



## City of Goodyear

### Meeting Agenda

#### City Council Regular Meeting

Mayor Georgia Lord  
Vice Mayor Joe Pizzillo  
Councilmember Joanne Osborne  
Councilmember Sheri Lauritano  
Councilmember Wally Campbell  
Councilmember Bill Stipp  
Councilmember Sharolyn Hohman

Goodyear Justice Center  
185 N 145th Ave  
(SE Corner of 145th Ave &  
Van Buren St)  
Goodyear, AZ 85338

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Monday, August 19, 2013

6:00 PM

Goodyear Justice Center

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1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE & INVOCATION BY COUNCILMEMBER CAMPBELL**
3. **ROLL CALL**
4. **COMMUNICATIONS**
5. **CITIZENS COMMENTS/APPEARANCES FROM THE FLOOR**

Please complete a speaker card for the City Clerk, listing the subject you would like to discuss. Each speaker is limited to three (3) minutes. Before you begin to speak, identify yourself by clearly stating for the record, your name and address.

Non-Agenda items: This is the time for citizens who would like to address the City Council on any non-agenda item. The Council will listen to comments, and may take any one of the following:

1. Respond to criticism
2. Request that staff investigate and report on the matter
3. Request that the matter be scheduled on a future agenda.

6. **CONSENT**

As per City of Goodyear City Code, Section 2-4-9, Agenda; Order of Business, D., "At any regular or special meeting of city council, the City Clerk shall at the instruction of the City Manager place within the agenda an agenda of matters for the Council to act on as a "consent agenda." The council may vote upon all matters contained within the consent agenda by a unanimous single vote of all those present at the meeting entitled to vote. Any matter may be removed from the consent agenda and considered as a singular item upon the request of any member of the Council or any member of the public in attendance at the meeting. The consent agenda shall be placed on the regular agenda for said meeting immediately after 'communications'." (Ordinance 92-451)

The City Clerk will read the Consent Agenda items by title only:

- 6.1 [MINUTES](#)  
[67-2013](#)

**APPROVAL OF MINUTES**

**RECOMMENDATION:**

Approve draft minutes from a Special Meeting and a Regular Meeting held on June 24, 2013, a Regular Meeting held on July 1, 2013, and a Regular Meeting held on July 8, 2013.

6.2     [13-5056](#)

**APPLICATION FOR A NEW SERIES 12 LIQUOR LICENSE FOR MR. SCRIB'S PIZZA****RECOMMENDATION:**

Approve a request from Michael N. Summerton, agent/applicant for Scribs AZ Store 1, LLC, for a new Series 12 liquor license, #12079554, for Mr. Scrib's Pizza located at 1380 North Litchfield Road, Suite K3A (generally located on Litchfield Road, North of I-10 and South of McDowell Road).

**PURPOSE:**

Mr. Summerton has applied for a new Series 12 liquor license which is for a restaurant. The restaurant opened for business on September 15, 2012. The applicant has paid the \$635.00 fee. (Maureen Scott, City Clerk)

6.3     [13-5075](#)

**APPLICATION FOR A NEW SERIES 10 LIQUOR LICENSE FOR 99 CENTS ONLY STORE****RECOMMENDATION:**

Approve a request from Randy Nations, agent/applicant for 99 Cents Only Stores of California, Inc., for a new Series 10 liquor license, #10076421, for 99 Cents Only Store #231 located at 13540 W. Van Buren St. (generally located on W. Van Buren St., West of Central Ave.).

**PURPOSE:**

Mr. Nations has applied for a new Series 10 liquor license which is for beer and wine only. There are 30 stores located in Arizona, of which 7 locations have a beer and wine license. There have been no violations in Arizona. 99 Cents Only Stores goal is to be a one-stop shop to their customers. This is not a franchise, and is corporately owned. The store has been open since January 2006. The applicant has paid the \$635.00 fee. (Maureen Scott, City Clerk)

6.4     [13-5030](#)

**AMEND SUBSECTION 7-1-4 (B) (RESTRICTIONS ON KEEPING ANIMALS) AND SECTION 7-2-5 (LICENSE FEES FOR DOGS) OF THE GOODYEAR CITY CODE.****RECOMMENDATION:**

ADOPT ORDINANCE 13-1283 AMENDING CHAPTER 7 OF THE GOODYEAR CITY CODE BY AMENDING AND REPLACING SUBSECTION 7-1-4(B) (RESTRICTIONS ON KEEPING ANIMALS) AND SECTION 7-2-5 (LICENSE FEES FOR DOGS); PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

**PURPOSE:**

In an effort to clean up the city code, the police department is requesting that council amend and replace city codes that are not enforced or that are inconsistent with other code sections, city practice or state law. (Jerry Geier, Chief of Police)

**6.5**     [13-5071](#)**MUTUAL TERMINATION OF LEASE WITH CANCER TREATMENT CENTERS OF AMERICA, INC.****RECOMMENDATION:**

ADOPT RESOLUTION 13-1565 APPROVING THE MUTUAL TERMINATION OF LEASE WITH THE CANCER TREATMENT CENTERS OF AMERICA, INC., AN ILLINOIS CORPORATION (CTCA) EFFECTIVE JULY 21, 2013 FOR THE OFFICE SPACE LOCATED AT 14415 W. VAN BUREN STREET, SUITE 102, GOODYEAR, ARIZONA; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE MUTUAL TERMINATION OF LEASE.

**PURPOSE:**

By approving this Mutual Termination of Lease with CTCA the City will be able to move forward with the construction of the Goodyear Branch Library in the Goodyear Municipal Complex previously referred to as the Venida Business Complex. (Linda R. Beals, Real Estate Coordinator)

**6.6**     [13-5076](#)**COUNCIL APPOINTMENTS TO MARICOPA COUNTY'S HUMAN SERVICES DEPARTMENT ADVISORY COMMITTEE****RECOMMENDATION:**

Appoint Councilmember Sharolyn Hohman as representative and Councilmember Wally Campbell as the alternate representative to Maricopa County's Human Services Department advisory committee for FY2013/2014.

**PURPOSE:**

The Maricopa County Human Services Department advisory committee is an advisory committee to the Maricopa County Board of Supervisors (BOS). The advisory committee makes recommendations to the BOS regarding the Community Development Block Grant (CDBG) program; Home Investment Partnership (HOME) program; and other programs as assigned by the BOS. Participation in the advisory committee allows the City to have representation for projects and programs that come before the committee. (Katie Wilken, Planner III)

**6.7**     [13-5073](#)**APPROVAL OF FY14 PURCHASE ORDER FOR WASTE MANAGEMENT CONTRACT****RECOMMENDATION:**

Approve the funding for the Purchase Order for Fiscal Year 2014 for the Waste Management Inc. contract, in the amount of \$4,458,165.

**PURPOSE:**

Resolution 08-1255, which became effective on October 22, 2008, requires all budgeted expenditures of \$500,000 or more obtain Council approval before the issuance of a Purchase Order, Change Order, or Notice to Proceed. City Council approved the multi-year contract with Waste Management Inc. on April 12, 2010. However, because the Purchase Order for Fiscal Year 2014 exceeds \$500,000, it is being brought before Council for approval. (Mark Seamans, Interim Environmental Services Manager)

**7. BUSINESS**

**Councilmember Stipp removed Consent Agenda Item 6.7 for discussion and separate vote under Business.**

**7.1 [13-5078](#) DESIGNATE A COUNCILMEMBER TO SERVE AS ACTING MAYOR  
IN THE ABSENCE OF THE MAYOR AND THE VICE MAYOR**

**RECOMMENDATION:**

Designate a Councilmember to serve as Acting Mayor in the absence of the Mayor and the Vice Mayor from August 27 - 30, 2013.

**PURPOSE:**

Both the Mayor and Vice Mayor will be out of town at the same time from August 27 - 30, 2013. Goodyear City Code, Section 2-2-3 states "In the absence or disability of both the Mayor and Vice Mayor, the Council may designate another of its members to serve as Acting Mayor who shall have all the powers, duties and responsibilities of the Mayor during such absence or disability". (Roric Massey, City Attorney)

**7.2 [13-5074](#) APPLICATION FOR A PRELIMINARY PLAT FOR LA PRIVADA**

**RECOMMENDATION:**

Approve a request for a Preliminary Plat from Sunbelt Holdings to subdivide approximately 198 acres into 578 single-family residential lots for a development known as La Privada generally located at the southeast corner of Perryville Road and Harrison Street and the northeast corner of Yuma Road, and the 183rd Avenue alignment, subject to stipulations.

**PURPOSE:**

This proposed Preliminary Plat provides for the orderly development and extension of regional infrastructure to approximately 198 acres at the City's western boundary. (Brett Burningham, Planner III)

**7.3 [13-5084](#) APPROVAL OF THE USE OF BUDGETED FLEET REPLACEMENT  
FUNDS FOR THE PURCHASE OF A FIRE PUMPER TRUCK**

**RECOMMENDATION:**

Approve the use of funds for the purchase of a fire pumper truck from the Fleet Replacement budget. Funding in fiscal year 2014 was allocated at \$465,000.

**PURPOSE:**

Resolution 08-1255, which became effective on October 22, 2008, requires all budgeted expenditures of \$500,000 or more obtain Council approval before the issuance of a Purchase Order, Change Order, or Notice to Proceed. City Council approved the budget in which Fleet Replacement allocations in FY 14 identified funds for the purchase of a replacement fire truck. A formal bidding process was completed previously and the process allowed for the purchase of up to three trucks through FY 14. This action is intended to seek Council approval to use funds for the purchase of the third truck as planned. Because

the Purchase Order for the third truck approaches \$500,000, this action is intended as informational awareness of a large expenditure. (Mark Flynn, Municipal Services Manager)

## **8. INFORMATION ITEMS**

1. Comments, Commendations, Report on Current Events and Presentations by Mayor, Council Members, staff or members of the public. The Council may not propose, discuss, deliberate or take any legal action on the information presented pursuant to A.R.S. 38-431.02.)

2. Manager's Summary of Current Events and Reports

The Manager may provide a brief summary of current events; however, there can be discussion only on the following matters:

1. Manager's Update on Council Related Matters
2. Update of Legislative Issues
3. Staff Summary of follow up action required
4. Council members may direct inquiries to staff

## **9. FUTURE MEETINGS**

8/26/13	Worksession	5:00 P.M.	Goodyear Justice Center
8/26/13	Regular Mtg	Immediately Follows	Worksession
9/09/13	Worksession	5:00 P.M.	Goodyear Justice Center
9/09/13	Regular Mtg	6:00 P.M.	Goodyear Justice Center
9/16/13	Worksession	5:00 P.M.	Goodyear Justice Center
9/23/13	Regular Mtg	6:00 P.M.	Goodyear Justice Center

## **10. ADJOURNMENT**

Council members of the Goodyear City Council will attend either in person or by telephone conference call or video communications.

Pursuant to A.R.S. 38-431.02, notice is hereby given to the members of the Goodyear City Council and to the General Public that the Council of the City Of Goodyear, Arizona, will hold meetings open to the public.

The Goodyear City Council may vote to go into Executive Session, pursuant to A.R.S 38-431.03(A3 and A4), which will not be open to the public, to discuss certain matters.

THE CITY OF GOODYEAR ENDEAVORS TO MAKE ALL PUBLIC MEETINGS ACCESSIBLE TO PERSONS WITH DISABILITIES. With 48 hours advance notice, special assistance can be provided for sight and/or hearing-impaired persons at this meeting. Reasonable accommodations will be made upon request for persons with disabilities or non-English speaking residents. Please call the City Clerk (623) 932-3910 to request an accommodation to participate in this public meeting. Goodyear TDD number is (623) 932-6500.

LA CIUDAD DE GOODYEAR PROCURA HACER TODA JUNTA PUBLICA ACCESIBLE A PERSONAS CON DISCAPACIDADES. Durante la junta se puede proveer asistencia especial a personas con discapacidades visuales o auditivas con un aviso de 48 horas por adelantado. Se harán adaptaciones razonables con previa solicitud para personas con discapacidades o para residentes que no hablan inglés. Favor de llamar a la Secretaria Municipal al (623) 932-3910 para solicitar

adaptaciones para participar en la junta pública. El número de TDD de Goodyear es (623) 932-6500

\_\_\_\_\_  
Maureen Scott, CMC  
City Clerk

Date Posted: \_\_\_\_\_

Time Posted: \_\_\_\_\_