



City of Goodyear

Meeting Minutes

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

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

Monday, February 23, 2015

6:00 PM

Goodyear Justice Center

AMENDED AGENDA 02/19/15 Revised Pledge of Allegiance & Invocation

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE & INVOCATION BY COUNCILMEMBER LAURITANO**
3. **ROLL CALL**

Council Present 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman
Council Excused 1 - Councilmember Osborne

Staff Present: City Manager Brian Dalke, City Attorney Roric Massey, and City Clerk Maureen Scott

MOTION BY Councilmember Lauritano, SECONDED BY Councilmember Campbell, to EXCUSE Councilmember Osborne. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman
Excused 1 - Councilmember Osborne

4. **COMMUNICATIONS**

- 4.1 [CO 186-15](#) Recognition of Chuck Watson as "Citizen of the Year" for 2014.

Christina Plante, Neighborhood Services Manager, introduced Chuck Watson. Mayor Lord read a proclamation recognizing Chuck Watson as 2014 Citizen of the Year. Mr. Watson has been actively involved with the North Subdivision Neighborhood Alliance and has been instrumental in bringing residents together to produce positive outcomes in the North Subdivision Neighborhood. He was a founding member of the Graffiti Busters Program and served as the primary point of contact for more than three years. Mr. Watson was also Chairman of the 2025 General Plan Committee. He has given over 800 hours of his time to the

city since 2010. Council thanked him for his dedicated volunteer service to the City of Goodyear.

- 4.2 [CO 189-15](#) Recognition of Retiring Deputy Fire Chief Mike Ullman's service to the City of Goodyear.

Fire Chief Paul Luizzi recognized Deputy Fire Chief Mike Ullman for his forty years of service with the City of Goodyear. He started working for the City in 1974. He began his career as a volunteer firefighter. In 1988 he was hired as Division Chief, and in 1993 he was promoted to Deputy Chief. He was the second full time employee that was hired with the Goodyear Fire Department. He has helped grow the department to what it is today. Chief Luizzi presented him with a plaque. Council thanked Ullman for his years of service and dedication to the City of Goodyear.

- 4.3 [CO 190-15](#) Council will receive a preview of the 2015 Spring Training promotions and Opening Day festivities.

Bruce Kessman, Ballpark General Manager, and mascot "Zizzy", presented. Spring Training opening day will be March 3rd with the Cleveland Indians competing against the Cincinnati Reds. Kessman recapped the promotional schedule for the season. There will be a bobble head giveaway on March 7th and March 14th. Each of those events will be followed with "Brunch at the Ballpark" on March 8th and March 15th. Fireworks are planned for March 20th and March 27th. There will be a "Happy Hour" before every night game on March 20, 24, 25 and 27. Every Sunday will be "Kids Day Sundays". "Fan Fest" will be held on March 17th. There will be daily promotions and offers. There will be several new food items offered this year by our food vendor, Ovations.

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

None.

6. **CONSENT**

Dennis Runyan, School Superintendent for the Agua Fria School District, spoke on Consent Agenda Item 6.4. Runyan stated that Desert Edge High School is in support of this project and working with Goodyear City Planners on the roads and easements on Sherman Street. He stated that Desert Edge recently spent \$250,000 on a bond improvement, and have built a bus ramp that was placed on Sherman Street directly across from the BASIS School location. They are in support of BASIS, but expressed concern about student curbside drop-offs and pick-ups at BASIS. They feel there is a safety concern with BASIS parents' cars co-mingling with Desert Edge student drivers turning onto Sherman Street at the same time that buses are loading and unloading at the high school. There is also a concern that there will be a backup of traffic at the lighted intersection. He asked that city staff take a hard look at the school district's concerns before moving forward.

Councilmember Campbell asked to have Consent Agenda Item 6.4 removed from Consent and moved to Business.

MOTION BY Vice Mayor Pizzillo, SECONDED BY Councilmember Stipp, to

APPROVE Consent Agenda items 6.1, 6.2, 6.3 and 6.5. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

Absent 1 - Councilmember Osborne

6.1 [MINUTES](#) Approve draft minutes from a Regular Meeting and a Special Meeting held on
[11-2015](#) February 9, 2015.

6.2 [15-5440](#) **AMENDMENT OF INTERGOVERNMENTAL AGREEMENT FOR
INSTALLATION OF CONDUIT, CABLE AND OTHER EQUIPMENT
ALONG VAN BUREN STREET**
RECOMMENDATION:
Execute Amendment One of Intergovernmental Agreement (JPA 14-0004967) with the State of Arizona, acting by and through its Department of Transportation, to establish responsibility for funding, purchasing, installation and maintenance responsibilities of fiber optic conduit, cable and equipment along Van Buren Street from Estrella Parkway to Cotton Lane in the City of Goodyear.

6.3 [15-5550](#) **ACCEPTANCE OF A PUBLIC UTILITY EASEMENT AND
SUBORDINATION AGREEMENT ALONG SHERMAN STREET**
RECOMMENDATION:
Approve the acceptance of a Public Utility Easement and Subordination Agreement adjacent to a portion of Sherman Street, from BASIS Schools, Inc, an Arizona nonprofit corporation.

6.5 [15-5552](#) **ACCEPTANCE OF TWO SPECIAL WARRANTY DEEDS FOR
DEDICATION OF PORTIONS OF GOODYEAR BOULEVARD**
RECOMMENDATION:
Approve the acceptance of the dedication of two Special Warranty Deeds for portions of Goodyear Boulevard from Sun MP Investment Properties, LLC, an Arizona limited liability company.

7. BUSINESS

6.4 [15-5551](#) **DECLARATION OF PORTIONS OF GOODYEAR BOULEVARD
AND SHERMAN STREET AS PUBLIC ROADWAYS AND THE
DECLARATION OF A PUBLIC UTILITY EASEMENT ALONG
SHERMAN STREET**

Rebecca Zook, Engineering Director, recognized Agua Fria School District Superintendent Runyan, School Board President Maxine Hill, and Principal Julie Jones.

Zook stated that there was an oversight on her part in not engaging the high school and the district earlier in the planning process. From this point forward, staff will be coordinating

heavily with the schools and the district on this project.

Linda Beals, Real Estate Coordinator, presented. This item is directly related to the purchase of BASIS School. The sale has closed and BASIS owns the property. The declaration of these public streets and public utility easement allows for the establishment of the public streets and public utility easement necessary for the construction, operation and maintenance of the portions of North Goodyear Boulevard, Sherman Street and associated improvements required under the Purchase Agreement with Basis Schools, Inc. The improvements will help to facilitate the development of the charter school, as well as the future development of the City's property and the surrounding private property. The declarations include: public street declarations for portions of North Goodyear Boulevard from Yuma Road to South Estrella Parkway, the north half of Sherman Street, along with a declaration of Public Utility Easement along portions of the Sherman Street alignment.

Councilmember Campbell asked if anyone from the City had contacted the School District regarding the proposed extension of this road. Zook replied that they did not.

Superintendent Runyan reported that the City did a traffic flow study about 18 months ago and has looked at some of the issues. He is concerned that the bus ramp creates a dangerous dynamic that needs to be considered. He is positive that the city and all stakeholders can come to a solution if they work together.

Council is concerned that we may need to re-site the BASIS School. Was the bus drop-off area taken into consideration in the planning process?

Zook responded that a study was done about four months ago about the existing conditions, and took traffic counts throughout the day at peak times. That information was put together with future considerations regarding school growth. The results of that analysis state that we will have similar traffic patterns to what is there today, although there will be additional roadways and two additional signals. However, today the high school brought to staff's attention that there are existing issues on Sherman Street. Staff will be meeting with the high school on Monday, March 2nd, to make sure there aren't any additional considerations that we haven't taken into account. After this meeting, staff will be better able to propose any necessary changes, modifications, or additions. There will also be a pre-construction meeting on March 5th where all stakeholders will be involved.

Dave Mattson, representing BASIS School spoke. They are under a time crunch, but they are not looking to overstep their bounds. They are willing to work with all stakeholders and want to be a good neighbor. BASIS could possibly have staggered start times so that drop-off times are later than Desert Edge, keeping safety in mind for all concerned.

Council shared their concern that the school district wasn't involved earlier in the planning process and they want to make sure that this project is done right. Mayor Lord stated that mistakes have been made, but we now need to move forward to find a solution that is beneficial to all stakeholders. The safety of the children is our primary concern.

MOTION BY Councilmember Campbell, SECONDED BY Vice Mayor Pizzillo, to

ADOPT RESOLUTION NO. 15-1693 AUTHORIZING THE ESTABLISHMENT OF A PUBLIC STREET FOR A SECTION OF SHERMAN STREET TO BE CONSTRUCTED, OPENED AND MAINTAINED BY THE CITY; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

Excused 1 - Councilmember Osborne

MOTION BY Councilmember Stipp, SECONDED BY Councilmember Lauritano, to ADOPT RESOLUTION NO. 15-1694 AUTHORIZING THE ESTABLISHMENT OF A PUBLIC STREET FOR A SECTION OF GOODYEAR BOULEVARD TO BE CONSTRUCTED, OPENED AND MAINTAINED BY THE CITY; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

Excused 1 - Councilmember Osborne

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Stipp, to ADOPT RESOLUTION NO. 15-1695 AUTHORIZING THE ESTABLISHMENT OF A PUBLIC UTILITY EASEMENT ADJACENT TO A SECTION OF SHERMAN STREET TO BE ADMINISTERED AND MAINTAINED BY THE CITY; REQUIRING RECORDATION; AND PROVIDING FOR AN EFFECTIVE DATE. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

Excused 1 - Councilmember Osborne

7.3 [15-5443](#) **APPROVAL TO CONSTRUCT THE GOODYEAR BLVD. IMPROVEMENTS - YUMA ROAD TO ESTRELLA PKWY PROJECT**

Regis Reed, Project Manager, presented. In September 2014 the City entered into a design contract with Ritoch-Powell and Associates for the design of a roadway and utility improvement project along Goodyear Boulevard between Yuma Road and Estrella Parkway. The overall project includes constructing Goodyear Boulevard to its full width between Yuma Road and Estrella Parkway to include five lanes and a raised median. Sherman Street will be constructed to include three lanes west of Goodyear Boulevard. Utilities will be constructed as part of this project including City water and sewer as well as other dry utilities.

The project will be constructed in two phases to avoid disrupting the City's current permitted use of the existing Soil Aquifer Transfer (SAT) site. The City is currently discharging treated effluent water at the SAT to provide valuable water recharge to the aquifer and obtain much needed water storage credits through Arizona Department of Water Resources (ADWR). The current permit for the SAT site will expire in June 2016.

The first phase of the project will complete the north half of Goodyear Boulevard from Sherman Street to Estrella Parkway, and the north half of Sherman Street west of Goodyear Boulevard, along with all associated wet and dry utilities. This project will also create a permanent signalized intersection at Goodyear Boulevard and Estrella Parkway, a temporary signalized intersection at Goodyear Boulevard and Sherman Street, and an additional turn lane for southbound Goodyear Boulevard at Yuma Road.

The second phase of the Goodyear Boulevard Improvement Project will begin after July 2016, and is planned to be complete by December 2016. The second phase of this project will complete the two northbound and eastbound lanes of Goodyear Boulevard between Yuma Road and Estrella Parkway, along with completion of the median and associated landscaping for this section of the roadway. The second phase will replace the temporary traffic signal at Goodyear Boulevard and Sherman Street with a permanent traffic signal.

Reed anticipates that construction on the site will begin in the middle of March 2015. Construction of Phase I is anticipated to be complete and roadways open to the public by July 15, 2015.

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Lauritano, to APPROVE a budgeted expenditure exceeding \$500,000 to construct Project No. ST1404 Goodyear Blvd. Improvements - Yuma Road to Estrella Pkwy.

Steve Sangello, Goodyear resident, spoke regarding traffic congestion at Desert Edge High School and BASIS School. He is opposed to the traffic pattern of BASIS School. There are 200 plus students that use the same roadway and turn into the student parking lot directly across from the entrance to BASIS School. His experience with parents of younger students is that they line up along the shoulder of the road to pick up their children well before class is out, creating even more traffic issues. He would like to see a different road that goes into BASIS School. He is not opposed to BASIS School, but is opposed to the proposed traffic pattern. He requested that Council table this agenda item.

Dr. Runyan spoke and reiterated his support of the project and working with city staff.

Council Discussion:

>Asked what will happen if Council approves the contract tonight and then changes need to be made after the meeting with the school on Monday.

Zook responded that staff hopes there will be mechanisms that can be put in place to possibly adjust starting and dismissal times, and utilize mechanisms that will help alleviate traffic on Sherman Street. If that is not the case, staff would quickly move forward with some sort of modification to the plans and bring them back to Council with an adjustment. Her concern is that this project is fast moving and any potential changes would need to be brought back to Council as soon as possible.

Deputy City Manager Bob Beckley stated that after hearing Council's discussion, and after talking to Dr. Runyan, that staff may be able to come up with some solutions after their meeting on Monday with the school. If not, all stakeholders will look at other alternatives. He

asked that Council extend this matter to a later meeting so staff has time to bring forward a solution.

MOTION BY Councilmember Stipp, SECONDED BY Councilmember Campbell, to TABLE this matter to a later date. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

Excused 1 - Councilmember Osborne

7.1 [15-5436](#) **SERIES 12 LIQUOR LICENSE FOR ADA'S FISH FRY**

Sue Brungardt, Deputy City Clerk, presented. Ada's Fish Fry is located at 14960 W. Indian School Road, #380, in the shopping center on the northeast corner of Indian School Road and Wigwam Blvd. This business has been open since July 2014, and is family owned and operated. They have applied for a liquor license at the request of many of their customers.

MOTION BY Councilmember Hohman, SECONDED BY Councilmember Lauritano, to APPROVE a request from Vincent Poormon, owner/agent for Ada's Fish Fry, LLC, for a new Series 12 liquor license #1207A127. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

Excused 1 - Councilmember Osborne

7.2 [15-5435](#) **RECEIVE THE FY15 SECOND QUARTER FINANCIAL UPDATES AND APPROVE BUDGET TRANSFERS**

Laurie Wingenroth, Budget and Research Manager, presented. She reviewed the FY15 second quarter financial updates and year-to-date budget transfers.

At the end of FY15 2nd Quarter, General Fund revenues totaled \$38.8M, which is 49% of projected revenues.

General Fund Revenue Categories (Ongoing)

>Local Sales Tax (excluding Construction) - \$18.7M, 51% Year-to-Date (YTD)

>Primary Property Tax - \$7.8M, 45% YTD

>Franchise Fees - \$.08M, 32%YTD

>State Shared Income Tax (Urban Revenue Sharing) - \$4.0M, 50%YTD

>State Shared Sales Tax - \$2.8M, 48%YTD

>Vehicle License Tax - \$1.2M, 52% YTD

>Development-Related Revenues

(Plan Review, Permits, Inspection Fees) -\$2.8M, 49% YTD

>Other (fines, user fees, miscellaneous) -\$1.7M, 48%YTD

Sub-Total: Ongoing Revenue - \$35.7M, 49% YTD

>One-Time Revenue - Construction Sales Tax - \$3.0M, 51% YTD

Total General Fund Revenue - \$38.8M, 49% YTD

General Fund Expenditures by Category

- >Personnel, \$20.5M - 45% (YTD)
- >Contractual Services, \$5.2M - 37% YTD
- >Commodities, \$752K, - 41% YTD
- >Operating Capital, \$72K - 14% YTD

Total, \$26.5M - 43% YTD

Highway User Revenue Fund (HURF)

- >Revenue, \$1.9M, - 51% YTD
- >Expenditures, \$2.2M, - 36% YTD

Water Funds Summary

- >Revenue, \$6.5M - 54% YTD
- >Expenditures, \$2.9M - 41% YTD

Wastewater Funds Summary

- >Revenue, \$6.7M - 51% YTD
- >Expenditures, \$1.9M - 38% YTD

Other Enterprise Funds Summary**Sanitation**

- >Revenue, \$3.4M - 50% YTD
- >Expenditures, \$2.5M - 43% YTD

Stadium

- >Revenue, \$453K - 26% YTD
- >Expenditures, \$1.7M - 43% YTD

*Spring Training revenue and expenditures both hit in the second half of the year.

Wingenroth stated that the primary reasons for budget adjustments are new resources and addressing unexpected costs. The overall City budget does not increase. The key department/fund transfers in the second quarter were moving \$3.6M to new Development Impact Fee funds, and \$.05M for costs associated with the Special Census.

Key “New” Revenue Transfers

- >\$3.0M - Goodyear Boulevard project
- >\$1.2M - CAP water - \$600,000 moved from Capital Improvement Program (CIP) to the operating budget, and \$600,000 increase approved by City Council after budget adoption
- >\$1.5M - Assigns developer contributions to related projects
- >\$.04M - Teams approved Ballpark maintenance/repair

Key Technical Correction Transfers

- >\$9.8M - New fund to track one-time items
- >\$7.8M - Reconcile budget in HTE to adopted budget
- >\$10.4M - Reconcile FY14 to FY15 carryovers
- >\$2.7M - Use Reserve Funds

>\$0.4M - CFD (Community Facilities District) landscape maintenance budget

Council Discussion:

>**Are 26 vacant positions typical, or are we seeing a higher degree of turnover?** Lyman Locket, HR Director, responded that this represents about five percent. This is not considered high, but staff continues to monitor it. There are no concerns about turnover at this time.

>**How are one-time expenditures tracked?** Wingenroth responded that they have re-implemented a specific fund to track these expenses.

>**What is an adjusted budget?** Wingenroth responded that an adjusted budget is exactly what Council is doing tonight. Budgets change based on the budget transfers that are periodically approved. A transfer has to balance, but the bottom line doesn't change.

>**Concerned about a 277% overage in CFD Administration expense in the Commodities section.** Finance Director Larry Lange responded that because of the fact that very few costs are charged to CFD Administration, any additional expenses affect the percentage. There have been some software expenses as a result of using a third party vendor for billings, and those costs have affected the budget.

>**Would like to see a plan to fix the excessive overtime in the police and fire department budgets.**

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Hohman, to RECEIVE the fiscal year (FY) 2015 second quarter financial updates and approve budget transfers. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

Absent 1 - Councilmember Osborne

8. INFORMATION ITEMS

1. Comments, Commendations, Report on Current Events and Presentations by Mayor, Council Members, staff or members of the public.

Council attended or reported on the following:

>4th Annual Tale of Two Cities Parade and Festival.

>Council thanked staff who were involved in putting the parade on, they did an excellent job.

>Naturalization ceremony at the Parade/Festival.

2. Manager's Summary of Current Events and Reports

1. Manager's Update on Council Related Matters:

>Tale of Two Cities Parade/Festival - 8,000 attendance, 85 parade entrants, 78 exhibitors at the festival, 149 individuals became United States citizens at the Naturalization Ceremony.

>ADOT will speak at PebbleCreek regarding freeway noise mitigation factors on February 25th at 6:30 p.m.

>StarPointe Resident's club will be holding a meeting on February 25th at 6:30 p.m. to discuss a Use Permit for Taco Bell.

2. Update of Legislative Issues:

None.

3. Staff Summary of follow up action required:

>State of Education presentation - staff will work with the school districts to bring that forward.

4. Council members may direct inquiries to staff:

>Would like to include the School District in Estrella during the future state of education presentation from the area schools.

9. FUTURE MEETINGS

| | | |
|----------|-----------------|-----------|
| 03/02/15 | Work Session | 5:00 p.m. |
| 03/16/15 | Work Session | 5:00 p.m. |
| 03/16/15 | Regular Meeting | 6:00 p.m. |

10. ADJOURNMENT

There being no further business to discuss, Mayor Lord adjourned the Regular Meeting at 8:07 p.m.

Maureen Scott, City Clerk

Georgia Lord, Mayor

Date: _____

CERTIFICATION

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 February 23, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2015.

Maureen Scott, City Clerk

SEAL: