

City of Glendale

5850 West Glendale Avenue
Glendale, AZ 85301



Meeting Minutes - Final

Tuesday, February 10, 2015

6:00 PM

Voting Meeting

Council Chambers

City Council

Mayor Jerry Weiers

Vice Mayor Ian Hugh

Councilmember Jamie Aldama

Councilmember Samuel Chavira

Councilmember Gary Sherwood

Councilmember Lauren Tolmachoff

Councilmember Bart Turner

CALL TO ORDER

Present: 7 - Mayor Jerry Weiers, Vice Mayor Ian Hugh, Councilmember Jamie Aldama, Councilmember Samuel Chavira, Councilmember Gary Sherwood, Councilmember Lauren Tolmachoff, and Councilmember Bart Turner

Also present were Brenda Fischer, City Manager; Julie Frisoni, Assistant City Manager; Jennifer Campbell, Assistant City Manager; Michael Bailey, City Attorney; Pamela Hanna, City Clerk; and Darcie McCracken, Deputy City Clerk.

PLEDGE OF ALLEGIANCE**PRAYER/INVOCATION**

Mr. Shawn Nelson from the Church of Jesus Christ of Latter-Day Saints offered the invocation.

APPROVAL OF THE MINUTES OF JANUARY 20, 2015 SPECIAL VOTING MEETING AND JANUARY 27, 2015 MEETING

1. [15-130](#) APPROVAL OF THE MINUTES OF THE JANUARY 20, 2015 SPECIAL VOTING MEETING AND JANUARY 27, 2015 MEETING
Staff Contact: Pamela Hanna, City Clerk

A motion was made by Councilmember Turner, seconded by Councilmember Sherwood, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

CONSENT AGENDA

City Manager Fischer read agenda item numbers 2 through 4.

City Clerk Hanna read consent agenda resolution item number 5 by number and title.

2. [15-063](#) AUTHORIZATION TO EXTEND AGREEMENT TERMS AND APPROVE EXPENDITURE OF FUNDS FOR THE MAINTENANCE AND REPAIR OF EMERGENCY GENERATOR SYSTEMS FROM CUMMINS ROCKY MOUNTAIN, LLC
Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

3. [15-072](#) AUTHORIZATION TO APPROVE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ULTRAVIOLET DISINFECTION SYSTEM PARTS AND SUPPLIES FROM DC FROST ASSOCIATES, INC.
Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

4. [15-079](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH MIDSTATE MECHANICAL INC. FOR REPLACEMENT OF COOLING TOWERS AT CITY FACILITIES
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

CONSENT RESOLUTIONS

5. [15-005](#) ADOPTION OF THE 2015 ENGINEERING DESIGN AND CONSTRUCTION STANDARDS
Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 4918 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 "ENGINEERING DESIGN AND CONSTRUCTION STANDARDS".

This agenda item was approved.

A motion was made by Councilmember Sherwood, seconded by Councilmember Chavira, to approve the items on the Consent Agenda. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

PUBLIC HEARING - LAND DEVELOPMENT ACTIONS

6. [15-084](#) ANNEXATION APPLICATION AN-197 (ORDINANCE): ZANJERO PASS (PUBLIC HEARING REQUIRED)
Staff Contact: Jon M. Froke, AICP, Planning Director

ORDINANCE NO. 2928 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF GLENDALE, MARICOPA COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, SECTION 9-471, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING THERETO CERTAIN TERRITORY LOCATED WITHIN AN EXISTING COUNTY ISLAND OF THE CITY OF GLENDALE CONSISTING OF APPROXIMATELY 180 ACRES AT THE NORTHEAST CORNER OF CITRUS ROAD AND OLIVE AVENUE TO BE KNOWN AS ANNEXATION AREA NO. 197.

Ms. Perry said this land is located at the intersection of Olive Avenue and Citrus Road. She explained staff was also processing a general plan amendment and rezoning request for this property. She said staff recommends this area be annexed to allow for future growth and employment opportunities. The annexation process will be complete once the Ordinance is adopted.

Mayor Weiers opened the public hearing on AN-197.

Fred De Werth, a Waddell resident, said he lives adjacent to this property. He said residents in his area have very little information about this annexation and many residents thought the area was being annexed by the city of Surprise. He said residents in his neighborhood had questions why Glendale was only annexing a small piece of the land available in that area. He also said residents along the Peoria Avenue side of this property are concerned about this annexation as Peoria Avenue is a private road at that location. He said he wanted to get more information about what was happening to avoid confusion.

Mayor Weiers closed the public hearing.

A motion was made by Councilmember Chavira, seconded by Vice Mayor Hugh, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

7. [15-085](#)

ANNEXATION APPLICATION AN-196 (ORDINANCE): 99TH AVENUE RIGHT-OF-WAY (PUBLIC HEARING REQUIRED)

Staff Contact: Jon M. Froke, AICP, Planning Director

ORDINANCE NO. 2929 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF GLENDALE, MARICOPA COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, SECTION 9-471, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING THERETO CERTAIN TERRITORY CONSISTING OF APPROXIMATELY 1.4 ACRES OF THE 99TH AVENUE RIGHT-OF-WAY SOUTH OF BETHANY HOME ROAD TO BE KNOWN AS ANNEXATION AREA NO. 196.

Ms. Perry said this land is located at 99th Avenue and Bethany Home Road. She explained an IGA between the city and Maricopa County required annexing this portion of land. Staff recommends this area be annexed. The annexation process will be complete once the Ordinance is adopted.

Mayor Weiers opened the public hearing on AN-196.

There were no speakers.

Mayor Weiers closed the public hearing.

A motion was made by Councilmember Aldama, seconded by Councilmember Chavira, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

8. [15-086](#)

GENERAL PLAN AMENDMENT GPA13-05 (RESOLUTION) AND REZONING APPLICATION ZON13-08 (ORDINANCE): ZANJERO PASS - LOCATED AT 17750 WEST OLIVE AVENUE (PUBLIC HEARING REQUIRED)

Staff Contact: Jon M. Froke, AICP, Planning Director

ORDINANCE NO. 2930 NEW SERIES, WAS READ BY NUMBER AND TITLE ONLY, IT BEING AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REZONING PROPERTY LOCATED AT 17750 WEST OLIVE AVENUE OF APPROXIMATELY 171.55 ACRES FROM R1-8 AND R1-10 (SINGLE FAMILY RESIDENTIAL ZONING DISTRICTS, MARICOPA COUNTY DESIGNATIONS) TO R1-7 PRD (SINGLE RESIDENCE, PLANNED RESIDENTIAL DEVELOPMENT), R1-8 PRD (SINGLE RESIDENCE, PLANNED RESIDENTIAL DEVELOPMENT), R1-10 PRD (SINGLE RESIDENCE, PLANNED RESIDENTIAL DEVELOPMENT), AND APPROXIMATELY 8.18 ACRES TO C-1 (GENERAL COMMERCIAL); AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.

Ms. Perry said this land is located at Olive Avenue and Citrus Road. She explained this will increase the number of allowable dwelling units per acre and place general commercial on the corner. She also explained how the property would be zoned and the property will be developed as a residential subdivision in addition to a commercial development. Staff recommends approval and if approved the rezoning would be subject to stipulations as recommended by the Planning Commission.

Councilmember Sherwood wanted confirmation they were only annexing land that the city has an interested in and not all the land at one time.

Ms. Perry said they are only annexing the portion of the property the applicant wanted to be annexed into the city. She said an applicant will have to go through the same process for any future annexations in that area.

Councilmember Sherwood asked if the city had the five mile section along the Hwy. 303 from Peoria Avenue to Camelback Road.

Ms. Perry said yes.

Mayor Weiers opened the public hearing on GPA13-05.

There were no speakers.

Mayor Weiers closed the public hearing.

A motion was made by Councilmember Chavira, seconded by Councilmember Aldama, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

RESOLUTION NO. 4920 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY ARIZONA, AMENDING THE GENERAL PLAN MAP OF THE CITY OF GLENDALE, ARIZONA, BY APPROVING GENERAL PLAN AMENDMENT GPA13-05 FOR PROPERTY LOCATED AT 17750 WEST OLIVE AVENUE.

A motion was made by Councilmember Chavira, seconded by Councilmember Sherwood, that this agenda item be approved. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

LAND DEVELOPMENT ACTIONS

9. [15-082](#) FINAL PLAT APPLICATION FP14-05: COPPER COVE 4 - 9300 WEST CAMELBACK ROAD
Staff Contact: Jon M. Froke, AICP, Planning Director
- Ms. Perry said this was a request to approval the final plat for Copper Cove 4 which is located at 95th Avenue and Camelback Road. This land will be incorporated into the Copper Cove community which is presently under development. She said the final plat is consistent with the general plan and staff recommends the final plat be approved. She said this will be the final action required for Copper Cove 4.*
- A motion was made by Councilmember Sherwood, seconded by Councilmember Chavira, that this agenda item be approved. The motion carried by the following vote:**
- Aye:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner
10. [15-083](#) FINAL PLAT APPLICATION FP14-02: REPLAT OF NORTHERN OAK COMMERCE PARK - 7855 N. 73rd AVENUE
Staff Contact: Jon M. Froke, AICP, Planning Director
- Ms. Perry said this was a request to approve the final plat for Northern Oak Commerce Park that is located at 73rd Avenue and Northern Avenue. She explained nine existing lots will be combined into one large lot and will be developed with industrial land uses. This is consistent with the general plan and staff recommends the final plat be approved. She said this will be the final action required for Northern Oak Commerce Park.*
- A motion was made by Councilmember Chavira, seconded by Councilmember Aldama, that this agenda item be approved. The motion carried by the following vote:**
- Aye:** 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

ORDINANCES

11. [15-097](#) ABANDONMENT OF PATENT EASEMENTS NORTH OF BELL ROAD, APPROXIMATELY 600 FEET EAST OF 63RD AVENUE
Staff Contact: Jack Friedline, Director, Public Works
- ORDINANCE NO. 2931 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 THE ABANDONMENT OF PATENT EASEMENTS NORTH OF BELL ROAD, APPROXIMATELY 600 FEET EAST OF 63RD AVENUE; AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.*
- Mr. Friedline requested Council approve abandonment of two patent easements north of Bell Road near 63rd Avenue. He said these easements have never been used and there is no need for them now or in the future. He said the owners have requested this action to avoid any conflicts with their future projects.*
- A motion was made by Councilmember Tolmachoff, seconded by Councilmember Chavira, that this agenda item be approved. The motion carried by the following vote:**

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

A motion was made by Vice Mayor Hugh, seconded by Councilmember Chavira, to hold the next regularly scheduled City Council Workshop on Tuesday, February 17, 2015 at 1:30 p.m. in Room B-3 of the City Council Chambers, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried by the following vote:

Aye: 7 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Sherwood, Councilmember Tolmachoff, and Councilmember Turner

CITIZEN COMMENTS

Timothy Ndavu, a Cactus resident, spoke about sale of the Foothills Library. He said he did not think this was a good idea. He said he got about 5 dozen signatures of other library users who oppose selling the library, which he submitted to the City Clerk. He said the Foothills Library is one of the gems of the city. He said keeping the facility is the right thing to do.

James Deibler, a Phoenix resident, spoke about NFL security at the Super Bowl. He said the city cannot afford to lose more money on these big events. He said he was happy the NFL did not pay for security for the big game. He said the state needs to step up to pay for future Super Bowls.

Bill Demski, a Sahuaro resident, complained about recent incidents where the police were called but didn't write reports. He also spoke about lack of oversight for city contracts. He mentioned figures from the city audit of the contracts. He mentioned a meeting he had with a former Mayor of Glendale regarding the corruption in the city back in the early 1990s. He said nothing was ever done. He also spoke about homeless children in the state who go to bed hungry every night. He said his daughter teaches in a school district in the city where children live in poverty. He spoke about all the money the city is spending on projects.

Reginald Martinez, a Barrel resident, said he is disappointed at the recent public airings of the city's personnel issues. He spoke about the City Manager and her experience and how she has turned the city around in a short time. He commented on some recent troubling remarks about Ms. Fischer.

Cherlynn Berry, a Sahuaro resident, spoke about the disconnect between city departments. She said the merchants are suffering in the downtown area with the lack of communication and an inability to be flexible. She said moving the Chocolate Affaire to the same weekend as the Super Bowl caused lower attendance than normal at that event. She asked what kind of image this puts out to the public. She said people will quit coming to the city

Sheri Audette, an Ocotillo business owner, spoke about permits and special restrictions for special events. She explained carnival people violated special restrictions, even though local business owners complied with all the restrictions. She said everyone needs to comply. She also spoke about the cost of the permits and the need to pay more than once a year. She said business owners only want to help the city, and the city departments are not helping that cause.

Randy Miller, a Barrel resident, spoke about a school in the area does not have a library. He spoke about online libraries and how many of the items available are not accurate.

He said not all books are available online. He thanked the Council for sending the sale of the library issue out for public comment. He said putting the library into the aquatics center is a bad idea and will not lend itself to a good library setting. He also spoke about valuation of the library.

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Aldama spoke about the monthly meeting dates he will be available for "no agenda meetings" with Ocotillo residents. He said he will be available the first Monday of each month from 4 p.m. to 5:30 p.m. at Cuff Restaurant. He invited residents to attend the re-grand opening of Sonorita Park on February 28th. He said he has received many emails regarding the Foothills Library.

Councilmember Sherwood complimented staff for their work on the Super Bowl. He said every department had a role to play in this event. He complimented Jean Moreno for her work coordinating Super Bowl activities. He said some of the events mentioned were not city sponsored and said they need to continue working on the other concerns about bringing new events to the city. He said the Chocolate Affaire was successful as they did the same thing the last time the Super Bowl was in town. He congratulated Ms. Fischer for her award as Woman of the Year.

Councilmember Tolmachoff thanked the citizens for serving on the Library Advisory Committee, Parks and Recreation Commission and the Arts Commission for holding the public meetings regarding the library. She said she has received a lot of comments from citizens and she appreciates all the comments. She thanked Direct TV for coming to the city. She looked forward to the numbers on that and welcomed the new businesses that have come to the city.

Councilmember Turner said staff did a wonderful job on the Super Bowl and the boards and commissions have done a great job with the library issue. They have received a lot of public comment on this issue. He complimented Ms. Fischer for the award she received. He said there is a Barrel District meeting at 6 p.m. at the Adult Center tomorrow night and invited all interested residents to attend. He extended his sympathies to the family of Kayla Mueller.

ADJOURNMENT

The meeting was adjourned at 6:52 p.m.