



City of Goodyear

Meeting Agenda

City Council Regular Meeting

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

Meeting Location:
Goodyear Justice Center
14455 W. Van Buren St.,
Suite B101
Goodyear, AZ 85338

Monday, June 22, 2015

6:00 PM

Goodyear Justice Center

AMENDED AGENDA 06/18/15

COAC 15-5609 (IGA WITH MOBILE ELEMENTARY SCHOOL DISTRICT FOR THE PROVISION OF POTABLE WATER TO FIRE STATION 187) was removed from the Consent Agenda.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE & INVOCATION BY VICE MAYOR LAURITANO

3. ROLL CALL

4. COMMUNICATIONS

- 4.1** [CO 195-15](#) Recognition of Retiring Police Dog "Buka" and his handler for their dedication to the City of Goodyear. (Jerry Geier, Police Chief)
- 4.2** [CO 200-15](#) Staff from the Goodyear Ballpark, the Cleveland Indians and the Cincinnati Reds will give a review of the 2015 Spring Training Season and present checks to various organizations the teams support through the Annual Charity Game. (Bruce Kessman, Ballpark General Manager; Ryan Lantz, Cleveland Indians; and Mike Saverino, Cincinnati Reds)

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	<u>MINUTES</u> 39-2015	<u>APPROVAL OF MINUTES</u> Approve draft minutes from a
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Approve draft minutes from a Regular Meeting and a Special Meeting held on May 11, 2015.

6.2	<u>MINUTES</u> 42-2015	<u>APPROVAL OF MINUTES</u> Approve draft minutes from a
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Approve draft minutes from a Regular Meeting and a Special Meeting held on May 18, 2015.

6.3 [15-5616](#) **INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF REVENUE FOR SALES TAX COLLECTION**
RECOMMENDATION:

Approve the Intergovernmental Agreement (IGA) between the City of Goodyear and the Arizona Department of Revenue regarding the uniform administration, licensing, collection, and auditing of transaction privilege tax, use tax, severance tax, jet fuel excise and use tax, and rental occupancy taxes imposed by the State or cities or towns.

PURPOSE:

Arizona State Statute requires the Department of Revenue (DOR) to administer transaction privilege tax (TPT) for all local jurisdictions, including all of the current program cities and towns, as well as all of the self-collecting cities as soon as the DOR can provide the detailed reporting data as required by statute. As required by State Statute, every city and town within the State of Arizona has an IGA that controls how the DOR collects TPT/sales taxes. The city's current IGA agreement will expire on June 30, 2015. (Larry Lange, Finance Director)

6.4 [15-5620](#) **SPECIAL WARRANTY DEEDS AND DRAINAGE EASEMENT FOR THE DEDICATION OF PORTIONS OF 145TH AVENUE**
RECOMMENDATION:

Approve the acceptance of two Special Warranty Deeds and a Drainage Easement dedicating portions of 145th Avenue from KCI Goodyear North, LLC, an Arizona limited liability company.

PURPOSE:

The acceptance of the dedication of the two Special Warranty Deeds and the Drainage Easement provide the property needed for the construction of the

extension of 145th Avenue along the westerly frontage of the Police Department Operations Facility site. (Linda R. Beals, Real Estate Coordinator)

6.5 [15-5621](#)

DECLARATION OF A PORTION OF 145TH AVENUE AS A PUBLIC STREET

RECOMMENDATION:

ADOPT RESOLUTION NO. 15-1712 AUTHORIZING THE ESTABLISHMENT OF A PUBLIC STREET TO BE CONSTRUCTED, OPENED AND MAINTAINED BY THE CITY; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE.

PURPOSE:

The declaration of an approximately .53 acre portion of two parcels of real property the City owns as public streets. The properties from which the declaration of public streets being made are the City 911 Communication Facility and the Police Department Operations Facility. Both sites are located southeast of Van Buren Street and 145th Avenue (the "PD Facilities Parcels"). The extension of 145th Avenue is planned as part of the development of the Police Department Operations Facility. (Linda R. Beals, Real Estate Coordinator)

6.6 [15-5624](#)

COUNCIL SUBCOMMITTEE APPOINTMENTS FOR FY2015-16

RECOMMENDATION:

Approve Mayor and Council appointments to Council Subcommittees for Fiscal Year 2015-16:

1. Boards, Commissions and Committee Appointment Subcommittee - Re-appoint Councilmember Osborne and Councilmember Hohman. Appoint Councilmember Stipp.
2. Community Funding Review Subcommittee - Re-appoint Councilmember Osborne and Councilmember Pizzillo. Appoint Councilmember Campbell.
3. Audit Subcommittee - Re-appoint Vice Mayor Lauritano, Councilmember Pizzillo and Councilmember Stipp.

PURPOSE:

To approve individual assignments to Council Subcommittees that provide guidance and advice on specific issues related to City Council. (Lauren Valencia, Assistant to the Council)

6.7 [15-5626](#)

COUNCIL APPOINTMENTS TO THE COMMUNITY DEVELOPMENT ADVISORY COMMITTEE (CDAC)

RECOMMENDATION:

Appoint Councilmember Sharolyn Hohman as representative and Councilmember Wally Campbell as the alternate to the Maricopa County Community Development Advisory Committee (CDAC) for FY 2015-2016.

PURPOSE:

CDAC is an advisory committee to the Maricopa County Board of Supervisors (BOS). CDAC makes recommendations to the BOS regarding the Community Development Block Grant (CDBG) program; Home Investment Partnership (HOME) program; Small Cities Transportation Assistance Program (SCTAP); and other programs as assigned by the BOS. Participation in CDAC allows the City to have representation for projects and programs that have come before the committee. (Lauren Valencia, Assistant to the Council)

7. BUSINESS**7.1 [15-5579A](#)****SERIES 12 LIQUOR LICENSE FOR MOD SUPER FAST PIZZA, LLC**
RECOMMENDATION:

Approve a request from Andrea Lewkowitz, agent/applicant for MOD Super Fast Pizza, LLC, doing business as MOD Pizza, for a new Series 12 liquor license #1207A213, located at 1380 North Litchfield Road, Suite K-3A, Goodyear, Arizona 85395 (*generally located on the west side of Litchfield Road, North of I-10 and South of McDowell Road*).

PURPOSE:

Ms. Lewkowitz has applied for a new Series 12 (Restaurant) liquor license #1207A213 on behalf of MOD Super Fast Pizza. MOD Pizza opened for business last month and is currently operating under an interim liquor license. The applicant has paid the \$635.00 fee. (Sue Brungardt, Deputy City Clerk)

7.2 [15-5588](#)**YOUTH COMMISSION REVIEW, RECOGNITION AND APPOINTMENTS****RECOMMENDATION:**

1. The Youth Commission will present a Public Service Announcement to Council.
2. Chairman Emily Heinz will present a review of Youth Commission projects and future plans to Council.
3. Recognize Emily Heinz, DeVasia Nelson, Ericka Green, McKenzie Ayres, and DeAnthoni Wilkins for their contributions to the City of Goodyear during their time on the Youth Commission.
4. Appoint Delaney Jackson, Serena Effing, Siobhan Ferrall, Kyle James, Jonathan Sangillo, and Joseph Waugh as members of the Youth Commission to serve two-year terms, expiring May 31, 2017.
5. Reappoint Daniel Rivera and Veronica Galek as members of the Youth Commission to serve two-year terms, expiring on May 31, 2017.
6. City Clerk will administer the Oath of Loyalty.

PURPOSE:

On May 31, 2015, the 2014-2015 Youth Commission term came to a close. To keep the City Council apprised of their activities over the year, a Youth Commission representative will provide an update to the Mayor and Council on former and upcoming Commission activities. The end of the term created eight vacancies on the Commission. Applications were solicited and the Council Subcommittee for Boards, Commissions and Committees met to review submissions, interview applicants and make a recommendation for appointment of Commission members.

Additionally, the Youth Commission recently collaborated with the City's Communications Department on the planning, development and execution of a Public Service Announcement video conveying the dangers of distracted driving by teenagers. This video will be available on the City's webpage, and social media outlets for public review. (Lauren Valencia, Assistant to the Council)

7.3 [15-5587](#)**APPOINTMENT OF MEMBERS TO THE ARTS & CULTURE COMMISSION****RECOMMENDATION:**

1. Appoint Kyann McMillie to the Arts & Culture Commission to replace Jessica Rosenberg with the term expiring December 31, 2017.
2. Appoint Laura Kaino to the Arts & Culture Commission to replace Judi Edelman with the term expiring December 31, 2015.
3. Appoint Rex Lambert to the Arts & Culture Commission to replace Karen Cunningham with the term expiring December 31, 2015.
4. Appoint Rose Marie Putnam to the Arts & Culture Commission to replace Anthony Galto with the term expiring December 31, 2015.
5. Appoint Kali Canedo to the Arts and Culture Commission to fill the Alternate position.
6. Extend the terms of Brian Driscoll and Katherine Miller for one year expiring December 31, 2017.
7. City Clerk will administer the Oath of Loyalty.

PURPOSE:

The City Council Subcommittee reviewed applications on April 29, 2015 and interviewed applicants on May 20 and 21, 2015. The Council Subcommittee is recommending Kyann McMillie, Laura Kaino, Rex Lambert, RoseMarie Putnam, and Kali Canedo to fill vacant Commission seats. It is also recommended to extend the terms of Brian Driscoll and Katherine Miller for one year. (Guylene Ozlanski, Arts & Culture Coordinator)

7.4 [15-5589](#)**APPOINTMENTS TO THE PUBLIC IMPROVEMENT CORPORATION
AND INDUSTRIAL DEVELOPMENT AUTHORITY BOARD****RECOMMENDATION:**

1. Appoint Karla Fabritz, Dennis Paschen, and Gerald (Jerry) Schroeder to the Public Improvement Corporation (PIC) Board for three year terms expiring on June 30, 2018 or until their successors are appointed and qualified.
2. Appoint Karla Fabritz, Dennis Paschen, and Gerald (Jerry) Schroeder to the Industrial Development Authority (IDA) Board for six year terms expiring on June 30, 2021 or until their successors are appointed and qualified.
3. City Clerk will administer the Oath of Loyalty.

PURPOSE:

Selectees submitted an application for appointment and were interviewed by the Council Subcommittee for Boards, Commissions, and Committees on May 21, 2015. The Subcommittee unanimously agreed to recommend their appointments to Mayor and Council. (Larry Lange, Finance Director)

7.5 [15-5604](#)**PUBLIC HEARING FOR TRUTH IN TAXATION (TNT) AND FY16
FINAL BUDGET****RECOMMENDATION:**

1. Conduct a public hearing on the proposed increase of \$152,845 in the primary property tax levy and Resolution 15-1706 which adopts the final estimates by the City of Goodyear for the fiscal year beginning July 1, 2015 and ending June 30, 2016.
 - a. Open public hearing
 - b. Staff presentation
 - c. Receive public comments
 - d. Close public hearing
2. Approve the Truth in Taxation (TNT) increase of \$152,845 for fiscal year 2015-16 (FY16) by a roll call vote.

PURPOSE:

Adoption of the Truth in Taxation increase of \$152,845. (Lauri Wingenroth, Budget and Research Manager)

Mayor Lord will recess the Regular Meeting at the conclusion of the Public Hearing and convene a Special Meeting per A.R.S. 42-17105 to determine and adopt estimates of proposed expenditures for the purposes stated in the published proposal.

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 A SPECIAL MEETING OPEN TO

THE PUBLIC.**1. CALL TO ORDER****2. ROLL CALL****3. BUSINESS****3.1 [15-5605](#) ADOPTION OF THE FY16 FINAL BUDGET****RECOMMENDATION:**

ADOPT RESOLUTION NO. 15-1706 DETERMINING AND ADOPTING THE FINAL ESTIMATES OF PROPOSED EXPENDITURES BY THE CITY OF GOODYEAR FOR THE FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016.

PURPOSE:

Adoption of the fiscal year 2015-16 (FY16) final budget. (Lauri Wingenroth, Budget and Research Manager)

4. ADJOURNMENT OF SPECIAL MEETING

Mayor Lord will reconvene the Regular meeting at the conclusion of the Special Meeting.

REGULAR MEETING RECONVENED**7.6 [15-5615](#) RECEIVE THE FY15 THIRD QUARTER FINANCIAL UPDATES AND APPROVE BUDGET TRANSFERS****RECOMMENDATION:**

Receive the fiscal year (FY) 2015 third quarter financial updates and approve budget transfers.

PURPOSE:

Staff will review the FY15 third quarter financial updates and year-to-date budget transfers. Council approval of the FY15 year-to-date budget transfers will be requested. Budget transfers are required according to Arizona State Statute and budget law and are necessary for continuance of City operations. An Arizona city or town may not revise its adopted budget to increase total expenditures, but it is permitted to revise budgeted expenditures at the department level by transferring monies between budget items, if certain conditions are met. (Lauri Wingenroth, Budget and Research Manager)

7.7 [15-5581](#) FY16 PURCHASE ORDER FOR WASTE MANAGEMENT CONTRACT**RECOMMENDATION:**

Approve the Purchase Order for Fiscal Year 2016 for the Waste Management Inc. contract in the amount of \$5,019,627.

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 2015 exceeds \$500,000, it is being brought before Council for approval. (Mark Seamans, Environmental Services Manager)

7.8 [15-5582](#)

COMMUNITY FUNDING ALLOCATIONS FOR FY2015-16

RECOMMENDATION:

Approve recommended allocations for FY2015-16 Community Funding.

PURPOSE:

The Community Funding program is intended to support social and community services that are needed and provide direct or indirect benefit to Goodyear residents. Over the years, the focus ranges from arts and quality of life to core human and social services. (Christina Plante, Neighborhood Services Coordinator)

7.9 [15-5618](#)

MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF GOODYEAR AND THE UNITED GOODYEAR FIREFIGHTERS

RECOMMENDATION:

ADOPT RESOLUTION NO. 15-1710 APPROVING A NEW MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF GOODYEAR AND THE UNITED GOODYEAR FIREFIGHTERS COMMENCING ON JULY 1, 2015, AND EXPIRING ON JUNE 30, 2018.

PURPOSE:

Per Section 3-12-14, "G" of Chapter 3 of the Goodyear City Code, the Mayor and Council of the City of Goodyear, Maricopa County, Arizona are authorized to enter into a memorandum of understanding as a result of tentative agreements proposed through the Meet and Confer process. (Lyman Locket, Human Resources Director)

7.10 [15-5619](#)

MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF GOODYEAR AND THE GOODYEAR POLICE OFFICERS ASSOCIATION

RECOMMENDATION:

ADOPT RESOLUTION NO. 15-1711 APPROVING A NEW MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF GOODYEAR AND THE GOODYEAR POLICE OFFICERS ASSOCIATION COMMENCING ON JULY 1, 2015, AND EXPIRING ON JUNE 30, 2018.

PURPOSE:

Per Section 3-12-14, "G" of Chapter 3 of the Goodyear City Code, the Mayor and Council of the City of Goodyear, Maricopa County, Arizona are authorized to enter into a memorandum of understanding as a result of tentative agreements proposed through the Meet and Confer process. (Lyman Locket, Human Resources Director)

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:

- A. Manager's Update on Council Related Matters
- B. Update of Legislative Issues
- C. Staff Summary of follow up action required
- D. Council members may direct inquiries to staff

9. FUTURE MEETINGS

07/06/15	Work Session	5:00 p.m.
07/06/15	Regular Meeting	6:00 p.m.
07/13/15	Work Session	5:00 p.m.
07/13/15	Regular Meeting	6:00 p.m.
07/14/15 -	COUNCIL VACATION	
08/23/15		

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, MMC
City Clerk

Date Posted: _____

Time Posted: _____