a resolution authorizing the City Manager to enter into a Memorandum of Understanding (MOU) with a potential buyer of the Phoenix Coyotes. The MOU will be forwarded to the National Hockey League (NHL) for their consideration. The NHL, as the current owner of the Phoenix Coyotes, will decide who the new owner will be.

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into a Memorandum of Understanding with Ice Edge Team, LLC.

**Resolution No. 4394 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, SUPPORTING THE BID OF ICE EDGE TEAM, LLC FOR THE ACQUISITION OF THE PHOENIX COYOTES FROM THE NATIONAL HOCKEY LEAGUE; AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING.**

**It was moved by Clark, and seconded by Goulet, to pass, adopt and approve Resolution No. 4394 New Series. The motion carried unanimously.**

## **NEW BUSINESS**

### **21. COUNCIL SELECTION OF VICE MAYOR**

In accordance with the Charter and pursuant to City Council Guidelines, Council will designate among its members a vice mayor.

The Mayor will accept a motion or motions, call for a second, and conduct a vote of the Council that shall, by virtue of assent of a majority, designate one of its members as vice mayor.

**Clark nominated Lieberman. Lieberman seconded. The motion failed with Clark and Lieberman voting aye and Goulet, Martinez, Frate, Knaack and Scruggs voting nay.**

**Martinez nominated Frate. Knaack seconded. The motion carried with Goulet, Martinez, Frate, Knaack and Scruggs voting aye and Clark and Lieberman voting nay.**

## **REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION**

**It was moved by Martinez, and seconded by Frate, to hold a City Council Workshop at 1:30 p.m. in Room B-3 of the City Council Chambers on Tuesday, June 15, 2010, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried unanimously.**

## **CITIZEN COMMENTS**

Please see the regular City Council minutes for citizen comments.

## **COUNCIL COMMENTS AND SUGGESTIONS**

Please see the regular City Council minutes for Council comments.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 8:17 p.m.