



City of Goodyear

Meeting Minutes

City Council Regular Meeting

Goodyear Municipal Court
and Council Chambers
14455 W. Van Buren St.,
Suite B101
Goodyear, AZ 85338

Monday, August 24, 2020

6:00 PM

Goodyear Municipal Court and Council
Chambers

Agenda amended on August 20, 2020 to update terms for the recordation of the MLD for item #15.

Due to the COVID-19 pandemic Council Meetings are closed to the public.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE AND INVOCATION BY MAYOR LORD

ROLL CALL

Council Present 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton, and Councilmember Kaino

Staff Present: City Manager Julie Arendall, City Attorney Roric Massey and City Clerk Darcie McCracken

City Clerk Darcie McCracken advised that even though the building was closed and people could not appear in person, there were other ways for citizens to remain involved. She reviewed the ways that citizens could submit comments, view the meetings and send comments to Mayor and Council.

CITIZENS COMMENTS/APPEARANCES FROM THE FLOOR

There were no comments.

CONSENT

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Pizzillo, to APPROVE Consent Agenda Items 1 through 20. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

Council commented on Consent Items 5, 6, and 7.

Council wanted to recognize the partnership between the schools, in Items 5 and 6, for the school resource officers (SRO) and added that the grant was a 50/50 split between the city and the schools.

Chief of Police Santiago Rodriguez confirmed it was a 50/50 grant for the 10 months the schools were in session.

Council asked if there was a way to make note in the financials that the funds used for the SRO program were a 50/50 split between the city and the schools adding it was important for the public to see the partnerships between the city and schools.

City Manager Julie Arendall added that the grant monies did go into general fund revenues and she would work with the finance director to see how it could be footnoted to reflect the agreement.

Council expressed, in regards to Item 7, that they did not like to approve items after they had been accepted noting that there was plenty of time between the time the grant was received and the Council break.

1. [MINUTES](#) **APPROVAL OF MINUTES**
[2020-151](#) **RECOMMENDATION:**
Approve the draft meeting minutes of the July 13, 2020 Regular Meeting. (Darcie McCracken, City Clerk)

2. [2020-6924](#) **AUTHORIZE THE ACCEPTANCE OF VARIOUS EASEMENTS AND CONVEYANCE DOCUMENTS RELATED TO DEVELOPMENT OF THE SPARROW MERA GOODYEAR APARTMENTS PROPERTY LOCATED SOUTHEAST OF 145TH AVENUE AND MCDOWELL**
RECOMMENDATION:
ADOPT RESOLUTION NO. 2020-2043 AUTHORIZING THE EXECUTION AND RECORDING OF VARIOUS EASEMENTS AND A SPECIAL WARRANTY DEED; APPROVAL OF A SEWER LINE EASEMENT DEVELOPMENT AGREEMENT (THE "CONVEYANCES") AND PROVIDING AN EFFECTIVE DATE FOR THE ACCEPTANCE OF THE CONVEYANCES; PROVIDING DIRECTION REGARDING RECORDATION OF VARIOUS DOCUMENTS; AUTHORIZING CITY MANAGER TO EXECUTE DOCUMENTS AND TAKE ACTION; AND PROVIDING FOR AN EFFECTIVE DATE. (Linda Beals, Real Estate Coordinator)

3. [2020-7036](#) **ACCEPT THE DEDICATION OF SPECIAL WARRANTY DEEDS FROM JRC GOODYEAR, LLC, A DELAWARE LIMITED LIABILITY COMPANY AND CP GOODYEAR, LLC, A DELAWARE LIMITED LIABILITY COMPANY FOR PORTIONS OF LITCHFIELD ROAD AND GOODYEAR PARKWAY.**
RECOMMENDATION:
Accept the dedication of a Special Warranty Deed from JRC Goodyear, LLC, a Delaware limited liability company and a Special Warranty Deed from CP

Goodyear, LLC, a Delaware limited liability company for right-of-way needed for improvements along Litchfield Road and Goodyear Airport Boulevard. (Linda Beals, Real Estate Coordinator)

4. [2020-7043](#) **ACCEPT THE DEDICATION OF A NON-EXCLUSIVE DRAINAGE AND ACCESS EASEMENT FROM NNP III - ESTRELLA MOUNTAIN RANCH, LLC, REQUIRED FOR THE DEVELOPMENT OF ESTRELLA PARCEL 12.23, PHASE 1**

RECOMMENDATION:

Accept the dedication of a Non-Exclusive Drainage and Access Easement from NNP-Estrella Mountain Ranch, LLC, a Delaware limited liability company ("Newland"), required for the development of Estrella Parcel 12.23, Phase 1. (Linda Beals, Real Estate Coordinator)

5. [2020-6982](#) **APPROVE THE INTERGOVERNMENTAL AGREEMENT WITH AGUA FRIA UNION HIGH SCHOOL DISTRICT NO. 216 FOR SCHOOL RESOURCE OFFICER SERVICES FOR MILLENNIUM HIGH SCHOOL**

RECOMMENDATION:

Approve Intergovernmental Agreement with Agua Fria Union High School District No. 216 for School Resource Officer Services at Millennium High School. (Santiago Rodriguez, Chief of Police)

6. [2020-6984](#) **APPROVE THE INTERGOVERNMENTAL AGREEMENT WITH AGUA FRIA UNION HIGH SCHOOL DISTRICT NO. 216 FOR SCHOOL RESOURCE OFFICER SERVICES FOR DESERT EDGE HIGH SCHOOL**

RECOMMENDATION:

Approve Intergovernmental Agreement with Agua Fria Union High School District No. 216 for School Resource Officer Services at Desert Edge High School. (Santiago Rodriguez, Chief of Police)

7. [2020-7009](#) **ACCEPT THE DEPARTMENT OF JUSTICE GRANT TO PROVIDE FUNDING TO STATES, LOCAL UNITS OF GOVERNMENT, AND TRIBES TO PREVENT, PREPARE FOR, AND RESPOND TO THE CORONAVIRUS**

RECOMMENDATION:

Accept the \$54,524 from the Department of Justice for the Coronavirus Emergency Supplemental Funding Program Grant (Santiago Rodriguez, Chief of Police)

8. [2020-6996](#) **RECOMMEND APPROVAL OF A NEW SERIES 9 (LIQUOR STORE) LIQUOR LICENSE FOR TARGET #2400**

RECOMMENDATION:

Recommend approval to the Arizona Department of Liquor Licenses and Control

of Application No. 112809, a request by Nicholas Carl Guttilla, Guttilla Murphy Anderson, for a new Series 9 liquor license for Target #2400, located at 995 S Cotton Lane Goodyear, Arizona (Generally located on the Northeast side of Cotton Lane and Van Buren St.) (Darcie McCracken, City Clerk)

9. [2020-6997](#)

**RECOMMEND APPROVAL OF A NEW SERIES 12 (RESTAURANT)
LIQUOR LICENSE FOR TACO REDEMPCION**

RECOMMENDATION:

Recommend approval to the Arizona Department of Liquor Licenses and Control of Application No. 111129, a request by Juanita Alicia Esparza, agent/applicant for Sulster Holdings LLC, for a new Series 12 liquor license for Taco Redempcion, located at 560 N. Estrella Parkway #12 Goodyear, Arizona (Generally located on the west side of Estrella Parkway Rd., approximately one-quarter mile north of Van Buren St.). (Darcie McCracken, City Clerk)

10. [2020-7011](#)

**RECOMMEND APPROVAL OF A NEW SERIES 12 (RESTAURANT)
LIQUOR LICENSE FOR CANTINA AT PRESIDIO.**

RECOMMENDATION:

Recommend to the Arizona Department of Liquor Licenses and Control (DLLC) approval of Application No. 111923, a request from Geborah Huyer, agent for Huyer Club Concepts, LLC., for a New Series 12 liquor license located at 18209 W. Calistoga Dr., Goodyear, Arizona 85338 (Generally located Southwest of Calistoga Dr.). (Darcie McCracken, City Clerk)

11. [2020-7013](#)

**RECOMMEND APPROVAL OF A NEW SERIES 10 (BEER AND
WINE) LIQUOR LICENSE FOR ALDI.**

RECOMMENDATION:

Recommend to the Arizona Department of Liquor Licenses and Control (DLLC) approval of Application No. 114444, a request from Julienne Overland-Villegas, agent for ALDI (Arizona, LLC), for a new Series 10 liquor license located at 845 N. Estrella Parkway, Goodyear, Arizona 85338 (Generally located west of the southwest corner of Estrella Parkway and Roosevelt Street). (Darcie McCracken, City Clerk)

12. [2020-7008](#)

APPROVE THE PRO TEM JUDGE APPOINTMENTS

RECOMMENDATION:

Appoint Judges Michelle O'Hair-Schattenberg, Kevin Breger, Cheryl A. Brown, and Craig V. Ring as Judges Pro Tempore of the Goodyear Municipal Court, for Fiscal Year 2021. (Mayra Galindo, Presiding Judge)

13. [2020-7012](#)

**APPROVE THE COUNCIL APPOINTMENTS TO THE COMMUNITY
DEVELOPMENT ADVISORY COMMITTEE**

RECOMMENDATION:

Appoint Councilmember Hampton as the Primary Representative and

Councilmember Campbell as the Alternate Representative to the Community Development Advisory Committee (CDAC) for a term to expire June 30, 2021. (John Raeder, Assistant to the Council).

14. [2020-7020](#) **APPROVE THE APPOINTMENTS**
 RECOMMENDATION:
 Approve the recommended appointments to the Youth Commission and the Police Public Safety Personnel Retirement Board. (Darcie McCracken, City Clerk)
15. [2020-6929](#) **APPROVE THE MINOR LAND DIVISION OF SPARROW**
 GOODYEAR
 RECOMMENDATION:
 Approve the Minor Land Division Sparrow Goodyear, subject to stipulations. (Katie Wilken, Planning Manager)
16. [2020-7007](#) **APPROVE HILLSTONE RESIDENCES AT CANYON TRAILS FINAL**
 PLAT
 RECOMMENDATION:
 Approve the Final Plat of Hillstone Residences at Canyon Trails subject to stipulations. (Katie Wilken, Planning Manager)
17. [2020-7027](#) **APPROVE DEVELOPMENT AGREEMENT FOR ESTRELLA PARCEL**
 12.23 PHASE I
 RECOMMENDATION:
 ADOPT RESOLUTION NO. 2020-2085 APPROVING A DEVELOPMENT AGREEMENT FOR ESTRELLA PARCEL 12.23 PHASE I; PROVIDING AUTHORIZATION AND DIRECTION TO TAKE ACTIONS AND EXECUTE DOCUMENTS NECESSARY TO CARRY OUT THE INTENT OF THE RESOLUTION AND DEVELOPMENT AGREEMENT, AND PROVIDING FOR AN EFFECTIVE DATE. (Stephen Scinto, Deputy Director of Engineering)
18. [2020-7039](#) **ESTRELLA PARCEL 12.23 PHASE 1 FINAL PLAT**
 RECOMMENDATION:
 Approve the Final Plat of Estrella Parcel 12.23 attached hereto, subject to stipulations. (Katie Wilken, Planning Manager)
19. [2020-7025](#) **APPROVE DEVELOPMENT AGREEMENT FOR ESTRELLA PARCEL**
 12.24
 RECOMMENDATION:
 ADOPT RESOLUTION NO. 2020-2084 APPROVING A DEVELOPMENT AGREEMENT FOR ESTRELLA PARCEL 12.24; PROVIDING AUTHORIZATION AND DIRECTION TO TAKE ACTIONS AND EXECUTE DOCUMENTS NECESSARY TO CARRY OUT THE INTENT OF THE RESOLUTION AND DEVELOPMENT AGREEMENT, AND PROVIDING FOR AN EFFECTIVE DATE. (Stephen Scinto, Deputy Director of Engineering)
20. [2020-7021](#) **APPROVE ESTRELLA PARCEL 12.24 FINAL PLAT**
 RECOMMENDATION:
 Approve the Final Plat of Estrella Parcel 12.24 attached hereto, subject to

stipulations. (Katie Wilken, Planning Manager)

PUBLIC HEARINGS

21. [2020-7022](#) **USE PERMIT FOR A CONVENIENCE USE (FINANCIAL INSTITUTION WITH DRIVE-THROUGH)**

Mayor Lord opened the public hearing at 6:11 p.m.

Planning Manager Katie Wilken presented a request to approve a use permit for a financial institution located at the PebbleCreek Marketplace on the southwest corner of McDowell Road and PebbleCreek Parkway. Ms. Wilken stated the property is designated for commercial with a PAD overlay which requires a use permit for financial institutions that include a drive-through. This would facilitate the development of a SunWest Federal Credit Union situated on a 1.2 acre parcel.

The applicant, Jan Mittelstaedt, Mittelstaedt Cooper Architects, was present to answer any questions.

Mayor Lord closed the public hearing at 6:17 p.m.

Council asked if the entrance and exits for the credit union had been worked out and if the entrance to Circle K or Panera were going to be used. Mr. Mittelstaedt described which entries and exits would be used for the credit union near the Circle K and Panera.

Council stated they appreciated the layout of the building on the property and were happy the credit union was able to get a larger facility.

MOTION BY Councilmember Kaino, SECONDED BY Councilmember Hampton, to APPROVE a Use Permit request for a convenience use (financial institution with drive-through) within the PAD (Planned Area Development) Zoning District, subject to stipulations. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

22. [2020-7024](#) **REZONING TO MF-24 (MULTI-FAMILY) WITH PAD (PLANNED AREA DEVELOPMENT) OVERLAY FOR THE CABANA ON BULLARD**

Mayor Lord opened the public hearing at 6:17 p.m.

Planning Manager Katie Wilken presented a request to consider to rezone a property from C-2 to multifamily on the northwest corner of Van Buren Street and Bullard Avenue. Ms. Wilken stated the property is designated as business and commerce in the General Plan, but multifamily is permitted in the business and commerce land use category as long as it is located appropriately, such as having direct access to arterial roadways. This request would zone the property as MF-24 and would propose modifying some of the development standards.

Ms. Wilken went on to describe the development standard modifications such as the density, reducing parking standards with stipulations and reducing setbacks to the arterial streets.

Ms. Wilken added one email was received recommending voting no on this project with no reason given for the objection.

Ed Bull, representing Green Light, stated he was pleased with staff's recommendations and accepted the stipulations. He provided some details on the person who sent the email recommending a no vote and stated it was someone who was not a neighbor and was involved in the industrial construction business.

Mayor Lord closed the public hearing at 6:23 p.m.

Council stated it was a nice project and asked if there was any child tot lots. Mr. Bull stated there were no tot lots, but there was a host of other amenities. Ms. Wilken provided the details on the included amenities.

Council stated it was a creative project with a good location contributing to the urban feel.

Council was concerned about the parking issues with the number and size of spaces being reduced and was curious about the tenant profile or the demographics used to make that decision due to there being no on street parking. Mr. Bull described the amount of rooms for the property and the parking standards. He added the tenant profile was that of people who are working and not that of a tenant that is going to have three cars for a studio apartment.

MOTION BY Councilmember Lauritano, SECONDED BY Vice Mayor Stipp, to ADOPT RESOLUTION NO. 2020-2083 DECLARING AS PUBLIC RECORDS THOSE CERTAIN DOCUMENTS FILED WITH THE CITY CLERK TITLED "OFFICIAL SUPPLEMENTARY ZONING MAP NO. 20-04"; "CABANA ON BULLARD LEGAL DESCRIPTION"; AND "CABANA ON BULLARD MF-24 WITH PLANNED AREA DEVELOPMENT (PAD) OVERLAY DEVELOPMENT REGULATIONS MAY 8, 2020."

The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Hampton, to ADOPT ORDINANCE NO. 2020-1475 REZONING APPROXIMATELY 10.25 ACRES OF LAND LOCATED AT THE NORTHWEST CORNER OF WEST VAN BUREN STREET AND NORTH BULLARD AVENUE FROM THE PAD (PLANNED AREA DEVELOPMENT) ZONING DISTRICT TO THE MF-24 (MULTI-FAMILY) ZONING DISTRICT WITH A PAD (PLANNED AREA DEVELOPMENT) OVERLAY; AMENDING THE ZONING MAP OF THE CITY OF GOODYEAR; PROVIDING FOR NON-ABRIDGMENT, CORRECTIONS, AND SEVERABILITY; PROVIDING FOR AN

EFFECTIVE DATE; AND PROVIDING FOR PENALTIES. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

23. [2020-7014](#) PASEO PLACE (PARCEL 2) REZONE

Items 23 and 24 were presented together.

Mayor Lord opened the public hearing at 6:35 p.m.

Planning Manager Katie Wilken presented a request to rezone an 80 acre development known as Paseo Place located at the southeast corner of Yuma Road and 183rd Avenue currently zoned as R1-6 with a PAD overlay. Ms. Wilken stated the request is to rezone the property to a reduced R1-4 and remove the PAD overlay. She added, according to the zoning ordinance and in order to justify the zoning, the design needs to include two amenity elements, four connectivity elements and 4 streetscape elements. Ms. Wilken provided the details on how the builder was demonstrating compliance with those elements. She noted the property would include 295 lots and 22 tracts.

Ed Bull, representative for the applicant, was present for any questions.

Mayor Lord closed the public hearing at 6:42 p.m.

Council stated they liked the openness of the project and asked if 181st Avenue was a dirt road. Ms. Wilken stated it was a county property with a possible dirt road, but there was no access to it from the development.

Council added they were very fond of the area that was being developed and that it had a wonderful open feel from one development to another.

MOTION BY Vice Mayor Stipp, SECONDED BY Councilmember Pizzillo, to ADOPT RESOLUTION NO. 2020-2081, DECLARING AS PUBLIC RECORDS THOSE CERTAIN DOCUMENTS FILED WITH THE CITY CLERK TITLED, "LEGAL DESCRIPTION FOR PASEO PLACE PARCEL 2," AND "SUPPLEMENTARY ZONING MAP NO. 20-02;" AND "PASEO PLACE PARCEL 2 CONCEPTUAL LANDSCAPE PLAN DATED JULY 15, 2020." The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

MOTION by Vice Mayor Stipp, SECONDED by Councilmember Lauritano, to ADOPT ORDINANCE NO. 2020-1474, CONDITIONALLY REZONING APPROXIMATELY 80 ACRES OF PROPERTY LOCATED AT THE SOUTHEAST CORNER OF YUMA ROAD AND THE 183RD AVENUE ALIGNMENT, KNOWN AS PASEO PLACE PARCEL 2, FROM THE R1-6, SINGLE FAMILY RESIDENTIAL, ZONING DISTRICT TO R1-4,

SINGLE FAMILY RESIDENTIAL; AMENDING THE ZONING MAP OF THE CITY OF GOODYEAR; PROVIDING FOR NON-ABRIDGEMENT; PROVIDING FOR CORRECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; AND PROVIDING FOR PENALTIES. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

BUSINESS

24. [2020-7015](#) **PRELIMINARY PLAT FOR PASEO PLACE (PARCEL 2)**

This item was presented with Item 23.

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Pizzillo, to APPROVE the preliminary plat for Paseo Place (Parcel 2), subject to stipulations. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

25. [2020-6965](#) **PRELIMINARY PLAT FOR EL CIDRO PARCELS 4 & 5**

Planning Manager Katie Wilken presented a request to approve a preliminary plat for two parcels located within the El Cidro Development located east of Cotton Lane and south of Lower Buckeye Road. Ms. Wilken noted the property was included in the 2014 preliminary plat which subdivided the entire parcel into single family developments. The south portion of the property was purchased by Vita Communities for the development of a single-family rental project.

Benjamin Tate, from Withey Morris, was present to answer any questions.

Council asked if there was a trail between the two parcels. Mr. Tate stated it was a walking trail with overhead power lines.

MOTION BY Vice Mayor Stipp, SECONDED BY Councilmember Kaino, to APPROVE the preliminary plat for El Cidro Parcels 4 & 5, which includes the Vita at El Cidro Ranch (Parcel 5), subdividing approximately 24 acres into one lot for a multi-family development, and the addition of one lot to Parcel 4 (the "Property"), subject to stipulations. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

**26. [2020-7028](#) **PRELIMINARY PLAT FOR COTTONFLOWER MARKETPLACE
LOTS 1A-4 & 6-9****

Planning Manager Katie Wilken presented a request to approve a preliminary plat for Cottonflower

Marketplace located at the southwest corner of Yuma Road and Cotton Lane. Ms. Wilken stated it was an already existing shopping center and the request is to subdivide the property to allow for different ownerships of the various lots on the property.

MOTION BY Councilmember Hampton, SECONDED BY Councilmember Pizzillo, to APPROVE the preliminary plat for Cottonflower Marketplace Lots 1A-4 & 6-9, subdividing approximately 10.27 acres into 8 lots, subject to stipulations. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

27. [2020-7045](#) **AMENDING CHAPTER 16 OF THE GOODYEAR CITY CODE, FLOOD DAMAGE PREVENTION TO MAINTAIN ELIGIBILITY IN THE NATIONAL FLOOD INSURANCE PROGRAM**

Deputy Director of Engineering Steve Scinto presented a request to consider amending Chapter 16 of the City Code for Flood Damage Prevention. He stated Goodyear was a participant in the National Flood Insurance Program (NFIP). The NFIP is a program administered by FEMA that provides subsidized flood insurance premiums for property owners within participating communities. FEMA made changes to the NFIP that required the city to update the flood damage prevention ordinance in order to keep the city's current status within the program. The updates were administrative in nature and consist of revisions to definitions in terminology, the removal of several obsolete sections and the addition of a section addressing Goodyear's statutory authority as flood plain manager. He added all proposed changes were cross-checked with the applicable engineering standards and building codes and no updates to those documents were required.

MOTION BY Councilmember Kaino, SECONDED BY Councilmember Hampton, to ADOPT RESOLUTION NO. 2020-2092, DECLARING AS PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND TITLED "AMENDMENT TO CHAPTER 16 OF THE GOODYEAR CITY CODE". The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

Motion by Councilmember Campbell, Seconded by Vice Mayor Stipp, to ADOPT ORDINANCE NO. 2020-1478, AMENDING CHAPTER 16 OF THE GOODYEAR CITY CODE; PROVIDING FOR CORRECTIONS; PROVIDING FOR SEVERABILITY AND PENALTIES; DECLARING AN EMERGENCY; AND PROVIDING AN EFFECTIVE DATE. The motion carried by the following vote:

28. [2020-7003](#) **AGREEMENT FOR JUDICIAL SERVICES BETWEEN THE CITY OF GOODYEAR AND THE TOWN OF GUADALUPE**

Court Administrator Crystal Whelan presented a recommendation to approve an intergovernmental agreement between the City of Goodyear and the Town of Guadalupe. Ms. Whelan stated the unique agreement would allow the city of Goodyear Municipal Court to accept jurisdiction of a limited

number of post adjudicated cases filed prior to July 1, 2020.

Ms. Whelan provided the background of the agreement noting Maricopa County Superior Court Office of the Presiding Judge contacted the Goodyear Municipal Court to explain that due to the unanticipated effects of the COVID-19 pandemic the Town of Guadalupe Municipal Court would cease its operations effective June 30, 2020. After evaluation of the request that would require processing in an administrative nature only and the cases being set up on a state-wide automated payment processing system, it was estimated that it would take Goodyear Court staff no more than one hour per day to process anything administrative related to these cases including financial deposits. It was also noted this request would not have any negative impacts on the Court's current operations or processing times.

Ms. Whelan went on to discuss the details of the benefits of this agreement noting there were no initial costs for the setup and Goodyear would receive an initial payment of \$23,000 in court enhancement funding and would retain all future revenues. She added the agreement had an initial term of three years and would be reviewed to ensure it did not create a burden to the Goodyear taxpayers for the costs associated with the judicial services.

Council expressed their concern on the high turnover rate in the court. Ms. Whelan stated she and Judge Galindo reached out to Human Resources to better understand their turnover rate.

Presiding Judge Mayra Galindo added that courts nationwide have been dramatically affected by COVID-19. The information requested by Council brought to light the turnover rate. She welcomed the opportunity to discuss with Council why the court has the turnover rate, after the Court receives the information from Human Resources.

Council thanked Judge Galindo and Ms. Whelan for the Court's can-do attitude.

Council asked if the Court had a plan for a backlog of cases not charged. Ms. Whelan stated the Court staff was very adaptable and each docket was very structured where they have been able to stay aggressive in keeping everything moving. Judge Galindo added the Court was very strategic in how the matters were scheduled so that the Court could continue to provide court services.

Karen Westover, Regional Director of Maricopa County Superior Court, provided the details as to why they reached out to the Goodyear Municipal Court for assistance noting their confidence in both Judge Galindo and Ms. Whelan in being able to handle the post adjudicated cases.

Council asked for clarification on how the funds could be used. Ms. Whelan stated the funds would come in as court restricted funds, but the agreement allowed the Court to recoup any costs associated with the agreement. City Manager Julie Arendall added that the funds would not be going into the general fund, but would go into the court restricted fund. She added the court restricted funds could then be used however the Court saw fit.

MOTION BY Councilmember Lauritano, SECONDED BY Councilmember Hampton, to

ADOPT RESOLUTION 2020-2080 AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF GUADALUPE FOR JUDICIAL SERVICES FOR CASES FILED PRIOR TO JULY 1, 2020. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Stipp, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

INFORMATION ITEMS

Councilmember Campbell thanked everyone for their support at the loss of her husband.

NEXT MEETING

The next meeting is a Regular Meeting on Monday, August 31, 2020.

ADJOURNMENT

There being no further business to discuss, Mayor Lord adjourned the Regular Meeting at 7:25 p.m.

Darcie McCracken, 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 August 24, 2020. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2020.

SEAL:

Darcie McCracken, City Clerk