

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



**SUMMARY MINUTES OF THE
GLENDALE CITY COUNCIL MEETING
Council Chambers
5850 West Glendale Avenue
January 25, 2011
7:00 p.m.**

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

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

Mayor Scruggs welcomed members of the Civil Air Patrol of the United States Air Force Auxiliary present at the meeting. She also welcomed Representative Jerry Weiers and his wife to the meeting.

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

A statement was filed by the City Clerk that the 7 resolutions and 4 ordinances 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 DECEMBER 14, 2010 AND JANUARY 11, 2011
CITY COUNCIL MEETINGS**

It was moved by Martinez, and seconded by Knaack, to dispense with the reading of the minutes of the December 14, 2010, as each member of the Council had been provided copies in advance, and approve them as written; and, not to consider the January 11, 2011 Regular City Council meeting at this time. The motion carried unanimously.

BOARDS, COMMISSIONS AND OTHER BODIES

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

			Effective	Expiration
<u>Citizens Advisory Commission on Neighborhoods</u>				
Arneida Miller	Barrel	Appointment	01/25/2011	06/30/2011
<u>Citizens Bicycle Advisory Committee</u>				
Garrett Simpson	Barrel	Appointment	01/25/2011	01/16/2013
<u>Glendale Municipal Property Corporation</u>				
Leland Peterson – Chair	Cactus	Reappointment	01/25/2011	12/01/2011
<u>Judicial Selection Advisory Board</u>				
Jerry Berntsen	Barrel	Reappointment	04/23/2011	04/23/2014
Jerry Berntsen – Chair	Barrel	Reappointment	01/25/2011	11/29/2011
Terrance Mead – Vice Chair	Sahuaro	Appointment	01/25/2011	11/29/2011
<u>Personnel Board</u>				
Richard Westby	Mayoral	Reappointment	01/25/2011	01/23/2013

The recommendation is to make appointments to the boards, commissions and other bodies and administer the Oaths of Office.

It was moved by Frate and seconded by Martinez to approve the appointments as presented. The motion carried unanimously.

CONSENT AGENDA

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

Mayor Scruggs requested Item No. 8 be heard separately and noted that there was a citizen request to speak on it.

Councilmember Lieberman requested Item No. 14 be heard separately.

1. WINE FESTIVAL LICENSES, KOKOPELLI WINERY

This is a request for City Council to approve two wine festival licenses for Kokopelli Winery. The events will be held in downtown Glendale at 58th Avenue and Glenn Drive. The purpose of these wine festival licenses is for Kokopelli Winery to participate in the Glendale Chocolate Affaire February 4-6, and Glendale Jazz & Blues Festival April 9 and 10, 2011.

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.

2. SPECIAL EVENT LIQUOR LICENSE, ST. RAPHAEL CATHOLIC CHURCH

This is a request for City Council to approve a special event liquor license for St. Raphael Catholic Church. The event will be held at St. Raphael Catholic Church inside Hibner Hall located at 5525 West Acoma Road on Saturday, February 12, 2011, from 6:30 p.m. to 10 p.m. The purpose of this special event liquor license is for a fundraiser.

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.

3. LIQUOR LICENSE NO. 3-1323, PIZZA HUT #26974

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license for Pizza Hut #26974 located at 5825 West Bell Road. The Arizona Department of Liquor Licenses and Control application (No. 12078564) was submitted by Theresa June Morse.

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. LIQUOR LICENSE NO. 3-1324, PIZZA HUT #26990

This is a request for City Council to approve a person-to-person transferable series 7 (Bar - Beer and Wine) license for Pizza Hut #26990 located at 8860 North 43rd Avenue. The Arizona Department of Liquor Licenses and Control application (No. 07070142) was submitted by Theresa June Morse.

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.

5. LIQUOR LICENSE NO. 3-1325, AJS

This is a request for City Council to approve a location-to-location transferable series 7 (Bar - Beer and Wine) license for AJ's located at 20050 North 67th Avenue. The Arizona Department of Liquor Licenses and Control application (No. 07070287) was submitted by Michael Joseph Basha.

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.

6. LIQUOR LICENSE NO. 3-1326, MAMA GINA'S PIZZERIA

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license for Mama Gina's Pizzeria located at 9380 West Westgate Boulevard. The Arizona Department of Liquor Licenses and Control application (No. 12078592) was submitted by Sami N. Khnanisho.

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.

7. LIQUOR LICENSE NO. 3-1327, OUTBACK STEAKHOUSE

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license for Outback Steakhouse located at 5605 West Bell Road. The Arizona Department of Liquor Licenses and Control application (No. 12078590) was submitted by Randy D. Nations.

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.

9. AWARD OF CONSTRUCTION CONTRACT FOR O'NEIL PARK IMPROVEMENTS

This is a request for City Council to award the bid and authorize the City Manager to enter into a construction agreement with Gothic Landscaping, Inc., for O'Neil Park improvements in an amount not to exceed \$139,159.73.

The recommendation is to award the bid and authorize the City Manager to enter into a construction agreement with Gothic Landscaping, Inc., for O'Neil Park improvements in an amount not to exceed \$139,159.73.

10. AWARD OF BID FOR FIRE STATION BAY EXHAUST REMOVAL SYSTEM

This is a request for City Council to award the bid and authorize the City Manager to enter into a construction agreement with DCS Solutions LLC dba Magne Grip South for the purchase and installation of hoseless exhaust removal systems to aid air purification in six Glendale fire stations in an amount not to exceed \$155,094. The remaining three fire stations already utilize hoseless exhaust removal systems.

The recommendation is to award the bid and authorize the City Manager to enter into a construction agreement with DCS Solutions LLC dba Magne Grip South for the purchase and installation of hoseless exhaust removal systems to aid air purification in six Glendale fire stations in an amount not to exceed \$155,094.

CONSENT RESOLUTIONS

11. MARICOPA COUNTY COMMUNITY WILDFIRE PROTECTION PLAN

This is a request for City Council to adopt a resolution adopting the Maricopa County Community Wildfire Protection Plan.

The recommendation is to waive reading beyond the title and adopt a resolution adopting the Maricopa County Community Wildfire Protection Plan.

Resolution No. 4448 New Series was read by number and title only, it being A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, ADOPTING THE MARICOPA COUNTY COMMUNITY WILDFIRE PROTECTION PLAN FOR THE CITY OF GLENDALE.

12. INTERGOVERNMENTAL AGREEMENT WITH THE FIRE DISTRICT OF SUN CITY WEST

This is a request for City Council to adopt a resolution authorizing the City Manager to enter into an intergovernmental agreement with the Fire District of Sun City West for the dedicated aircraft and team known as Helicopter Air-Medical and Logistics Operations (HALO) which responds to pre-hospital air medical transport needs in Glendale and other West Valley cities.

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 Fire District of Sun City West for the dedicated aircraft and team known as Helicopter Air-Medical and Logistics Operations.

Resolution No. 4449 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 FIRE DISTRICT OF SUN CITY WEST TO SUPPORT THE HELICOPTER AIR-MEDICAL LOGISTICS OPERATIONS (H.A.L.O.) HELICOPTER PROGRAM.

13. ACCEPTANCE OF STOP VIOLENCE AGAINST WOMEN GRANT

This is a request for City Council to adopt a resolution authorizing the City Manager to accept a STOP Violence Against Women grant in the approximate amount of \$68,558 from the Arizona Governor's Office for Children, Youth, and Families.

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to accept a STOP Violence Against Women grant in the approximate amount of \$68,558 from the Arizona Governor's Office for Children, Youth, and Families.

Resolution No. 4450 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 A “STOP VIOLENCE AGAINST WOMEN” GRANT OFFER IN THE APPROXIMATE AMOUNT OF \$68,558 FROM THE ARIZONA GOVERNOR’S OFFICE FOR CHILDREN, YOUTH AND FAMILIES BY THE GLENDALE POLICE DEPARTMENT.

It was moved by Frate and seconded by Martinez, to approve the recommended actions on Consent Agenda Item Nos. 1 through 7 and 9 through 13, including the approval and adoption of Resolution No. 4448, New Series, Resolution No. 4449 New Series, Resolution No. 4450 New Series; and to forward Wine Festival Licenses for Kokopelli Winery, Special Event Liquor License Application for St. Raphael Catholic Church and Liquor License Application No. 3-1323 for Pizza Hut #26974, No. 3-1324 for Pizza Hut #26990, No. 3-1325 for AJ’s, No. 3-1326 for Mama Gina’s Pizzeria, and 3-1327 for Outback Steakhouse to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion carried unanimously.

8. LIQUOR LICENSE NO. 3-1328, BETTY’S NOSH

Ms. Susan Matousek, Revenue Administrator, presented this item

This is a request for City Council to approve a new, non-transferable series 12 (Restaurant) license for Betty's Nosh located at 6685 West Beardsley Road, Suite 180. The Arizona Department of Liquor Licenses and Control application (No. 12078602) was submitted by Justin Robert Davis.

It is staff’s recommendation to forward this application to the Arizona Department of Liquor Licenses & Control with a recommendation of approval.

It was moved by Clark and seconded by Knaack, to forward Liquor License No. 3-1328, Betty’s Nosh to the State of Arizona Department of Liquor Licenses and Control, with the recommendation for approval. The motion passed unanimously.

14. ARENA MIXED-USE DEVELOPMENT AND PARKING AGREEMENTS

Mr. Jim Colson, Deputy City Manager presented this item.

This is a request for City Council to adopt a resolution authorizing the City Manager to enter into a First Amendment to the Mixed-Use Development Agreement with Coyote Center Development, LLC (CCD); Glendale-101 Development, LLC; and Arena Development, LLC; and an Amended and Restated Agreement for the Replacement of Temporary Parking with Coyote Center Development, LLC.

The recommendation is to waive reading beyond the title and adopt a resolution authorizing the City Manager to enter into a First Amendment to the Mixed-Use Development Agreement with Coyote Center Development, LLC (CCD); Glendale-101 Development, LLC; and Arena

Development, LLC; and an Amended and Restated Agreement for the Replacement of Temporary Parking with Coyote Center Development, LLC.

Resolution No. 4451 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 EXECUTION AND DELIVERY OF THE FOLLOWING DOCUMENTS: (1) FIRST AMENDMENT TO MIXED-USE DEVELOPMENT AGREEMENT WITH COYOTE CENTER DEVELOPMENT, LLC; GLENDALE-101 DEVELOPMENT, LLC; AND ARENA DEVELOPMENT, LLC; AND (2) AMENDED AND RESTATED AGREEMENT FOR THE REPLACEMENT OF TEMPORARY PARKING WITH COYOTE CENTER DEVELOPMENT, LLC; AND DIRECTING THAT THE DOCUMENTS BE RECORDED.

It was moved by Lieberman and seconded by Clark to approve Resolution No. 4451, New Series. Councilmembers voting “aye”: Clark, Knaack, Martinez, Frate, and Scruggs. Members voting “nay”: Alvarez and Lieberman.

PUBLIC HEARING - LAND DEVELOPMENT ACTIONS

15. GENERAL PLAN AMENDMENT APPLICATIONS GPA09-04 (RESOLUTION); GPA09-05 (RESOLUTION) AND REZONING APPLICATION ZON09-06 (ORDINANCE): CROSSINGS AT ARROWHEAD – 8195 WEST BEARDSLEY ROAD (PUBLIC HEARING REQUIRED)

Jon M. Froke, AICP, Planning Director, presented this item.

This is a request for City Council to conduct a public hearing and adopt two resolutions amending the General Plan Land Use Map. This is also a request to adopt an ordinance approving the rezoning of approximately 54 acres. The property is located at the southwest corner of the Loop 101 Freeway and West Beardsley Road.

The recommendation is to conduct a public hearing, waive reading beyond the titles, and adopt two resolutions for GPA09-04 and GPA09-05, and an ordinance for rezoning application ZON09-06, subject to the stipulations as recommended by the Planning Commission.

Resolution No. 4452 New Series was read by number and title only, it being AMENDING THE GENERAL PLAN MAP OF THE CITY OF GLENDALE, ARIZONA, BY APPROVING GENERAL PLAN AMENDMENT GPA09-04 FOR PROPERTY LOCATED AT 8195 WEST BEARDSLEY ROAD.

Resolution No. 4453 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 GPA09-05 FOR PROPERTY LOCATED AT 8195 WEST BEARDSLEY ROAD.

It was moved by Martinez, and seconded by Lieberman to adopt Resolution No. 4452 New Series and Resolution No. 4453 New Series. The motion passed unanimously.

Ordinance No. 2759 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 FROM A-1 (AGRICULTURAL), R1-6 PRD (SINGLE RESIDENCE PLANNED RESIDENTIAL DEVELOPMENT), R-4 (MULTIPLE RESIDENCE) AND PAD (PLANNED AREA DEVELOPMENT) TO PAD FOR DEVELOPMENT PLAN TITLED “CROSSINGS AT ARROWHEAD” LOCATED AT 8195 WEST BEARDSLEY ROAD; AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.

It was moved by Martinez, and seconded by Frate, to approve Ordinance No. 2759 New Series. Motion carried on a roll call vote, with the following Councilmembers voting “aye”: Alvarez, Clark, Lieberman, Knaack, Martinez, Frate, and Scruggs. Members voting “nay”: none.

16. GENERAL PLAN AMENDMENT GPA10-02 (RESOLUTION) AND REZONING APPLICATION ZON10-03 (ORDINANCE): CENTRADA NORTE – 6252 NORTH 91ST AVENUE (PUBLIC HEARING REQUIRED)

Jon M. Froke, AICP, Planning Director, presented this item.

This is a request for City Council to conduct a public hearing and adopt a resolution amending the General Plan Land Use Map from Corporate Commerce Center to Entertainment Mixed Use. This is also a request to adopt an ordinance approving the rezoning of approximately 24.5 acres from Agricultural to Planned Area Development. The property is located at the southwest corner of 91st and Maryland Avenues.

The recommendation is to conduct a public hearing, waive reading beyond the titles and adopt a resolution for General Plan Amendment GPA10-02, and an ordinance for rezoning application ZON10-03 subject to the stipulations as recommended by the Planning Commission, and as modified by staff.

Mayor Scruggs opened the public hearing on Agenda Item No. 16. Mayor Scruggs closed the public hearing.

Resolution No. 4454 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 GPA10-02 FOR PROPERTY LOCATED AT 6252 NORTH 91ST AVENUE.

It was moved by Clark, and seconded by Lieberman, to pass, adopt and approve Resolution No. 4454 New Series. The motion carried unanimously.

Ordinance No. 2760 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 FROM A-1 (AGRICULTURAL) TO PAD (PLANNED AREA DEVELOPMENT) FOR DEVELOPMENT PLAN TITLED “CENTRADA NORTE” LOCATED AT 6252 NORTH 91st; AMENDING THE ZONING MAP; AND PROVIDING FOR AN EFFECTIVE DATE.

It was moved by Clark, and seconded by Lieberman, to approve Ordinance No. 2760 New Series. Motion carried on a roll call vote, with the following Councilmembers voting “aye”: Alvarez, Clark, Lieberman, Knaack, Martinez, Frate, and Scruggs. Members voting “nay”: none.

ORDINANCES

17. MASTER LEASE AGREEMENT FOR GLENDALE MUNICIPAL AIRPORT TERMINAL BUILDING OFFICES

Judy Skeen, Airport Administrator, presented this item.

This is a request for the City Council to adopt an ordinance approving a new master lease agreement for the Glendale Municipal Airport Terminal building offices.

The recommendation is to waive reading beyond the title and adopt an ordinance authorizing the City Manager to execute all documents necessary for future Glendale Municipal Airport Terminal building office leases that use the approved master lease agreement.

Ordinance No. 2761 New Series was read by number and title only, it being AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, APPROVING A MASTER AIRPORT TERMINAL OFFICE LEASE AGREEMENT FOR USE BY THE GLENDALE MUNICIPAL AIRPORT.

It was moved by Knaack, and seconded by Martinez, to approve Ordinance No. 2761 New Series. Motion carried on a roll call vote, with the following Councilmembers voting “aye”: Alvarez, Clark, Lieberman, Knaack, Martinez, Frate, and Scruggs. Members voting “nay”: none.

18. LEASE AGREEMENT – CIVIL AIR PATROL

Judy Skeen, Airport Administrator, presented this item.

This is a request for City Council to adopt an ordinance authorizing the City Manager to enter into an Airport Lease Agreement (ground and hangar lease) with the Civil Air Patrol.

The recommendation is to waive reading beyond the title and adopt an ordinance authorizing the City Manager to enter into an Airport Lease Agreement with the Civil Air Patrol.

Ordinance No. 2762 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 AND DIRECTING THE CITY MANAGER AND CITY CLERK TO EXECUTE AN AIRPORT LEASE AGREEMENT (GROUND AND HANGAR LEASE) AT THE GLENDALE MUNICIPAL AIRPORT WITH THE CIVIL AIR PATROL.

It was moved by Clark, and seconded by Lieberman, to approve Ordinance No. 2762 New Series. Motion carried on a roll call vote, with the following Councilmembers voting “aye”: Alvarez, Clark, Lieberman, Knaack, Martinez, Frate, and Scruggs. Members voting “nay”: none.

REQUEST FOR FUTURE WORKSHOP AND EXECUTIVE SESSION

It was moved by Frate, and seconded by Knaack, to hold a City Council Workshop at 1:30 p.m. in Room B-3 of the City Council Chambers on Tuesday, February 1, 2011, to be followed by an Executive Session pursuant to A.R.S. 38-431.03. The motion carried unanimously.

CITIZEN COMMENTS

Please see the regular City Council minutes for Citizen comments.

COUNCIL COMMENTS AND SUGGESTIONS

Please see the regular City Council minutes for Council comments.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:00 p.m.