



**MINUTES OF THE  
GLENDALE CITY COUNCIL MEETING  
Council Chambers  
5850 West Glendale Avenue  
January 26, 2010  
7:00 p.m.**

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

Mayor Elaine Scruggs and Councilmember Yvonne Knaack were absent.

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 1 resolutions 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 JANUARY 12, 2010 CITY COUNCIL MEETING**

It was moved by Goulet, and seconded by Clark, to dispense with the reading of the minutes of the January 12, 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.

**BOARDS, COMMISSIONS AND OTHER BODIES**

**BOARDS, COMMISSIONS AND OTHER BODIES**

This is a request for City Council to approve the recommended appointments to the following boards, commissions and other bodies that have a vacancy or expired term and for the Mayor to administer the Oath of Office to those appointees in attendance.

**Effective      Expiration**

**Citizens Bicycle Advisory Committee**

Norman Crowell	Mayoral	Reappointment	02/12/2010	02/12/2012
J. Michael Wood	Barrel	Appointment	02/12/2010	02/12/2012

**Citizens Transportation Oversight Commission**

Jackie Doerr	Cactus	Appointment	01/26/2010	07/25/2011
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**Commission On Persons With Disabilities**

Adonis Deniz Sr.	Mayoral	Appointment	01/26/2010	02/27/2012
Mounib Shaaban – Chair	Sahuaro	Appointment	02/26/2010	02/26/2011

**Personnel Board**

Roberta Podzius	Mayoral	Reappointment	02/12/2010	02/12/2012
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The recommendation is to make appointments to the boards, commissions and other bodies and administer the Oaths of Office.

**It was moved by Lieberman, and seconded by Clark, to appoint Norman Crowell and J. Michael Wood to the Citizens Bicycle Advisory Committee; Jackie Doerr to the Citizens Transportation Oversight Commission; Adonis Deniz, Sr. and Mounib Shaaban to the Commission on Persons with Disabilities; and Roberta podzius to the Personnel Board, for the terms listed above. The motion carried unanimously.**

**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 4 and Ms. Pamela Hanna, City Clerk, read consent agenda resolution item numbers 5 by number and title.

**1. LIQUOR LICENSE NO. 3-1279, LUCKY'S PIZZA**

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license. Lucky's Pizza is located at 6630 West Cactus Road, Suite B-18. The Arizona Department of Liquor Licenses and Control application (No. 12078201) was submitted by Adem Isufi.

The location of the establishment is 6630 West Cactus Road, Suite B-18 and is located within the Sahuaro District. The property is zoned C-2 (General Commercial). The population density within a one-mile radius is 16,061. This series 12 is a new license, therefore, the approval of this license will increase the number of liquor licenses in the area by one. The number of liquor licenses within a one-mile radius is as listed below.

Series	Type	Quantity
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10	Liquor Store - Beer and Wine	5
12	Restaurant	1
	<b>Total</b>	<u>6</u>

The Maricopa County Health Department and the City of Glendale Planning, Police, and Fire Departments have reviewed the application and determined that it meets all technical requirements.

No public protests were received during the 20-day posting period.

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. LIQUOR LICENSE NO. 3-1280, KIMMYZ ON GREENWAY

This is a request for City Council to approve a person-to-person transfer series 6 (Bar - All Liquor) license. Kimmyz on Greenway is located at 5930 West Greenway Road, Suite 27. The Arizona Department of Liquor Licenses and Control application (No. 06071011) was submitted by Kimberly Sue O'Donnell.

The location of the establishment is 5930 West Greenway Road, Suite 27 and is located within the Sahuaro District. The property is zoned C-2 (General Commercial). The population density within a one-mile radius is 15,595. This series 6 is a person-to-person transfer license, operating with an interim permit, therefore, the approval of this license will not increase the number of liquor licenses in the area by one. The number of liquor licenses within a one-mile radius is as listed below.

<b>Series</b>	<b>Type</b>	<b>Quantity</b>
06	Bar - All Liquor	6
07	Bar - Beer and Wine	3
09	Liquor Store - All Liquor	1
10	Liquor Store - Beer and Wine	5
12	Restaurant	12
	<b>Total</b>	<u>27</u>

The Maricopa County Health Department and the City of Glendale Planning, Police, and Fire Departments have reviewed the application and determined that it meets all technical requirements.

No public protests were received during the 20-day posting period.

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.

### 3. AWARD OF CONSTRUCTION CONTRACT AND PROFESSIONAL SERVICES AGREEMENT FOR ALLEYWAY IMPROVEMENTS

This is a request for City Council to approve a construction contract with Land-Tech Landscape Construction, L.L.C. in the amount of \$364,575 and to approve a professional services agreement with Sherman Group, Inc. in the amount of \$64,924 for improvements to the alleyway between 57<sup>th</sup> Drive and 58<sup>th</sup> Avenue and from Glendale Avenue to Glenn Drive for a total cost not to exceed \$429,499. The improvements are for a pedestrian walkway that will include period lighting, entry enhancements, and landscaping.

This addresses Council's goal of one community with a vibrant city center by continuing the revitalization of the downtown area and strengthening the public perception of downtown Glendale.

Improvements to the downtown area include pedestrian-friendly alleyway improvements. This project would advance efforts to bring the alleyway into conformance with the pedestrian improvements already implemented in the Catlin Court Historic District. Recently, the Arizona Department of Transportation (ADOT) applied and was approved to use American Recovery and Reinvestment Act funds for construction of this project.

The Engineering Department issued an Invitation to Bid for construction of this project and received five (5) bids. Land-Tech Landscape Construction L.L.C. submitted the lowest responsive, responsible bid for a total bid amount of \$364,575. The Sherman Group Inc. developed the approved design plans for the alley improvements and this professional services agreement will have them perform construction administration and federal reporting services for the project. The Sherman Group Inc. was selected through a competitive consultant selection process used for GO Program projects.

Construction is scheduled to begin mid February 2010 and is anticipated to be completed by May 2010. The alley will be closed during construction; however, access to the businesses will be maintained. The businesses adjacent to the alley will be notified before construction starts and will be kept informed as the project progresses. Street closures are not anticipated, but a temporary lane closure may be necessary during construction. The Marketing and the Engineering Departments are in the process of meeting with individual owners and operators to inform them of the project specifics and answer questions they may have about the project. Business owner and operator meetings will be completed prior to the start of construction.

On September 22, 2009, Council amended the Intergovernmental Agreement with ADOT authorizing the use of funds from the American Recovery and Reinvestment Act of 2009.

These enhancements will encourage people to walk to the shops and other attractions located near the project site. The project will provide a safer and more comfortable pedestrian linkage between Glendale Avenue, Glenn Drive, the Civic Center, City Hall, area shops and restaurants, and nearby public parking.

Stakeholders reviewed the project plans and provided suggestions and recommendations that were incorporated. Prior to the plans being finalized in 2008, the representatives from the Sherman Group Inc. met with property owners and business operators not involved in the initial design process and incorporated their suggestions into the final plans.

The funds for this project are appropriated in the FY 2009-10 Capital Improvement Program. Expenditures will be reimbursed by the American Recovery and Reinvestment Act funds.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
X		X			\$429,499

**Account Name, Fund, Account and Line Item Number:**  
 Old Roma Alley ARRA Grant, FY2009-10 Account No. 1842-37090-550800, \$429,499

The recommendation is to approve the construction contract with Land-Tech Landscape Construction, L.L.C. in the amount of \$364,575, and approve the professional services agreement with Sherman Group, Inc. in an amount of \$64,924 for alleyway improvements for a pedestrian walkway including period lighting, entry enhancements, and landscaping.

4. PROFESSIONAL SERVICES AGREEMENT – SRJ GOVERNMENT CONSULTANTS, LLC

This is a request for City Council to approve a Financial Advisory Services Agreement with SRJ Government Consultants, LLC “(SRJ)” for consulting services. The services to be provided under this agreement include financial advisory services in connection with the review, development, negotiation, analysis, execution and delivery of successful development agreements and other development related documents.

The services provided by the consultant will assist in fulfilling the Council goals relating to the financial stability of the city, promoting economic development, projecting a positive image of Glendale and strengthening community relationships, and creating new partnerships.

The City of Glendale’s current agreement with SRJ expires on January 22, 2010. The work of SRJ complements the city’s continued efforts to capitalize on business opportunities and strengthen relationships with development partners to ensure the city’s interests are protected. The practice of retaining outside representation is common for municipalities in Arizona. The specifications of the agreement contain an option that will allow the city, at the discretion of the City Manager, to extend this agreement for two additional years, in one-year increments.

The City of Glendale first entered into a Professional Services Agreement with SRJ on October 22, 2009.

Utilizing the services of SRJ enhances the city’s efforts to improve the quality of life for its citizens. The firm functions as a resource that Glendale can capitalize to assist in attracting economic development opportunities as well as promoting the general interests of the city.

The recommendation is to authorize the City Manager to enter into the Financial Advisory Services Agreement with SRJ Government Consultants, LLC; and authorize the City Manager, at his discretion, to extend the agreement for two additional years, in one-year increments.

## CONSENT RESOLUTIONS

### 5. AMENDMENT TO THE 2004 INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF SURPRISE

This is a request for City Council to approve an amendment to the 2004 Intergovernmental Agreement with the city of Surprise (“Surprise”) concerning the provision of sewer service within a portion of Glendale’s strip annexation.

Council entered into an Intergovernmental Agreement with Surprise on February 26, 2004 for the provision of sewer services to Cortessa (White Tank Mountain Park Ranch) and White Tank Foothills Developments, which lie within Glendale’s wastewater service area. The cities recognized at the time of the agreement that Surprise’s existing infrastructure was more efficiently located to provide sewer service for this area.

The cities wish to continue to provide, in the most cost-effective manner and consistent with prudent long-term regional planning, for the handling of wastewater to the White Tank Mountain Park Ranch and White Tank Foothills Developments located between Peoria and Northern avenues and Citrus Road to Perryville Road.

The cities desire to modify the agreement at this time to accommodate most reasonably the development and anticipated future growth in the area.

The recommendation is to waive reading beyond the title and adopt a resolution approving the entering into of an amendment to the 2004 Intergovernmental Agreement with the city of Surprise.

**Resolution No. 4344 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 AMENDMENT TO THE 2004 INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF SURPRISE REGARDING THE PROVISION OF SEWER SERVICE TO THE PROJECTS KNOWN AS CORTESSA AND WHITE TANK FOOTHILLS LOCATED WITHIN GLENDALE’S STRIP ANNEXATION AREA.**

**It was moved by Frate and seconded by Clark, to approve the recommended actions on Consent Agenda Item Nos. 1 through 5, including the approval and adoption of Resolution No. 4344 New Series; and to forward Liquor License Application No. 3-1279 for Lucky’s Pizzan and 3-1280 for Kimmyz on Greenway to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.**

**MOTION TO EXCUSE COUNCILMEMBER**

**It was moved by Lieberman, and seconded by Clark, to excuse Mayor Scruggs and Councilmember Knaack from tonight’s Council meeting. The motion carried unanimously.**

**REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION**

**It was moved by Lieberman, and seconded by Clark, to vacate the regularly scheduled City Council Workshop that was to take place on February 2, 2010 at 1:30 p.m. The motion carried unanimously.**

**CITIZEN COMMENTS**

None

**COUNCIL COMMENTS AND SUGGESTIONS**

Councilmember Lieberman invited everyone to attend the Chocolate Affair held on February 5, 6, and 7, 2010. He stated it was a great event for the whole family.

Councilmember Frate thanked the appropriate departments and employees for their rapid response in dealing with the bad weather that hit the valley last week. He asked for everyone to be careful since there were still areas with saturated water. He reminded everyone once again to watch children around water.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 7:15 p.m.

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Pamela Hanna

Pamela Hanna - City Clerk