



**MINUTES OF THE  
GLENDALE CITY COUNCIL MEETING  
Council Chambers  
5850 West Glendale Avenue  
October 13, 2009  
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; Pam Kavanaugh, Assistant 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 8 resolutions and 1 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 SEPTEMBER 22, 2009 CITY COUNCIL MEETING**

It was moved by Goulet, and seconded by Clark, to dispense with the reading of the minutes of the September 22, 2009 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**

**DOMESTIC VIOLENCE AWARENESS MONTH**

This is a request for City Council to declare October as Domestic Violence Awareness Month. Domestic Violence Awareness Month provides a special opportunity to recognize and thank the people and agencies that support victims of family violence. Allie Bones, Executive Director of the Arizona Coalition Against Domestic Violence, will be present to accept the proclamation from Mayor.

The National Coalition Against Domestic Violence created Domestic Violence Awareness Day in October 1981. Their purpose was to bring advocates together who are working to end domestic violence. Since then, the month of October has been used to highlight domestic violence issues and encourage victims of family violence to seek out their local resources.

The Police Department in concert with City Court applied and successfully obtained a Governor's Office STOP Violence grant to present the first Annual Arizona Domestic Violence Training Summit at Glendale Civic Center on October 6, 2009. This conference featured nationally-recognized domestic violence experts from Arizona and other states. Over 300 people attended from all disciplines including law enforcement, judges, judicial staff, prosecutors, victims and members of the advocacy community.

The recommendation is to present the proclamation to Allie Bones, Executive Director of the Arizona Coalition Against Domestic Violence.

Ms. Allie Bones thanked the Mayor and Council. She stated that it was an honor to receive this proclamation on behalf of all victims and survivors of domestic violence. She added that they were very excited to be partners with the City of Glendale. She thanked the Council for their leadership on the important issue to end domestic violence in Arizona.

#### PRESENTATION OF AARP "BEST EMPLOYERS FOR WORKERS OVER 50" AWARD

This is a request for City Council to accept the American Association of Retired Persons (AARP), "2009 Best Employers for Workers Over 50" award to be presented by David Mitchell, State Director for AARP.

On September 9, 2009, the AARP named the city of Glendale to its 2009 list of best employers for workers over 50. Glendale is a first time recipient of this award and the first city in the nation to receive this distinction.

This awards program is in its ninth year of existence and over 200 organizations applied for Best Employer honors this year. The program is designed to highlight exemplary practices, such as the City Council approved employee health and retirement benefits plan. This award recognizes the best practices of private and public sector organizations that meet the needs of mature workers. In addition to employee health and benefits, other key areas of consideration for this award include: recruiting practices, workplace accommodations, alternative work options and retiree work opportunities.

The recommendation is to accept the award of "2009 Best Employers for Workers Over 50."

Mr. David Mitchell presented the award to the City of Glendale. He congratulated the Mayor and Council for being a first time recipient of this award and the first city in the nation to receive this distinction. He commended the Human Resources Department for recognizing the fact that age was just a number. He added that AARP applauded the city for having such a large percentage of workers over 50 employed in various positions in the city.

Mr. Jim Brown, Assistant Human Resource Director, accepted the award on behalf of the City of Glendale. He thanked Mr. Mitchell and AARP for recognizing the city's organization for this

incredible award. He thanked city staff members for all their work and commitment. He added that this was just one of the ways the City of Glendale embraces the value of diversity within the work force.

**CONSENT AGENDA**

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 15 by number and title.

1. LIQUOR LICENSE NO. 3-1264, BITZEE MAMAS RESTAURANT

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license. Bitzee Mamas Restaurant is located at 7023 North 58<sup>th</sup> Avenue. The Arizona Department of Liquor Licenses and Control application (No. 12078112) was submitted by Lourdes Angie Rodriguez.

The location of the establishment is 7023 North 58<sup>th</sup> Avenue and is located within the Ocotillo District. The property is zoned PR (Pedestrian Retail). The population density within a one-mile radius is 19,491. This series 12 is a new license, operating with an interim permit, therefore, the approval of this license will not increase the number of liquor licenses in the area. 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	2
07	Bar - Beer and Wine	2
09	Liquor Store - All Liquor	4
10	Liquor Store - Beer and Wine	11
12	Restaurant	11
14	Private Club	3
	<b>Total</b>	<u>33</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. 3-1265, BANANAS RANAS RESTAURANT

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license. Bananas Ranas Restaurant is located at 6922 North 95<sup>th</sup> Avenue, Suite 100, in Westgate City Center. The Arizona Department of Liquor Licenses and Control application (No. 12078107) was submitted by Sergio Campis Gonzalez.

The location of the establishment is 6922 North 95<sup>th</sup> Avenue, Suite 100 and is located within the Yucca District. The property is zoned PAD (Planned Area Development). The population density within a one-mile radius is 5,765. This series 12 is a new license, operating with an interim permit, therefore, the approval of this license will not increase the number of liquor licenses in the area. The number of liquor licenses within a one-mile radius is as listed below.

<b>Series</b>	<b>Type</b>	<b>Quantity</b>
03	Domestic Micro - Brewery	1
06	Bar - All Liquor	3
07	Bar - Beer and Wine	4
10	Liquor Store - Beer and Wine	2
11	Hotel/Motel	1
12	Restaurant	12
	<b>Total</b>	<b>23</b>

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. LIQUOR LICENSE NO. 3-1266, PORTOFINO BEACH BAR & GRILL

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license. Portofino Beach Bar & Grill is located at 6718 West Deer Valley Road, Suite 101-104. The Arizona Department of Liquor Licenses and Control application (No. 12078120) was submitted by Gaetano Fugazzotto.

The location of the establishment is 6718 West Deer Valley Road, Suite 101-104 and is located within the Cholla District. The property is zoned PAD (Planned Area Development). The population density within a one-mile radius is 16,830. 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.

<b>Series</b>	<b>Type</b>	<b>Quantity</b>
07	Bar - Beer and Wine	2
09	Liquor Store - All Liquor	2
10	Liquor Store - Beer and Wine	1
	<b>Total</b>	<b>5</b>

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.

4. SPECIAL EVENT LIQUOR LICENSE, OUR LADY OF PERPETUAL HELP SCHOOL AND CHURCH, FUNDRAISER, OCTOBER 23 - 25, 2009

This is a request for City Council to approve a special event liquor license for Our Lady of Perpetual Help School and Church. The event will be held at Our Lady of Perpetual Help School and Church located at 5614 West Orangewood Avenue on Friday, October 23 from 5:00 p.m. to 10:00 p.m.; Saturday, October 24 from 10:00 a.m. to 10:00 p.m.; and Sunday, October 25 from 10:00 a.m. to 8:00 p.m. The purpose of this special event liquor license is for a fundraiser with live music and carnival rides.

If this application is approved, the total number of days expended by this applicant will be three of the allowed 10 days per calendar year. Under the provisions of A.R.S. § 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the Council recommends approval of such license.

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

Based on the 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.

5. SPECIAL EVENT LIQUOR LICENSE, ASSYRIAN CHURCH OF THE EAST, FUNDRAISER, NOVEMBER 1, 2009

This is a request for City Council to approve a special event liquor license for the Assyrian Church of the East. The event will be held at Assyrian Church of the East located at 17334 North 63<sup>rd</sup> Avenue on Sunday, November 1 from 7:00 p.m. to 1:00 a.m. The purpose of this special event liquor license is for a fundraiser with live music held indoors.

If this application is approved, the total number of days expended by this applicant will be six of the allowed 10 days per calendar year. Assyrian Church of the East has had five prior special event liquor licenses approved by Council this year. Under the provisions of A.R.S. § 4-203.02, the Arizona Department of Liquor Licenses and Control may issue a special event liquor license only if the Council recommends approval of such license.

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

Based on the 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.

6. AGREEMENT FOR PROFESSIONAL SERVICES – EAST CATLIN COURT HISTORIC NEIGHBORHOOD STREETScape IMPROVEMENTS

This is a request for City Council to authorize the City Manager to enter into a professional services agreement with Sherman Group, Inc. in an amount not to exceed \$54,507 for the design of streetscape improvements including lighting, trees, an irrigation system, sidewalks, Americans with Disabilities Act handicap ramps and driveway aprons in various rights-of-way in the East Catlin Court Historic Neighborhood.

This item addresses the FY 2009-10 City Council goal of one community with strong neighborhoods. As part of its commitment to revitalizing and preserving older neighborhoods, the Council established the Neighborhood Grants Program and the Citizens Advisory Commission on Neighborhoods to make funding recommendations on neighborhood enhancement and revitalization projects.

In the Spring 2008, the East Catlin Court Neighborhood received a Neighborhood Improvement Grant for \$80,000 for various revitalization projects in the neighborhood. One of the projects in this grant is using \$54,507 to fund the design of streetscape improvements on the east side of 57<sup>th</sup> Avenue from Gardenia to Myrtle Avenue, the north side of Northview Avenue from 55<sup>th</sup> Drive to 57<sup>th</sup> Avenue, and the north and south sides of Gardenia Avenue from 55<sup>th</sup> Avenue to 55<sup>th</sup> Drive.

The Council initially approved the East Catlin Court Neighborhood Improvement Grant recommendation on May 27, 2008.

The East Catlin Court Historic Neighborhood is adjacent to Centerline and downtown Glendale. All residents and visitors will benefit from enhanced pedestrian amenities and visual appeal as a result of the streetscape improvements.

The Citizens Advisory Commission on Neighborhoods held a grant hearing on April 9, 2008 where seven applicants made grant requests. The commission recommended funding for the East Catlin Court Neighborhood Improvement Grant at the grant hearing on May 7, 2008. Since then, the neighborhood residents have been very involved with determining the best use for the funds through participation at several neighborhood meetings.

Funds are available in the FY 2009-10 Neighborhood Improvement Grant. There are no operating costs associated with this project once it is completed.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$54,507

<p><b><u>Account Name, Fund, Account and Line Item Number:</u></b>          Neighborhood Improvement Grant, Account No. 1000-15120-551200, \$54,507</p>
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The recommendation is to authorize the City Manager to enter into a professional services agreement with Sherman Group, Inc., in an amount not to exceed \$54,507.

7. DESIGN SERVICES FOR MULTI-USE PATHWAYS ALONG THE GRAND CANAL AND NEW RIVER, AND MARYLAND AVENUE BIKELANE IMPROVEMENTS

This is a request for City Council to approve and authorize the City Manager to enter into a professional services agreement in the amount of \$820,096 with CH2M Hill, Inc. for design of multi-use pathways along the Grand Canal and New River, as well as bike lanes on Maryland Avenue from 67<sup>th</sup> to 75<sup>th</sup> avenues. Federal funds are now available to complete the design of these projects.

One of Council's goals is to provide high quality services to citizens by improving and providing transportation options within the city.

Glendale has secured federal funds through the Maricopa Association of Governments (MAG) to be used for the design of the three projects

The Grand Canal pathway is part of the Regional Off-Street System Plan prepared by MAG in January 2001, and the New River pathway is included in the West Valley Multi-modal Transportation Corridor Master Plan prepared by MAG in July 2001. These bicycle facilities are also identified in the Bicycle Plan for the city. The Grand Canal and New River multi-use pathways include a connecting junction between these two trail systems. The Grand Canal pathway will connect the trail from the Loop 101 to the New River pathway, and the New River pathway will create a continuous route from Northern Avenue to the Bethany Home Road alignment. Improvements along Maryland Avenue from 67<sup>th</sup> to 75<sup>th</sup> avenues will provide better access to the bike route and pathway for those people walking or bicycling to Discovery Park or nearby Independence High School.

CH2M Hill, Inc. was selected for this project through a competitive on-call consultant selection process used for GO Program projects. This agreement will complete the design and environmental requirements along the Grand Canal and New River, and bike lane improvements along Maryland Avenue from 67<sup>th</sup> to 75<sup>th</sup> avenues.

On August 29, 2006, Council authorized an application for 2006 Transportation Enhancement funds and acceptance of the grant award to construct an extension of the Grand Canal pathway from Loop 101 to the New River.

Allowing users of the multi-use pathways to avoid busy arterial streets will enhance user's safety. The Grand Canal segment and the Maryland Avenue bike lanes will provide important links in the City of Glendale's bicycle system. The New River pathway will provide a connection from the planned Grand Canal pathway to a pathway planned along the west side of New River. Having design-ready projects enhances Glendale's ability to secure federal construction funding when available through the MAG process.

In February 2009, the Citizen Bicycle Advisory Committee reviewed and recommended the New River multi-use pathway project to the Citizen Transportation Oversight Commission (CTOC).

In September 2008, CTOC reviewed and supported the Maryland Avenue bike lane project for inclusion in the GO Program.

In October, 2006, the Citizen Bicycle Advisory Committee reviewed and recommended the Maryland bike lane improvement project to CTOC.

In 2001, voters approved a half-cent transportation sales tax ballot which included the multi-use pathways along the Grand Canal and New River.

The total cost for design of the project is \$820,096. Congestion Mitigation and Air Quality (CMAQ) Close Out funds will pay \$800,000, and the remaining \$20,096 will be funded by GO Transportation Program funds. On June 24, 2009, the MAG Regional Council approved CMAQ Close Out funds as follows: up to \$250,000 for the Grand Canal multi-use pathway, up to \$450,000 for the New River multi-use pathway; and up to \$100,000 for the Maryland Avenue bike lane improvements. There are no operating costs associated with the design portion of these projects. Glendale will pay the design cost and will be reimbursed up to \$800,000 by ADOT. Funds are available in the FY 2009-10 capital improvement program.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
X	X		X		\$820,096

**Account Name, Fund, Account and Line Item Number:**

Multi-Use Pathway Grand Canal, Account No. 2210-65030-551200, \$20,096  
 Specific accounts will be established in the Fund 1650, the city's Transportation grant fund, once the agreement is formally executed, \$800,000

The recommendation is to authorize the City Manager to enter into a professional services agreement with CH2M Hill, Inc. in an amount not to exceed \$820,096 for design of the New River and Grand Canal multi-use pathways and Maryland Avenue bike lane improvements.

**8. AWARD OF BID FOR DEMOLITION OF GRAND AVENUE PROPERTIES**

This is a request for City Council to award the bid and authorize the City Manager to enter into an agreement with Breinholt Contracting Co., Inc. for the demolition of structures on three properties located along Grand Avenue in an amount not to exceed \$97,670.

This request addresses Council's goal of one community with a vibrant city center by improving the appearance of Grand Avenue for visitors to downtown Glendale.

The Arizona Department of Transportation (ADOT) and Glendale are pursuing access control and beautification improvements to Grand Avenue based on studies previously completed by Maricopa Association of Governments (MAG), ADOT, and the city. Both Glendale and ADOT funds are programmed to improve access control and beautify Grand Avenue as per the Intergovernmental Agreement. Glendale funds are focused on securing right-of-way and beautification, and ADOT funds will be used for design and construction. Right-of-way

acquisitions started in 2007 and construction of Grand Avenue improvements is programmed to start in spring 2010.

Structures on properties that have been acquired by the city need to be demolished to ensure safety and security at these sites. Eleven bids were received to provide demolition services, and the lowest responsive bid was submitted by Breinholt Contracting Co., Inc. The contractor will demolish, remove and properly dispose or recycle all buildings, building signage, fencing, curbing, and vegetation from these three properties.

The structures on the three properties to be demolished are described below:

6440 Northwest Grand Avenue

The former property of Glendale Animal Hospital contains a structure of approximately 2,500 square feet to be demolished.

6422 Northwest Grand Avenue

The former property of the VFW and leased to Clayton Mobile Homes Sales, contains a structure of approximately 1,300 square feet to be demolished.

6646 Northwest Grand Avenue

The former property of Palm Harbor Homes contains a structure of approximately 7,900 square feet to be demolished.

Demolition of structures on remaining properties acquired along Grand Avenue will be presented to Council at a later time, and after the completion of environmental studies and remediation.

Council previously approved the acquisition of these three properties in February, August, and September of 2008, respectively.

The proposed improvements on Grand Avenue will improve traffic flow. It will also improve the appearance of Grand Avenue with landscaping, sign upgrades, sidewalks, and under-grounding utilities.

On June 26, 2008, ADOT held an open house meeting in Glendale for public comments on the Design Concept Report and Environmental Study for Grand Avenue improvements.

The proposed improvements on Grand Avenue have been presented at various public meetings including: the GO Transportation Program annual meetings, and a MAG meeting on the draft Grand Avenue MIS, Phase II Report. There were no comments received from the public at these meetings.

Funds for demolition services are available in the Transportation Department's FY 2009-10 capital improvement plan.

<b>Grants</b>	<b>Capital Expense</b>	<b>One-Time Cost</b>	<b>Budgeted</b>	<b>Unbudgeted</b>	<b>Total</b>
	X		X		\$97,670

**Account Name, Fund, Account and Line Item Number:**

Grand Avenue Access Enhancements, Account No. 2210-65007-551200, \$97,670

The recommendation is to award the bid and authorize the City Manager to enter into an agreement with Breinholt Contracting Co., Inc. in an amount not to exceed \$97,670 for demolition of structures on three properties located on Grand Avenue.

**CONSENT RESOLUTIONS**

9. **INTERGOVERNMENTAL AGREEMENT WITH THE REGIONAL PUBLIC TRANSPORTATION AUTHORITY FOR BUS STOP IMPROVEMENTS**

This is a request for City Council to adopt a resolution authorizing the City Manager to enter into an Intergovernmental Agreement (IGA) with the Regional Public Transportation Authority (RPTA) for reimbursement of bus stop amenity upgrades under the bus stop improvement program.

One of Council's goals is one community with high quality services for citizens are achieved by installing and improving bus stop amenities.

In 2003, county voters approved the 2004 Regional Transportation Plan. This plan set aside funds for improvements of bus stops associated with regional transit. Glendale's share of cost reimbursements will be \$764,566 over the life of Proposition 400 ending in 2026.

The Glendale Avenue route is a regionally funded route eligible for cost reimbursements. This IGA provides for a reimbursement of expenses for upgrades completed at 39 stops along Glendale Avenue totaling \$248,516 for FY 2009-10. The remaining balance for reimbursements will be requested in subsequent years after the expenses are incurred.

These bus stop amenities along Glendale Avenue serve the highest ridership route in the city. Moreover, the upgrades provide citizens with increased comforts when accessing Glendale's major activity centers including downtown, the sports and entertainment district, and Luke Air Force Base.

The costs for the installation, refurbishment, and maintenance of bus stops are included in the Transportation Department's fixed route and capital budgets. This agreement with RPTA provides for reimbursement of bus stop improvement expenses up to \$248,516 for FY 2009-10. Funds will be deposited into account 1660-01660-455800, GO Program Miscellaneous Revenues.

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement with the Regional Public Transportation Authority for reimbursement of bus stop amenity upgrades under the bus stop improvement program.

**Resolution No. 4306 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 FOR THE BUS STOP IMPROVEMENT PROGRAM WITH THE REGIONAL PUBLIC TRANSPORTATION AUTHORITY.**

10. INTERGOVERNMENTAL AGREEMENT WITH THE REGIONAL PUBLIC TRANSPORTATION AUTHORITY FOR TRANSIT SERVICES

This is a request for City Council to adopt a resolution authorizing the City Manager to enter into an annual Intergovernmental Agreement (IGA) with the Regional Public Transportation Authority (RPTA) for the continued provision of transit services in the city of Glendale, including some fixed route services and reimbursement of paratransit services for Americans with Disabilities Act (ADA) eligible riders.

One of Council's goals is to provide high quality services for citizens by Improving and providing transportation options within the city.

This agreement provides funding through the RPTA for both fixed route and ADA transit services.

Fixed route transit services in Glendale are provided by contract with the city of Phoenix at a cost of \$9,685,121 annually. RPTA provides \$4,737,077 towards the contract with Phoenix, and the remaining \$4,948,044 is provided by the GO Transportation Program. This agreement secures the RPTA portion of the funding that will be provided to Phoenix for fixed route transit services in Glendale.

This agreement also provides partial reimbursement of ADA paratransit costs with funds provided through Proposition 400. Glendale provides ADA paratransit service within three-quarters of a mile of fixed route service as required by the ADA legislation. The agreement provides for reimbursement of ADA paratransit costs up to \$459,722 for FY 2009-10.

This is an annual agreement to provide funding for bus service in addition to the funding provided by the GO Transportation Program. This agreement was last approved by Council on September 9, 2008.

This agreement provides citizens of Glendale with funding for bus service on Glendale, Peoria, Grand, 59<sup>th</sup>, and 67<sup>th</sup> avenues and six express routes. Fixed route bus service was provided to almost 2.7 million riders in Glendale last year. Glendale's ADA paratransit service provided 20,075 rides last year.

The costs of providing transit services are included in the Transportation Department's GO funded operating budget. This agreement with RPTA provides for reimbursement of ADA paratransit expenses up to \$459,722 for FY 2009-10. Funds will be deposited into account 1660-01660-455800, GO Program Miscellaneous Revenues.

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement with the Regional Public Transportation Authority to continue the provision of public transportation services in Glendale.

**Resolution No. 4307 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 REGIONAL PUBLIC TRANSPORTATION AUTHORITY (RPTA) FOR THE PROVISION OF PUBLIC TRANSPORTATION SERVICES.**

11. INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FIXED ROUTE BUS SERVICES

This is a request for City Council to adopt a resolution authorizing the City Manager to enter into an annual Intergovernmental Agreement (IGA) with the City of Phoenix for the continued operation of fixed route bus services in the City of Glendale.

One of Council’s goals is to provide high quality services for citizens by improving and providing transportation options within the city.

Fixed route bus services in Glendale are provided by contract with the City of Phoenix at a cost of \$9,685,121 annually. RPTA provides \$4,737,077 towards the contract with Phoenix, and the remaining \$4,948,044 is provided by the GO Transportation Program.

For over 27 years, fixed route bus service has been provided in Glendale through an agreement with the City of Phoenix. This agreement will provide continuation of current levels of fixed route bus service in Glendale.

This is an annual agreement to provide fixed route services in Glendale. This agreement was last approved by Council on September 9, 2008.

This agreement provides citizens of Glendale with all or part of the bus service on Union Hills Drive, Bethany Home, Cactus, Thunderbird and Bell roads; Northern, Olive, Peoria, 51<sup>st</sup>, 59<sup>th</sup> and 67<sup>th</sup> avenues. Fixed route bus service was provided to almost 2.7 million riders in Glendale last year.

Funds are available in the FY 2009-10 GO Transportation Program operating budget. The cost is an estimate provided by the City of Phoenix.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
			X		\$4,948,044

**Account Name, Fund, Account and Line Item Number:**  
 Fixed Route, Account No. 1660-16540-518200, \$4,948,044

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement with the City of Phoenix for the continued operation of fixed route bus services in Glendale in an estimated amount of \$4,948,044.

**Resolution No. 4308 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 CITY OF PHOENIX FOR THE OPERATION OF FIXED ROUTE BUS SERVICES IN THE CITY OF GLENDALE.**

12. JOINT FUNDING AGREEMENT WITH UNITED STATES DEPARTMENT OF THE INTERIOR U.S. GEOLOGICAL SURVEY

This is a request for City Council to adopt a resolution authorizing the City Manager to enter into a five (5) year Joint Funding Agreement with the United States Department of the Interior U.S. Geological Survey (USGS) to provide storm water quality sample collection and analysis services.

One of Council’s strategic goals is high quality service for citizens. This agreement will continue the city’s efforts to monitor storm water quality and comply with federal standards.

Since 1999 the city has been issued permits from the U.S Environmental Protection Agency and the State of Arizona for the discharge from the city’s separate storm water drainage system. The city has completed annual reports since that time to demonstrate compliance with the permit. This monitoring is performed by the USGS. During any storm event when there are measurable amounts of runoff at five monitoring stations located in Glendale, USGS collects stormwater samples, documents the sampling, and submits the samples to a chemical laboratory qualified to test the samples. USGS also completes a quarterly report on their sampling activities and provides analysis of the labs test reports and maintains the monitoring stations as needed.

In 2004 City Council approved a Memorandum of Understanding with USGS for monitoring and analysis to be completed over the period 2004 to 2009.

The service provided by USGS allows the city to monitor storm water runoff to check for hazardous pollutants. This ensures compliance with federal requirements and the safety of the citizens of Glendale.

This agreement would cover a span of six fiscal years ending on September 30, 2014. Funds are available in the FY 2010-2019 adopted capital improvement plan. There are no operating costs associated with this project.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
	X		X		\$583,748

<b><i>Account Name, Fund, Account and Line Item Number:</i></b>
FY 2009-10, AZDES Permit, Account No. 2180-79006-551200, \$111,190
FY 2010-11, AZDES Permit, Account No. 2180-79006-551200, \$111,190
FY 2011-12, AZDES Permit, Account No. 2180-79006-551200, \$111,190
FY 2012-13, AZDES Permit, Account No. 2180-79006-551200, \$111,190
FY 2013-14, AZDES Permit, Account No. 2180-79006-551200, \$111,190
FY 2014-15, AZDES Permit, Account No. 2180-79006-551200, \$27,798

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into a Joint Funding Agreement with the United States Department of the Interior U.S. Geological Survey for stormwater quality sampling and analysis services.

**Resolution No. 4309 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHOR IZING AND DIRECTING THE ENTERING INTO OF A JOINT FUNDING AGREEMENT FOR WATER RESOURCES INVESTIGATIONS WITH THE U.S. GEOLOGICAL SURVEY, U.S. DEPARTMENT OF THE INTERIOR.**

13. FY 2009-10 SMART POLICING GRANT ACCEPTANCE

This is a request for City Council to adopt a resolution authorizing the City Manager to accept a FY 2009-10 Smart Policing Grant from the Department of Justice Office of Justice Programs in the approximate amount of \$299,985.

Acceptance of this grant will meet the Council goal of one community committed to public safety by allowing the Police Department to enhance their ability to reduce crime in neighborhoods.

The Police Department has sought this grant funding to create the *Glendale Police Department Smart Policing Initiative*. This Initiative will be a two-year project, in which, the Police Department will team up with ASU’s Center for Violence Prevention and Community Safety. Together the Police Department and ASU will identify problems involving crime and disorder, develop and implement responses to the identified problems and assess the impact of the implemented responses. ASU professors will guide and monitor the Initiative process and conduct an assessment of the outcome.

Funding from this grant will cover the costs of overtime for officers, civilian employees and the salaries for ASU staff involved in this Initiative. This grant will also cover the cost of travel, training and supplies associated with the Initiative.

The Initiative will allow ASU and the Police Department to create a collaborative approach to strengthen efforts to reduce crime in neighborhoods.

There is no financial match required for this funding. There will be no ongoing expenses after the two-year project ends.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
\$299,985					\$299,985

**Account Name, Fund, Account and Line Item Number:**

A specific account will be established in the Fund 1840, the city’s grant fund, once the grant agreement is formally executed, \$299,985

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to accept a FY 2009-10 Smart Policing Grant from the Department of Justice Office of Justice Programs in the approximate amount of \$299,985.

**Resolution No. 4310 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 THE SUBMISSION AND ACCEPTING THE GRANT OFFER FROM THE DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS TO SUPPORT THE GLENDALE POLICE DEPARTMENT SMART POLICING INITIATIVE.**

14. GANG RESISTANCE EDUCATION TRAINING PROGRAM FY 2009-10 GRANT ACCEPTANCE

This is a request for the City Council to adopt a resolution authorizing the City Manager to accept a FY 2009-10 grant in the amount not to exceed \$78,650 from the Department of Justice, Office of Justice Programs. This grant will provide funding to support the departments Gang Resistance Education Training (G.R.E.A.T.) Program.

The G.R.E.A.T. Program meets the Council goals of one community with strong neighborhoods and one community committed to public safety by providing positive educational relationships with young students and parents.

Glendale’s G.R.E.A.T. Program started in 1991 and now has 30 schools participating. The G.R.E.A.T. Program has three main components: a four week program for 4<sup>th</sup> grade, a 13-week program for 7<sup>th</sup> grade and a summer recreation/educational program. Officers work with the schools and parents, providing an educational experience and giving the students tools to avoid violence and gang activities. Funding from this grant will be used to pay overtime for the officers instructing the G.R.E.A.T. Program, as well as, supplies and activities for the students.

On October 14, 2008, Council approved the acceptance of FY 2008-09 grant funds from the Department of Justice, Office of Justice Programs for the G.R.E.A.T. Program.

The G.R.E.A.T. Program helps youth become responsible members of their communities by setting goals, resisting the pressure to join gangs, learning how to resolve conflict without violence and understanding the negative ramifications of gang involvement. This pro-active program is well received by the schools and their districts. Prevention is the primary objective intended to prevent delinquency, youth violence and gang membership.

There is an \$8,739.00 financial match required for this funding. Any ongoing costs associated with the G.R.E.A.T. Program will be absorbed in the Police Department’s operating budget. Funds for the financial match are available in the FY 2009-10 operating budget of the Police Department.

<b>Grants</b>	<b>Capital Expense</b>	<b>One-Time Cost</b>	<b>Budgeted</b>	<b>Unbudgeted</b>	<b>Total</b>
\$78,650		\$8,739			\$87,389

**Account Name, Fund, Account and Line Item Number:**

A specific account will be established in Fund 1840, the city’s grant fund, once the grant agreement is formally executed, \$87,389

Waive reading beyond the title and adopt a resolution authorizing the City Manager to accept a FY 2009-10 grant the amount not to exceed \$78,650 from the Department of Justice, Office of Justice Programs for the Gang Resistance Education and Training Program.

**Resolution No. 4311 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 THE SUBMISSION AND ACCEPTING THE GRANT OFFER FROM THE DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS TO SUPPORT THE GLENDALE POLICE DEPARTMENT’S GANG RESISTANCE EDUCATION TRAINING (G.R.E.A.T.) PROGRAM.**

15. VICTIM’S RIGHTS PROGRAM GRANT ACCEPTANCE

This is a request for City Council to adopt a resolution authorizing the Police Chief to accept a grant in the amount not to exceed \$76,100 from the State of Arizona Office of the Attorney General for the Victim’s Rights Program.

This grant meets the Council goal of one community with high quality services for citizens, by allowing the department to continue serving victims within the community.

Funding from this grant will be used to help the department offset costs associated with the performance of duties that are mandated under victims’ rights laws. One of the services provided by the department is the timely notification of victims regarding the status of their cases and the status of the arrested suspects as they move through the criminal justice system. This grant funds a majority of the salary and benefits for a current full-time victim assistance caseworker as well as operating costs for the victim notification database.

On August 12, 2008 Council approved the acceptance of the FY 2008-09 Victim’s Rights Program Grant.

There is no financial match required for this one-time funding. Operating expenses for the victim notification database are covered by this grant.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
\$76,100					\$76,100

**Account Name, Fund, Account and Line Item Number:**

A specific account will be established in Fund 1840, the city’s grant fund, once the grant agreement is accepted, \$76,100

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the Police Chief to accept a grant in the amount not to exceed \$76,100 from the State of Arizona Office of the Attorney General for the Victim’s Rights Program.

**Resolution No. 4312 New Series was read by number and title only, it being RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ACCEPTING THE GRANT OFFER AND AUTHORIZING THE SUBMISSION AND EXECUTION OF ANY AND ALL NECESSARY DOCUMENTS TO THE ARIZONA OFFICE OF THE ATTORNEY GENERAL TO CONTINUE THE VICTIM'S RIGHTS PROGRAM.**

It was moved by Frate and seconded by Knaack, to approve the recommended actions on Consent Agenda Item Nos. 1 through 15, including the approval and adoption of Resolution No. 4306 New Series, Resolution No. 4307 New Series, Resolution No. 4308 New Series, Resolution No. 4309 New Series, Resolution No. 4310 New Series, Resolution No. 4311 New Series, and Resolution No. 4312 New Series; and to forward Liquor License Applications 3-1264 for Bitzee Mama's Restaurant, 3-1265 for Bananas Ranas Restaurant, 3-1266 for Portofino Beach Bar and Grill and Special Event Liquor License Applications for Our Lady of Perpetual Help School and Church Fundraiser on October 23-25, 2009, and Assyrian Church of the East Fundraiser on November 1, 2009 to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.

## **PUBLIC HEARING RESOLUTIONS**

16. AMENDMENT TO THE FY 2008-09 COMMUNITY DEVELOPMENT BLOCK GRANT (RESOLUTION) AND PUBLIC HEARING REQUIRED (PHR)

Erik Strunk, Community Partnerships Director, presented this item.

This is a request for City Council to conduct a public hearing and adopt a resolution to approve the "Second Substantial Amendment" to the FY 2008-09 (CDBG) Annual Action Plan. Doing so will allow the city to reallocate \$1,287,375 of Neighborhood Stabilization Program (NSP) funding to purchase foreclosed eligible properties for additional senior housing within the city of Glendale.

This item request addresses Council's goal of one community with strong neighborhoods. The NSP is a federally funded program designed to mitigate the impact of foreclosed properties in Glendale. As such, the program is comprised of three key initiatives to: a) provide assistance to eligible Glendale residents to finance the purchase of a foreclosed home and/or residential properties; b) demolish blighted structures and/or redevelop demolished or vacant properties; and c) provide affordable senior rental housing for eligible residents. Each of these activities is consistent with the priorities of the city's 2005-2009 Five-Year Consolidated Plan, which was reviewed and adopted by the Council in 2005.

On November 25, 2008, Council conducted a public hearing and adopted a resolution to submit an application to the federal government for NSP funding. The Department of Housing and Urban Development (HUD) approved the application in April 2009. Upon approval, the city implemented the new "Glendale Homebuyers Assistance Program" in August 2009. This program is designed to provide Glendale residents with the opportunity to acquire and rehabilitate (if necessary) abandoned/foreclosed homes. At the same time, the city identified an

opportunity to use a portion of its NSP funds by partnering with area non-profits to provide more affordable rental housing for senior citizens.

The Community Development Advisory Committee (CDAC) discussed this item at its August 31, 2009, meeting. The Committee also conducted a public hearing on September 30, 2009, to allow for comment and unanimously voted to approve the amendment and forward it to Council for final consideration.

All funds received from the federal government for Glendale’s NSP program address the redevelopment of abandoned/foreclosed homes and properties. This helps to stabilize and revitalize those neighborhoods in which the properties are located. The request to approve this item will result in the acquisition of a foreclosed, vacant property and the development of more affordable senior-only housing opportunities for eligible citizens.

The public was invited to provide input on this item at the August 31 and September 30, 2009, CDAC meetings. Advertising of the 15-day public comment period was published in *The Glendale Star* on September 17 and 24, 2009, and occurred from September 23 – October 9, 2009.

Funds are available in the FY 2009-10 NSP grant. There are no additional costs for this project.

Grants	Capital Expense	One-Time Cost	Budgeted	Unbudgeted	Total
X		X	X		\$1,287,375

Neighborhood Stabilization Program Account No. 1310-30900-518200
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The recommendation is to conduct a public hearing, waive reading beyond the title and adopt a resolution authorizing the approval of the NSP Second Substantial Amendment to the Annual Action Plan for FY 2008-09.

**Resolution No. 4313 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 AND AUTHORIZING THE SUBMISSION OF A NEIGHBORHOOD STABILIZATION PROGRAM (NSP) SECOND SUBSTANTIAL AMENDMENT TO THE ANNUAL ACTION PLAN FOR FISCAL YEAR 2008-09 TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO REALLOCATE \$1,287,375 IN NSP FINANCING FUNDING TO SENIOR RENTAL HOUSING.**

**Mayor Scruggs opened the public hearing on Agenda Item No. 16. As there were no comments, Mayor Scruggs closed the public hearing.**

**It was moved by Martinez, and seconded by Clark, to pass, adopt and approve Resolution No. 4313 New Series. The motion carried unanimously.**

## **ORDINANCE**

### **17. LEASE AGREEMENT AMENDMENT NO. ONE WITH HANGARS UNLIMITED, LLC**

This item was pulled administratively and not heard by the council.

This is a request for City Council to adopt an ordinance authorizing the City Manager to enter into Lease Agreement Amendment No. One with Hangars Unlimited, LLC at the Glendale Municipal Airport.

This Amendment with Hangars Unlimited, LLC addresses the City Council's goals of providing high quality services for its citizens and one community with quality economic development.

On October 1, 1997, the City of Glendale entered into a Lease Agreement with John and Sharon Crothers to operate an aircraft airframe engine and accessory maintenance and repair service business. On November 4, 1999, John and Sharon Crothers assigned their lease to Hangars Unlimited, LLC.

Hangars Unlimited, LLC has completed a twin maintenance/aircraft storage hangar and office space. The growth of business for Hangars Unlimited, LLC and the limited amount of available office space has necessitated that Hangars Unlimited, LLC request a change in the aviation uses on the leased property.

Adequate aviation facilities are important in meeting the needs of the airport in attracting new business and are a valuable marketing tool as the city works to develop the Entertainment District.

The approval of this Amendment will result in increased revenues for operations and maintenance at the Glendale Municipal Airport.

The recommendation is to waive reading beyond the title and adopt an ordinance authorizing the City Manager to enter into a Lease Agreement Amendment No. One with Hangars Unlimited, LLC.

## **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, October 20<sup>th</sup>, 2009, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried unanimously.**

## **CITIZEN COMMENTS**

There were no citizen comments.

Mayor Scruggs asked Mr. Craig Tindall, City Attorney, if it was legal for Council to offer comments and suggestions without it being on tonight's agenda. Mr. Tindall responded that without it being on the agenda, it would not be legal to comment.

Mayor Scruggs adjourned the meeting.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 7:20 p.m.

Pamela Hanna

Pamela Hanna - City Clerk