

City of Glendale

5850 West Glendale Avenue
Glendale, AZ 85301



Meeting Minutes - Final

Tuesday, December 8, 2015

6:00 PM

Voting Meeting

Council Chambers

City Council

Mayor Jerry Weiers

Vice Mayor Ian Hugh

Councilmember Jamie Aldama

Councilmember Samuel Chavira

Councilmember Ray Malnar

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 Ray Malnar, Councilmember Lauren Tolmachoff, and Councilmember Bart Turner

[Councilmember Chavira participated telephonically.]

Also present were Richard Bowers, Acting City Manager; Jennifer Campbell, Assistant City Manager; Tom Duensing, Interim Assistant City Manager; Michael Bailey, City Attorney; Pamela Hanna, City Clerk; and Darcie McCracken, Deputy City Clerk.

PLEDGE OF ALLEGIANCE

PRAYER/INVOCATION

The invocation was offered by Pastor Frank Sandell from the Arizona National Guard.

Mayor Weiers introduced and recognized the City's new Fire Chief, Terry Garrison.

CITIZEN COMMENTS

Joy (no last name given), a Sahuaro resident, spoke about the ADOT trucks in her area. She said the trucks were contracted and were possibly being driven by non-Americans. She said Channel 15 was out in front of her house harassing her. She spoke about an incident at her college campus where she reported a suspicious person. She spoke about how she interacted with security at the college campus.

James Deibler, a Phoenix resident, spoke about a Dial-a-Ride merging with the west valley Dial-a-Ride to provide better service to people with disabilities. He said this will streamline service to the west valley cities. He wished the Council a Merry Christmas.

APPROVAL OF THE MINUTES OF NOVEMBER 24, 2015 VOTING MEETING

- 1. [15-801](#) APPROVAL OF THE MINUTES OF NOVEMBER 24, 2015
Staff Contact: Pamela Hanna, City Clerk

A motion was made by Councilmember Malnar, seconded by Councilmember Turner, 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 Malnar, Councilmember Tolmachoff, and Councilmember Turner

CONSENT AGENDA

Mr. Richard Bowers, Acting City Manager, said at the request of the Police Department, item number 41 was administratively pulled. He then read agenda item numbers 2 through 32.

Ms. Pamela Hanna, City Clerk, read consent agenda resolution item numbers 33 through 40 by number and title.

2. [15-760](#) APPROVE SPECIAL EVENT LIQUOR LICENSES, ARIZONA SPORTS FOUNDATION DBA FIESTA BOWL
Staff Contact: Vicki Rios, Interim Director, Finance and Technology
This agenda item was approved.

4. [15-762](#) APPROVE SPECIAL EVENT LIQUOR LICENSE, COLLEGE FOOTBALL PLAYOFF FOUNDATION
Staff Contact: Vicki Rios, Interim Director, Finance and Technology
This agenda item was approved.

5. [15-763](#) APPROVE SPECIAL EVENT LIQUOR LICENSES, 100 CLUB OF ARIZONA
Staff Contact: Vicki Rios, Interim Director, Finance and Technology
This agenda item was approved.

6. [15-809](#) APPROVE SPECIAL EVENT LIQUOR LICENSES, 100 CLUB OF ARIZONA
Staff Contact: Vicki Rios, Interim Director, Finance and Technology
This agenda item was approved.

7. [15-764](#) APPROVE LIQUOR LICENSE NO. 5-17984, CHOMPIE'S RESTAURANT - ARROWHEAD
Staff Contact: Vicki Rios, Interim Director, Finance and Technology
This agenda item was approved.

8. [15-765](#) APPROVE LIQUOR LICENSE NO. 5-17706, MARKET & SMOKE
Staff Contact: Vicki Rios, Interim Director, Finance and Technology
This agenda item was approved.

9. [15-766](#) APPROVE LIQUOR LICENSE NO. 5-18121, SALT TACOS Y TEQUILA
Staff Contact: Vicki Rios, Interim Director, Finance and Technology
This agenda item was approved.

10. [15-803](#) APPROVE WINE FESTIVAL LICENSES, KEELING SCHAEFER VINEYARDS

Staff Contact: Vicki Rios, Interim Director, Finance and Technology

This agenda item was approved.

11. [15-746](#) RATIFICATION OF SERVICE LEVEL AGREEMENT FOR COURT COMPUTER HARDWARE AND SOFTWARE APPLICATIONS WITH ARIZONA SUPREME COURT

Staff Contact: Elizabeth Finn, Presiding Judge

This agenda item was approved.

12. [15-749](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH SUMMIT ELECTRIC SUPPLY CO., INC., AND APPROVE THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF PARTS FOR VARIOUS WATER AND WASTEWATER TREATMENT FACILITIES

Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

13. [15-750](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH REDDI SERVICES, INC., AND APPROVE THE EXPENDITURE OF FUNDS FOR VACTOR SERVICES AT VARIOUS WATER AND WASTEWATER FACILITIES

Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

14. [15-758](#) AUTHORIZATION TO ENTER INTO A CONSTRUCTION MANAGER AT RISK AGREEMENT WITH MGC CONTRACTORS, INC., FOR DESIGN PHASE SERVICES FOR IMPROVEMENTS AT THE ARROWHEAD RANCH WATER RECLAMATION FACILITY

Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

15. [15-780](#) AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH HDR ENGINEERING, INC., FOR THE ASSESSMENT OF THE WEST AREA WATER RECLAMATION FACILITY RECHARGE STORAGE

Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

16. [15-791](#) AUTHORIZATION TO AMEND THE CONSTRUCTION MANAGER AT RISK AGREEMENT WITH ACHEN-GARDNER CONSTRUCTION, LLC AND APPROVE THE ADDITIONAL EXPENDITURE OF FUNDS TO REPAIR AND IMPROVE THE 42-INCH WATER MAIN NEAR DEER VALLEY ROAD AND 67TH AVENUE

Staff Contact: Craig Johnson, P.E., Director, Water Services

This agenda item was approved.

17. [15-792](#) AUTHORIZATION TO AMEND THE PROFESSIONAL SERVICES AGREEMENT WITH WILSON ENGINEERS, LLC AND APPROVE THE ADDITIONAL EXPENDITURE OF FUNDS TO REPAIR AND IMPROVE THE 42-INCH WATER MAIN NEAR DEER VALLEY ROAD AND 67TH AVENUE
Staff Contact: Craig Johnson, P.E., Director, Water Services
This agenda item was approved.
18. [15-781](#) EXPENDITURE AUTHORIZATION FOR THE PURCHASE OF BULLET RESISTANT GLASS LAMINATE FROM CLEAR ARMOR, LLC FOR THE GLENDALE POLICE DEPARTMENT
Staff Contact: Debora Black, Police Chief
This agenda item was approved.
19. [15-782](#) AUTHORIZATION TO PURCHASE LAPTOPS AND TABLETS WITH THE ASSOCIATED EQUIPMENT AND SERVICES FROM PCS MOBILE, AUTHORIZED RESELLER OF PANASONIC CORPORATION OF NORTH AMERICA, UTILIZING A CITY OF TUCSON COOPERATIVE PURCHASING CONTRACT
Staff Contact: Debora Black, Police Chief
This agenda item was approved.
20. [15-789](#) AUTHORIZATION TO PURCHASE DRAGON NATURALLYSPEAKING SOFTWARE FROM SHI INTERNATIONAL CORP UTILIZING A STATE OF ARIZONA COOPERATIVE PURCHASING CONTRACT
Staff Contact: Debora Black, Police Chief
This agenda item was approved.
21. [15-795](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH MOTOROLA SOLUTIONS, INC., AND APPROVE THE PURCHASE OF DISPATCH CONSOLES FOR THE GLENDALE POLICE DEPARTMENT UTILIZING A STATE OF ARIZONA COOPERATIVE PURCHASING CONTRACT
Staff Contact: Debora Black, Police Chief
This agenda item was approved.
22. [15-796](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH MOTOROLA SOLUTIONS, INC., AND APPROVE THE PURCHASE OF MOBILE RADIOS FOR THE GLENDALE POLICE DEPARTMENT UTILIZING A STATE OF ARIZONA COOPERATIVE PURCHASING CONTRACT
Staff Contact: Debora Black, Police Chief
This agenda item was approved.

23. [15-783](#) POSITION RECLASSIFICATIONS
Staff Contact: Jim Brown, Director, Human Resources and Risk Management
This agenda item was approved.
24. [15-784](#) AUTHORIZATION TO INCREASE SPENDING AUTHORITY AND APPROVE AMENDMENT NO. 1 TO THE LINKING AGREEMENT FOR PURCHASE OF PERSONAL PROTECTIVE EQUIPMENT WITH MATLICK ENTERPRISES INC., D.B.A. UNITED FIRE EQUIPMENT COMPANY
Staff Contact: Terry Garrison, Fire Chief
This agenda item was approved.
25. [15-756](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT FOR COOPERATIVE PURCHASE OF TWO VEHICLES FROM MIDWAY CHEVROLET COMPANY I, LLC, DOING BUSINESS AS MIDWAY CHEVROLET
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.
26. [15-757](#) AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ARIZONA TRAINING & EVALUATION CENTER, INC., FOR OCCUPATIONAL TRAINING AND TEMPORARY STAFFING SERVICES
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.
27. [15-759](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT FOR COOPERATIVE PURCHASE OF THREE REARLOAD TRUCKS FROM FREIGHTLINER OF ARIZONA, LLC
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.
28. [15-767](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT FOR COOPERATIVE PURCHASE OF THREE PICKUP TRUCKS FROM COURTESY CHEVROLET
Staff Contact: Jack Friedline, Director, Public Works
This agenda item was approved.
29. [15-768](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT FOR COOPERATIVE PURCHASE OF FIVE SIDELOAD TRUCKS FROM RUSH TRUCK CENTERS OF ARIZONA, DOING BUSINESS AS RUSH TRUCK CENTER OF PHOENIX

Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

30. [15-769](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT FOR COOPERATIVE PURCHASE OF 300 GALLON REFUSE CONTAINERS FROM ROTATIONAL MOLDING, INC.
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

31. [15-770](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT FOR COOPERATIVE PURCHASE OF ONE FRONTLOAD TRUCK FROM FREIGHTLINER OF ARIZONA, LLC
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

32. [15-776](#) AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT FOR COOPERATIVE PURCHASE OF ONE TRACTOR FOR BULK TRASH COLLECTION FROM TITAN MACHINERY, INC.
Staff Contact: Jack Friedline, Director, Public Works

This agenda item was approved.

CONSENT RESOLUTIONS

33. [15-771](#) RESOLUTION 5046: AUTHORIZATION OF LICENSE AGREEMENT WITH VERIZON WIRELESS (VAW), LLC FOR THE INSTALLATION OF A DISTRIBUTED ANTENNA SYSTEM (SMALL CELL) ON A CITY STREETLIGHT WITHIN PUBLIC RIGHT-OF-WAY AT 5880 WEST BELL ROAD
Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 5046 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 CITY MANAGER TO EXECUTE A LICENSE AGREEMENT FOR WIRELESS COMMUNICATIONS SITE IN CITY OF GLENDALE RIGHT-OF-WAY LOCATED AT 5880 WEST BELL ROAD IN GLENDALE, ARIZONA WITH VERIZON WIRELESS.

This agenda item was approved.

34. [15-772](#) RESOLUTION 5047: AUTHORIZATION OF LICENSE AGREEMENT WITH VERIZON WIRELESS (VAW), LLC FOR THE INSTALLATION OF A DISTRIBUTED ANTENNA SYSTEM (SMALL CELL) ON A CITY STREETLIGHT WITHIN PUBLIC RIGHT-OF-WAY AT 5510 WEST CAMELBACK ROAD
Staff Contact: Jack Friedline, Director, Public Works

RESOLUTION NO. 5047 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 CITY MANAGER TO EXECUTE A LICENSE AGREEMENT FOR WIRELESS COMMUNICATIONS SITE IN CITY OF GLENDALE RIGHT-OF-WAY LOCATED AT 5510 WEST CAMELBACK ROAD IN GLENDALE, ARIZONA WITH VERIZON WIRELESS.

This agenda item was approved.

35. [15-723](#) RESOLUTION 5048: AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF HEALTH SERVICES – MASS SHELTERING TENT SYSTEM (CONTRACT NUMBER AGR2015-049)
Staff Contact: Terry Garrison, Fire Chief

RESOLUTION NO. 5048 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 ARIZONA DEPARTMENT OF HEALTH SERVICES FOR A GLENDALE FIRE DEPARTMENT MASS SHELTERING SYSTEM.

This agenda item was approved.

36. [15-724](#) RESOLUTION 5049: AUTHORIZATION TO ACCEPT THE 2015 GRANT FUNDS FROM THE ARIZONA DEPARTMENT OF HOMELAND SECURITY – GLENDALE FIRE DEPARTMENT RRT SUSTAINMENT GRANT #150807-03
Staff Contact: Terry Garrison, Fire Chief

RESOLUTION NO. 5049 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 ACCEPTANCE OF THE FFY 2015 HOMELAND SECURITY GRANT PROGRAM AWARD (AGREEMENT NO. 150807-03) FROM THE STATE OF ARIZONA, DEPARTMENT OF HOMELAND SECURITY, TO ASSIST WITH THE GLENDALE FIRE DEPARTMENT RRT PROJECT IN THE APPROXIMATE AMOUNT OF \$100,000 (ONE HUNDRED THOUSAND DOLLARS) ON BEHALF OF THE GLENDALE FIRE DEPARTMENT.

This agenda item was approved.

37. [15-725](#) RESOLUTION 5050: AUTHORIZATION TO ACCEPT THE 2015 GRANT FROM THE ARIZONA DEPARTMENT OF HOMELAND SECURITY (AZDOHS) - EOC/ESF AUDIO/VISUAL CONTROL SYSTEM # 150807-02
Staff Contact: Terry Garrison, Fire Chief

RESOLUTION NO. 5050 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 ACCEPTANCE OF THE FFY 2015 HOMELAND SECURITY GRANT PROGRAM AWARD (AGREEMENT NO. 150807-02) FROM THE STATE OF ARIZONA, DEPARTMENT OF HOMELAND SECURITY, TO ASSIST WITH THE EOC/ESF AUDIO/VISUAL CONTROL SYSTEM PROJECT IN THE

APPROXIMATE AMOUNT OF \$44,428 (FORTY FOUR THOUSAND FOUR HUNDRED TWENTY EIGHT DOLLARS) ON BEHALF OF THE GLENDALE FIRE DEPARTMENT.

This agenda item was approved.

38. [15-790](#) RESOLUTION 5051: AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH ARIZONA STATE HISTORIC PRESERVATION OFFICE AND MARICOPA COUNTY HOME CONSORTIUM
Staff Contact: Erik Strunk, Director, Community Services

RESOLUTION NO. 5051 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 AN AMENDMENT TO THE PROGRAMMIC AGREEMENT BETWEEN THE CITY OF GLENDALE AND THE ARIZONA STATE HISTORIC PRESERVATION OFFICE REGARDING HUD-FUNDED PROGRAM ACTIVITIES.

This agenda item was approved.

39. [15-787](#) RESOLUTION 5052: INDUSTRIAL COMMISSION OF ARIZONA SELF-INSURANCE RENEWAL AND SECURITY DEPOSIT EXEMPTION
Staff Contact: Jim Brown, Director, Human Resources & Risk Management

RESOLUTION NO. 5052 NEW SERIES WAS READ BY NUMBER AND TITLE ONLY, IT BEING A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REQUESTING EXEMPTION FROM THE REQUIREMENT BY THE INDUSTRIAL COMMISSION OF ARIZONA TO POST SECURITY FOR THE CITY OF GLENDALE'S SELF-INSURED WORKERS' COMPENSATION CLAIMS.

This agenda item was approved.

40. [15-810](#) RESOLUTION 5053: AUTHORIZATION TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT WITH THE TOHONO O'ODHAM NATION FOR DETENTION SERVICES
Staff Contact: Debora Black, Police Chief

RESOLUTION NO. 5053 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 TOHONO O'ODHAM NATION FOR DETENTION SERVICES.

This agenda item was approved.

Approval of the Consent Agenda

A motion was made by Turner, seconded by Chavira, to approve the recommended actions on Consent Agenda Item Numbers 2, 4 through 32 and Consent Resolutions 33 through 40. The motion carried by the following vote:

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

3. [15-761](#) APPROVE SPECIAL EVENT LIQUOR LICENSE, GLENDALE ARTS COUNCIL
Staff Contact: Vicki Rios, Interim Director, Finance and Technology

Ms. Rios said this is a request for approval of a special event liquor license for the Glendale Arts Council. She said the event will be held at Sahuaro Ranch Park inside the Fruit Packing Shed on January 8, 2016, from 7 p.m. to 9 p.m. She said the event is a fundraiser for the Annual Art Exhibit.

Councilmember Turner said he has a conflict of interest on this item and will not be participating in the discussion or the vote

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

Aye: 6 - Mayor Weiers, Vice Mayor Hugh, Councilmember Aldama, Councilmember Chavira, Councilmember Malnar, and Councilmember Tolmachoff

Recused: 1 - Councilmember Turner

ORDINANCES

41. [15-788](#) ORDINANCE 2971: ADOPT AN ORDINANCE ADDING SECTION 27-56 TO ARTICLE III DIVISION 2 OF CHAPTER 27 OF THE GLENDALE MUNICIPAL CODE TO IMPOSE REQUIREMENTS ON THE OPERATION OF BOTH MODEL AIRCRAFT AND CIVIL UNMANNED AIRCRAFT SYSTEMS (UAS), COMMONLY KNOWN AS DRONES
Staff Contact: Debora Black, Police Chief

This item was pulled administratively and not heard.

NEW BUSINESS

42. [15-793](#) AUTHORIZATION TO UTILIZE FORM LICENSE AGREEMENT AS NEEDED TO FACILITATE ANY NECESSARY USE OF CITY PROPERTY FOR COLLEGE FOOTBALL PLAYOFF ACTIVITIES
Staff Contact: Michael D. Bailey, City Attorney

Mr. Bailey said this is a form license agreement and is very similar to the type of agreement used during the Super Bowl. He explained the City receives requests right up until the last minute before an event and staff has found it is useful to have a form license agreement in place to recognize those requests. He said the requests are still approved by both the City Manager and the City Attorney's Office. He said Council is just agreeing to the form agreement and the terms and conditions if anyone wants to use city property.

A motion was made by Councilmember Tolmachoff, 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 Malnar, Councilmember Tolmachoff, and Councilmember Turner

43. [15-806](#)

AUTHORIZATION TO ENTER INTO A SETTLEMENT AGREEMENT WITH CONAIR CORPORATION

Staff Contact: Michael D. Bailey, City Attorney

Mr. Bailey said this is a settlement agreement between the City and Conair Corporation for a condemnation action. This agreement dates back to 1989 when the City had discussions with regard to the expansion of the runway at the Glendale Municipal Airport. He explained Conair owns property north of the runway on the north side of Glendale Avenue. He said the parties have agreed to a price of \$13,250,000 for acquisition of that property. He noted the City has been in control of that property since 2012, and discussions for utilization of that property have been ongoing since 1989. He said just over \$5 million has already been paid by the city, and 4 additional payments will be made. The funds will come from the General Fund, but those funds will be reimbursed back because they are eligible for grant funding and the City will be applying for grant funding for runway expansion. He said there is also a development impact fee reimbursement associated with Item 44 for development reimbursement. He said the purpose of that is Conair still owns land out there and there have been discussions about a Conair expansion and there may be reimbursement to Conair for those development fees.

Councilmember Malnar asked for clarification on the date the City took possession, as he thought it was earlier than 2012.

Mr. Bailey said from a legal standpoint, the City filed the condemnation action in 2012, however, dating prior to 2001, the City has stated that was the date of taking, so the City has been using the property since prior to 2001. He said discussions about this property have been ongoing since 1989.

Councilmember Malnar said in essence, the City has had the property since 2001 according to the agreement, and that is why the City is paying the settlement.

Mr. Bailey said one of the challenges was the interest component associated with an award in a condemnation action because the City has had the property for so long.

A motion was made by Councilmember Malnar, 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 Malnar, Councilmember Tolmachoff, and Councilmember Turner

44. [15-807](#)

RESOLUTION 5054: AUTHORIZATION TO ENTER INTO A DEVELOPMENT AGREEMENT WITH CONAIR CORPORATION

Staff Contact: Michael D. Bailey, City Attorney

Mr. Bailey mentioned as a side note that the funding for this agreement was not coming from the General Fund, but was coming from the Transportation Fund and the funds are available.

Mr. Bailey said this development agreement addresses the 45 acres of land remaining that is associated with the settlement agreement. He said the agreement sets forth existing land use rights and Conair will be able to use those development rights per zoning requirements. He said the City will continue to endorse the property as a Foreign Trade Zone and the City will provide a fee waiver in the amount of \$676,258. He said those are not development impact fees, but they are development fees. He said there is no obligation for Conair to construct, however, if they do not begin construction by 2019, the City is no longer obligated to pay that amount.

Ms. Hanna read Resolution 5054.

RESOLUTION NO. 5054 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 DEVELOPMENT AGREEMENT WITH CONAIR CORPORATION CONCERNING IMPROVEMENTS AND DEVELOPMENT OF PROPERTY GENERALLY LOCATED AT GLENDALE AVENUE AND GLEN HARBOR BOULEVARD NEAR THE GLENDALE MUNICIPAL AIRPORT; AND DIRECTING THAT THE DEVELOPMENT AGREEMENT BE RECORDED.

A motion was made by Councilmember Aldama, 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 Malnar, Councilmember Tolmachoff, and Councilmember Turner

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

A motion was made by Vice Mayor Hugh, seconded by Councilmember Tolmachoff, to hold the next regularly scheduled City Council workshop on Tuesday, December 15, 2015 at 1:30 p.m. in Room B-3 of the City Council Chambers, to be followed by an executive session pursuant to ARS 38-431.03, and further moved to vacate the regularly scheduled City Council voting meeting on Tuesday, December 22, 2015, and further moved to hold a regularly scheduled City Council workshop on Tuesday, January 5, 2016 at 1:30 p.m. in Room B-3 of the City Council Chambers, to be followed by an executive session pursuant to ARS 38-431.03. The motion carried by the following vote:

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

COUNCIL COMMENTS AND SUGGESTIONS

Councilmember Aldama thanked everyone who participated in the Informational Fair and Clean-Up Event that he and Councilmember Turner co-hosted. He also thanked the staff who helped coordinate the event. He said there was a big turnout. He said a similar event will be held at a location in the Ocotillo District very soon. He wished everyone Happy Holidays.

Councilmember Chavira thanked the Parks and Recreation Department staff and Erik Strunk for the Christmas Giveaway. He said there was a great turnout for the kids.

Councilmember Malnar recognized Earl Baugh from his district who will turn 102 years old tomorrow. He also recognized Alice Catlin also turned 102 years old today. He said he is looking forward to the Glendale Christmas Parade this weekend.

Councilmember Tolmachoff reminded everyone to enjoy Glendale Glitters which runs through January 11, 2016. She reminded Cholla residents tomorrow is the First Annual Cholla District holiday mixer at the Foothills Recreation and Aquatic Center from 7 p.m. to 9 p.m. She encouraged everyone to come and meet their neighbors. She wished staff and residents Happy Holidays and encouraged everyone to stay safe.

Councilmember Turner thanked Councilmember Aldama for including him in his event this past weekend. He announced that the Glendale Arts Council is holding its 53rd Annual Juried Art Show, and they will hold a preview party on January 8, 2016, and the event will run from January 9-24, 2016 at Sahuaro Ranch Park. He wished staff and residents Happy Holidays.

Vice Mayor Hugh wished everyone a Merry Christmas and said he was confident the Rotary Club will win first prize for their float in the Christmas Parade.

Mayor Weiers reminded everyone about the Christmas Parade on December 12, 2015 at 11 a.m. He said there are 130 entries this year and it is a hometown parade. He said local businesses and churches participate in the parade. He said the food drive with Hope for Hunger Food Bank has been successful with over 1,000 boxes of food donated. He said there are also about 9,000 boxes out right now. He reminded everyone that people are hungry all year around. He said many of the City's Department Heads have offered to help with this and he thanked everyone for their participation. He wished everyone a Merry Christmas and a safe New Year.

ADJOURNMENT

Mayor Weiers adjourned the meeting at 6:42 p.m.