

# City of Goodyear Meeting Minutes

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

## City Council Regular Meeting

Mayor Georgia Lord  
Vice Mayor Joanne Osborne  
Councilmember Joe Pizzillo  
Councilmember Sheri Lauritano  
Councilmember Wally Campbell  
Councilmember Bill Stipp  
Councilmember Jennifer Barber

<b>Monday, May 20, 2013</b>	<b>6:00 PM</b>	<b>Goodyear Justice Center</b>
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### 1. CALL TO ORDER

Mayor Lord called the Regular Meeting to order at 6:00 p.m.

### 2. PLEDGE OF ALLEGIANCE & INVOCATION BY COUNCILMEMBER CAMPBELL

### 3. ROLL CALL

**Council Present** 7 - Mayor Lord, Vice Mayor Osborne, Councilmember Pizzillo,  
Councilmember Lauritano, Councilmember Campbell,  
Councilmember Stipp, and Councilmember Barber

Staff Present: City Manager Brian Dalke, Assistant City Attorney Sarah Chilton, and City Clerk Maureen Scott

### 4. COMMUNICATIONS

#### 4.1 PR 128-13 Mayor Lord will proclaim Emergency Medical Services Week

Paul Luizzi, Interim Fire Chief, announced Emergency Medical Services Week, which is May 19 - 25, 2013. Mayor Lord read a proclamation and presented the proclamation to several members of the Goodyear Fire Department.

#### 4.2 PR 127-13 The United Goodyear Firefighter Charities will review their recent activities and community involvement.

Fire Captain Darrin Green and Firefighter Anthony Martin reviewed recent activities and community involvement of the United Goodyear Firefighter Charities. They thanked Council and the community for their support. They recapped upcoming fundraising events and named various organizations which they have been able to provide financial support. Council thanked them for their efforts.

- 4.3 **PR 126-13** Millennium High School Future Farmers of America (FFA) will present "Does urban encroachment effect the agricultural industry

Matthew Ligouri, Assistant to the Council, introduced Kerilyn Gage and members of the Millennium High School FFA Agricultural Issues Team. The Agricultural Issues Team, consisting of Lilly Webb, Austin Smith, Mallory Mejia, Joey Handley, Leah Thimgan, Nicole Piech, and Jenna Walls, presented a skit on agricultural encroachment. Council thanked the team for their informative and professional presentation.

5. **CITIZENS COMMENTS/APPEARANCES FROM THE FLOOR**

None.

6. **CONSENT**

Approval of the Consent Agenda

**MOTION BY Councilmember Barber, SECONDED BY Councilmember Pizzillo, to APPROVE Consent Agenda Items 6.1, 6.2, 6.4, 6.5 & 6.6. The motion carried by the following vote:**

**Ayes 7 -** Mayor Lord, Vice Mayor Osborne, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Barber

6.1 13-5021 **ACCEPTANCE OF TWO NONEXCLUSIVE EASEMENTS TO CONSTRUCT AND MAINTAIN DRAINAGE FACILITIES ALONG BULLARD ROAD**

**RECOMMENDATION:**

Approve the acceptance of the dedication of two Nonexclusive Easements to Construct and Maintain Drainage Facilities along Bullard Road from M&I Regional Properties, LLC, a Wisconsin limited liability company required for the upcoming Bullard Road project.

6.2 13-5022 **COUNCIL APPOINTMENTS TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE**

**RECOMMENDATION:**

Appoint Councilmember Wally Campbell as representative and Councilmember Bill Stipp as the alternate representative to the Maricopa County Community Development Advisory Committee (CDAC) for FY2013/2014.

6.4 13-5038 **GILA RIVER INDIAN COMMUNITY GRANT APPLICATION**

**RECOMMENDATION:**

ADOPT RESOLUTION 13-1558 AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS RELATED TO A GRANT APPLICATION TO THE GILA RIVER INDIAN COMMUNITY FOR 14 ELECTRONIC TABLETS TO IMPLEMENT

ELECTRONIC PATIENT CARE REPORTING FOR THE GOODYEAR FIRE DEPARTMENT.

**6.5      13-5039      APPROVE IGA WITH CITY OF GLENDALE TO STAFF INTERIM DEPUTY FIRE CHIEF**

**RECOMMENDATION:**

ADOPT RESOLUTION 13-1559 APPROVING AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF GLENDALE TO STAFF AN INTERIM DEPUTY FIRE CHIEF OF OPERATIONS.

**6.6      13-5004      FINAL PLAT FOR ESTRELLA PARCEL 5.1 IN GOLF VILLAGE**

**RECOMMENDATION:**

Approve the Final Plat for Estrella Parcel 5.1, subdividing 39.4 acres into 110 single family lots, generally located west of Westar Drive and south of San Miguel Drive, in the Amended Planned Area Development District for Golf Village Parcels 5.1, 5.3 and 5.5A & B, subject to compliance with the Notes on the Final Plat and subject to stipulations.

**7.      BUSINESS**

Councilmember Stipp removed Agenda Item 6.3 from the Consent Agenda for discussion.

**6.3      13-5019      DESIGNATING AN ACTING MAYOR IN THE ABSENCE OF BOTH THE MAYOR AND VICE MAYOR**

**RECOMMENDATION:**

Authorize the most senior Councilmember to serve as Acting Mayor in instances when both the Mayor and the Vice Mayor are out of town at the same time.

Councilmember Stipp stated that the Senior Councilmember is not necessarily the most qualified person. He would prefer to keep the current system in place where Council decides on a case-by-case basis who will be Acting Mayor in the absence of the Mayor and the Vice Mayor.

**After Council discussion, no Motion was made and no action was taken.**

**7.1      13-5015      APPOINT POLICE PERSONNEL REPRESENTATIVE TO THE POLICE PUBLIC SAFETY PERSONNEL RETIREMENT BOARD**

**RECOMMENDATION:**

1. Appoint Scott Daniel as Police Personnel representative to the Police Public Safety Personnel Retirement Board, for a four year term, ending May 20, 2017.

2. The City Clerk will administer the Oath of Loyalty.

**MOTION BY Councilmember Stipp , SECONDED BY Councilmember Barber, to APPOINT Scott Daniel as Police Personnel representative to the**

**Police Public Safety Personnel Retirement Board, for a four year term, ending May 20, 2017. The motion carried by a unanimous vote.**

**Ayes 7 -** Mayor Lord, Vice Mayor Osborne, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Barber

City Clerk Maureen Scott administered the Oath of Loyalty to Scott Daniel.

**7.2 13-5006 USE PERMIT TO ALLOW A CAR WASH AT 840 NORTH ESTRELLA PARKWAY IN THE PARKWAY VILLAGE COMMERCIAL CENTER.**

**RECOMMENDATION:**

1. Conduct a public hearing to consider approving a Use Permit to allow a car wash ("3 Minute Express Car Wash") at 840 North Estrella Parkway in the Parkway Village commercial center, with a deviation from the Parkway Village Comprehensive Sign Package to allow certain signs on the screen wall, subject to stipulations.

- a. Open public hearing
- b. Staff presentation
- c. Receive public comment
- d. Close public hearing

2. Council approve a Use Permit to allow a car wash at 840 North Estrella Parkway in the Parkway Village commercial center, with a deviation from the Parkway Village Comprehensive Sign Package to allow certain signs on the screen wall, subject to stipulations.

**a. Open public hearing**

Mayor Lord opened the Public Hearing at 6:47 P.M.

**b. Staff presentation**

Brett Burningham, Planner III, presented an overview of the proposed Use Permit to allow a car wash on the subject property located at 840 N. Estrella Parkway. During a Citizen Review meeting, two representatives from Sherwin Williams expressed concerns about the car wash. The Comfort Suites Hotel sent a letter to Staff on May 6, 2013 expressing concerns regarding noise, design and loitering issues with the project. Staff and the applicant have addressed these concerns. The vacuum equipment will be fully screened with a minimum of 10-foot masonry walls to deflect the sound vertically, and all car wash equipment (including dryer blowers) will be located completely within the main building structure to provide for maximum sound insulation. The Planning Commission approved the Use Permit at its April 17, 2013 meeting. Staff is recommending that Council approve the Use Permit. Typical business hours would be 7:00 a.m. - 9:00 p.m.

Jim Rafferty, Car Wash Services of America, spoke on behalf of the applicant. He reported that there will be wall signs mounted on decorative screens. The car wash will look and appear as upscale as possible. They will have attractive landscaping.

**c. Receive public comment**

None.

**d. Close public hearing**

There being no further public comment, Mayor Lord closed the Public Hearing at 7:01 p.m.

Council Discussion:

>Council asked for a description of the parking lot barrier.

Rafferty responded that they are proposing the use of barrier poles on each side of the driveway with a chain closing off the parking lot.

>Concern that this is not a good location for a car wash.

Rafferty responded that the applicant (developer) has tried to attract viable businesses to this area. There is no anchor tenant that attracts a large customer volume and there is almost a 50% vacancy rate in this development. They feel that the car wash will draw a lot of traffic, which will create customer exposure to the other businesses in the area.

>Council asked staff to explain the original Overlay District that was approved for this area.

Joe Schmitz, Planning Manager, reported that the overall idea was to encourage and have design standards that would enhance the overall appearance of the strip of land from the proposed City Center area north to I-10. The landscaping theme was extended from City Center south to MC-85, but not the Overlay District itself. The idea was to allow certain flexibility of design, and to encourage building closer to the street and enhance parking lots and properties. Council discussed that expectations for the area from Van Buren Street north to I-10 have changed since the original Overlay District was approved.

>Concern with radio noise at the vacuuming site.

Rafferty responded that staff will be on site to address noise issues with customers.

>Will there be public art on the property?

Rafferty responded that they will collaborate with Staff to construct or install some sort of art on a portion of the property, which will be viewable from the street.

Assistant City Attorney Sarah Chilton suggested that a stipulation be added to include public art.

>What was the end result of the Comfort Suites discussion?

Burningham responded that Comfort Suites were most concerned with the hours of operation and requested that the hours of operation be restricted from 11:00 a.m. - 3:00 p.m.

**MOTION by Councilmember Campbell, SECONDED by Councilmember Barber to APPROVE a Use Permit to allow a car wash at 840 North Estrella Parkway in the Parkway Village commercial center, with a deviation from the Parkway Village Comprehensive Sign Package to allow certain signs on the**

screen wall, subject to stipulations.

After Council discussion, Councilmember Campbell withdrew her original motion.

**MOTION by Councilmember Stipp SECONDED by Councilmember Campbell to APPROVE a Use Permit to allow a car wash at 840 North Estrella Parkway in the Parkway Village Commercial Center, with a deviation from the Parkway Village Comprehensive Sign Package to allow certain signs on the screen wall, subject to stipulations listed by staff and adding the following stipulations:**

- 1. Require a form of public art within the project that is subject to the review and design standards of the City as approved by staff; and**
- 2. Amend hours of operation from 6:00 a.m. – 10:00 p.m. to 6:30 a.m. – 10:00 p.m.**

**The motion carried by the following vote:**

**Ayes 4 -** Mayor Lord, Councilmember Pizzillo, Councilmember Campbell, and Councilmember Stipp

**Nayes 3 -** Vice Mayor Osborne, Councilmember Lauritano, and Councilmember Barber

**7.3 13-5028 AUTHORIZE THE CITY'S NON-INDIAN AGRICULTURAL CENTRAL ARIZONA PROJECT WATER SUPPLY APPLICATION FOR PURCHASING 2,000 ACRE-FEET RECOMMENDATION:**

1. ADOPT RESOLUTION 13-1554 AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO PURCHASE 2,000 ACRE-FEET (AF) OF NON-INDIAN AGRICULTURAL (NIA) CENTRAL ARIZONA PROJECT (CAP) WATER.

2. Direct three million dollars to be allocated within the five-year capital improvement plan for the purpose of direct delivery cap water projects.

Mark Holmes, Water Resources Manager, presented. This action would allow the City to obtain a new CAP assured water supply for committed and future residential, commercial, and industrial development. The Non-Indian Agricultural (NIA) water supplies are the last available remaining renewable water supplies that can be purchased and re-allocated through the U.S. Department of Interior and the Central Arizona Water Conservation District (CAWCD). If the Arizona Department of Water Resources (ADWR) qualifies the City for NIA CAP water, and the U.S. Secretary of the Interior agrees with ADWR's recommendation, the City will be authorized to purchase the determined amount of NIA CAP water supplies at the current approved purchase rate. These water supplies would then become permanently part of the City's water portfolio and available for annual ordering and use.

In 2012, the City delivered 8,715 acre-feet (AF) of water and is projected to deliver 12,800 AF of water in 2020. ADWR currently recognizes 7,517 AF of CAP water within the City's 2010 designation of assured water supplies. Based on the 2010 designation of assured water supplies and future demands, the City should be in a good position to order 2,000 AF of NIA CAP water supplies. This will prevent groundwater over-drafting and compensate for groundwater physical availability issues associated with the Luke AFB and Adaman areas.

**NIA CAP Financial Obligations:**

>The total cost for 2,000 AF of NIA CAP water is \$2,576,000.

**Financing Plan for 2,000 AF of NIA CAP water:**

>Cash Balances in Water and Wastewater Funds.

•Savings from Shutdown of SAT site.

•Savings from reduced operating expenses during recession.

Funding is not needed until Fiscal Year (FY) 2015.

Staff's goal moving forward is to implement planning steps for direct CAP deliveries in the future.

**Council Discussion:**

>Will the use of \$2.5M in reserves have any impact on meeting other capital demands, and will all of this be taken into consideration as we move forward with our rate structures?

Finance Director Larry Lange responded that we will still have three months of cash reserves for operations, which is at least \$2M. As for repairs and replacement and linking it to the upcoming rate study, we need to ensure that the true cost of operations include the replacement capital.

>How does this affect the five-year Capital Improvement Plan (CIP)?

Lange responded that this will be added to the FY2015 CIP and will not affect the current five-year CIP.

>We need to reach out to the public with information on the importance of water issues.

**MOTION BY Councilmember Stipp, SECONDED BY Councilmember Lauritano, to ADOPT RESOLUTION 13-1554 AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY TO PURCHASE 2,000 ACRE-FEET (AF) OF NON-INDIAN AGRICULTURAL (NIA) CENTRAL ARIZONA PROJECT (CAP) WATER. The motion carried by the following vote:**

**Ayes 7 -** Mayor Lord, Vice Mayor Osborne, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Barber

**MOTION BY Councilmember Stipp , SECONDED BY Vice Mayor Osborne, to direct three million dollars to be allocated within the five-year capital improvement plan for the purpose of direct delivery CAP water projects. The**

**motion carried by the following vote:**

**Ayes 7 -** Mayor Lord, Vice Mayor Osborne, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Barber

**7.4 13-5029 APPROVAL OF EXPENDITURES FOR CITY'S HEALTH AND DENTAL PLANS**  
**RECOMMENDATION:**  
Approve expenditures for the City's Health and Dental Plans.

Wynette Reed, Deputy City Manager, presented. Council asked staff to come back with additional health plan options for consideration following the May 13, 2013 Council Meeting.

Dental Plan:

The City is insured with CIGNA for dental services and offer both a PPO and HMO plan. Total premium for the dental program is approximately \$500,000 for fiscal year 2013-2014.

Staff is proposing adding another high deductible health plan option for employees to consider.

Health Plan - There will be three plan choices as follows:

1. CMG/HMO
2. \$1,250 / \$2,500 high deductible with H.S.A.
3. \$2,400 / \$4,800 high deductible with H.S.A.

Both of the high deductibles will have matching co-insurance of 10%, up to \$500 for the employee only and up to \$1,000 for all others.

The anticipated health care premium is \$6,450,000 for Fiscal Year 2013-2014.

The Goodyear Health and Wellness Clinic may expand its hours of operation in the fall on Mondays, Wednesdays and Fridays.

**MOTION BY Councilmember Stipp , SECONDED BY Councilmember Campbell, to APPROVE expenditures for the City's Health and Dental Plans. The motion carried by a unanimous vote.**

**Ayes 7 -** Mayor Lord, Vice Mayor Osborne, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Barber

Mayor Lord recessed the Regular Meeting at 8:16 p.m.

Mayor Lord reconvened the Regular Meeting at 8:28 p.m.



7.5 13-4993

**ADOPT THE FY14 TENTATIVE BUDGET  
RECOMMENDATION:**

ADOPT RESOLUTION 13-1546 ADOPTING THE TENTATIVE ESTIMATES OF THE AMOUNTS REQUIRED FOR THE PUBLIC EXPENSE FOR THE CITY OF GOODYEAR FOR THE FISCAL YEAR 2013-14 ADOPTING A TENTATIVE BUDGET; SETTING FORTH THE RECEIPTS AND THE AMOUNTS ESTIMATED AS COLLECTIBLE FOR THE PREVIOUS FISCAL YEAR; THE AMOUNT PROPOSED TO BE RAISED BY DIRECT PROPERTY TAXATION FOR THE VARIOUS PURPOSES; GIVING NOTICE OF THE TIME FOR HEARING TAXPAYERS; FOR ADOPTING OF BUDGET AND FIXING THE TAX LEVIES.

Brian Dalke, City Manager and Terri Canada, Budget and Research Manager, presented. They reviewed the budget process to date and Canada recapped the detailed budget schedules. The total budget for Fiscal Year 2013-2014 being presented for approval is \$205M. She reviewed revenue sources and expenditures, as well as a comparison between the FY 2012-2013 and FY 2013-2014 budgets.

**Council Discussion:**

- >Praised the strategic use of one-time funds this budget year to implement some much needed improvements.
- >Happy that the City is being proactive and money is being set aside for repayment of the Ball Park debt in 2019.
- >Pleased that revenues are increasing and sales taxes are improving.
- >Happy that some of the employee benefits and salary that were taken away in the economic downturn have been added back this year.
- >Hope to be able to reduce taxes in the near future.

**MOTION BY Councilmember Campbell, SECONDED BY Councilmember Stipp, to ADOPT RESOLUTION 13-1546 ADOPTING THE TENTATIVE ESTIMATES OF THE AMOUNTS REQUIRED FOR THE PUBLIC EXPENSE FOR THE CITY OF GOODYEAR FOR THE FISCAL YEAR 2013-14 ADOPTING A TENTATIVE BUDGET; SETTING FORTH THE RECEIPTS AND THE AMOUNTS ESTIMATED AS COLLECTIBLE FOR THE PREVIOUS FISCAL YEAR; THE AMOUNT PROPOSED TO BE RAISED BY DIRECT PROPERTY TAXATION FOR THE VARIOUS PURPOSES; GIVING NOTICE OF THE TIME FOR HEARING TAXPAYERS; FOR ADOPTING OF BUDGET AND FIXING THE TAX LEVIES.**

**The motion carried by the following vote:**

**Ayes 7 -** Mayor Lord, Vice Mayor Osborne, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Barber

**8. INFORMATION ITEMS**

1. The Council may not propose, discuss, deliberate or take any legal action on the information presented pursuant to A.R.S. 38-431.02.)

**Council reported on or attended the following events:**

- >Reported on the Tri-City West Thornwood Branch of the Boys and Girls Club

Summer Program in Avondale

>EMS Open House

>COMSTAT Meeting

>Reported on the improved intersection across from StarPointe Resident's Club in Estrella

>Thanked Jen Barber for being a part of Council. This is her last meeting before stepping down on June 10th.

>Continuum of Care Meeting for Maricopa County

>Chamber of Commerce Luncheon

>Armed Forces Day

>National Kids to Park Day

>Would like the City to recognize Carolyn Rota and her family for their efforts in the Veteran's Parade and Armed Forces Day

>Arizona Foundation for 17th Annual Women Sandra Day O'Connor Awards Luncheon - Goldie Hawn was in attendance

>Tour of the Solar Impulse - the solar plane that has crossed the United States

## 2. Manager's Summary of Current Events and Reports

### a. **Manager's Update on Council Related Matters**

>Announced that Finance won the Government Finance Officers Association Certificate of Achievement for Excellence in Financial Reporting for the fifth year in a row. He appreciates the Finance staff and acknowledged employees Theresa Sims, MaryKae Struck, and Sheila Mills

>The Splash Pad at the Goodyear Community Park reopened May 18th

>The Loma Linda Pool opens on May 25th

>National Kids to Park Day Skate Fest was held on Saturday, May 18th. Over 2,500 people participated

>Election Day is tomorrow, May 21st

>City offices will be closed on Monday, May 27th to observe Memorial Day

### b. **Update of Legislative Issues**

>Staff will report on this at the June 17 meeting.

### c. **Staff Summary of follow up action required**

>Staff will provide information to the public on CAP water Issues

>Staff will look into how the City can recognize Carolyn Rota publicly

>Police Department will follow up on HOA traffic issues

### d. **Council members may direct inquiries to staff**

>Update on Fire Department status

Dalke responded that an update is in process and Staff will bring an update to Council on July 8th.

>Research speeding issues on private roads in HOA areas. Dalke responded that the Police Department will follow-up on this issue.

**9. FUTURE MEETINGS**

06/10/13 Regular Mtg 6:00 P.M. Goodyear Justice Center  
(Inauguration)  
06/17/13 CFD Meeting 5:00 P.M. Goodyear Justice Center  
06/17/13 Worksession Immediately follows CFD Mtg.  
06/24/13 Regular Mtg 6:00 P.M. Goodyear Justice Center

**10. ADJOURNMENT**

There being no further business to discuss, Mayor Lord adjourned the Regular Meeting at 9:27 p.m.

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

\_\_\_\_\_  
Georgia Lord, Mayor

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

**CERTIFICATION OF COUNCIL MINUTES**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the CITY COUNCIL REGULAR MEETING of the City of Goodyear, Arizona, held on May 20, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

SEAL:

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

Dated this \_\_\_\_\_ day of June, 2013.