



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, January 4, 2021

6:00 PM

Goodyear Municipal Court and Council
Chambers

Agenda amended on December 31, 2020 to add item 7. Discussion of Five-Year Water, Wastewater, Solid Waste and Stormwater Rates and Fees and previous item 9 Amend Goodyear City Code Establish Marijuana Regulations Restrictions And Penalties postponed.

While the Goodyear City Council meetings are open to the public, the occupancy has been reduced to implement social distancing. Seating is generally available on a first come basis, but meeting attendees will be cycled in and out if necessary to allow for speakers to speak on certain agenda items.

If you wish to speak during a Regular Meeting, please complete a speaker's card so that we may ensure you are in the room for that item.

Face Masks are required and must be worn when moving throughout the building.

CALL TO ORDER

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

PLEDGE OF ALLEGIANCE AND INVOCATION BY COUNCILMEMBER KAINO

ROLL CALL

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

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

CITIZENS COMMENTS/APPEARANCES FROM THE FLOOR

None.

CONSENT

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Lauritano, to APPROVE Consent Agenda Items 2 and 4. 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

1. [MINUTES](#)
[2020-206](#)

APPROVAL OF MINUTES

RECOMMENDATION:

Approve the draft minutes of the December 10, 2020 Special Meeting and the December 14, 2020 Regular Meeting. (Darcie McCracken, City Clerk)

This item was administratively pulled from the agenda.

2. [2020-7136](#)

APPROVE THE LICENSE AGREEMENT WITH NNP III-EMR 4, LLC
FOR RAINBOW VALLEY IRRIGATION LINE

RECOMMENDATION:

Approve the License Agreement with NNP III-EMR 4, LLC for an irrigation line in Rainbow Valley. (Linda Beals, Real Estate Coordinator)

4. [2021-7150](#)

APPROVAL OF THE ARIZONA CHILD ABDUCTION RESPONSE
TEAM (AZCART) INTERGOVERNMENTAL AGREEMENT

RECOMMENDATION:

Approve Intergovernmental Agreement to participate in the Arizona Child Abduction Response Team. (Santiago Rodriguez, Chief of Police)

3. [2021-7149](#)

EXTENSION OF THE ABEL RANCH PRELIMINARY PLAT
APPROVAL

RECOMMENDATION:

Approve a one-year extension of the Preliminary Plat of Abel Ranch. (Katie Wilken, Planning Manager)

This item was removed from the Consent Agenda to be heard separately.

Council stated that they were trying to understand the process for application extensions and asked for clarification.

Planning Manager Katie Wilken explained the process for preliminary plats and added that the applicant was provided incorrect information. The applicant submitted their preliminary plat based on the information they had which was after the deadline.

Council asked if the process should be revisited because they were not comfortable voting on items that have expired.

Ms. Wilken stated that staff was going to recommend changes to the application process so that applications were seen by the Council before they expired.

Council asked if the developer was responsible for tracking the expiration dates. Ms. Wilken replied that it was up to the developer to track the dates and that the City did not send any reminders. She

added that staff was exploring if the new electronic system could help with reminders.

Council asked the City Attorney if, due to the circumstances, the Council could vote on something that was expired. City Attorney Roric Massey advised that, with the exceptional circumstance in this case and the legal principle of "estoppel", the Council could move forward with voting on the item.

Council encouraged staff to try to research a mechanism for reminders to be sent out to developers.

MOTION BY Councilmember Campbell, SECONDED BY Vice Mayor Stipp, to APPROVE a one-year extension of the Preliminary Plat of Abel Ranch. 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

PUBLIC HEARINGS

The Public Hearing items were taken out of order and heard in the order below.

6. [2021-7092](#) **PUBLIC HEARING OF FIVE-YEAR WATER, WASTEWATER, SOLID WASTE AND STORMWATER RATES AND FEES**

Mayor Lord opened the Public Hearing at 6:16 p.m.

Finance Director Doug Sandstrom presented the proposed Five-Year Water, Wastewater, Solid Waste and Stormwater Rates and Fees. Mr. Sandstrom discussed the overall process for the rate study which began in December 2019 when the Citizen Rate Review Committee was appointed by the Council.

Mr. Sandstrom went on to explain the rate setting process that included operational and capital strategies, assessed costs, public participation and input, discussions with the Council, and approval and implementation.

Mr. Sandstrom discussed the details of the Water, Wastewater, Solid Waste and Stormwater Rates and Fees. He added that for the first year, there will be a zero percent increase for residents, based on feedback from the public and due to the pandemic.

Ora Beard, Goodyear resident, submitted a speaker request form via email, in opposition to the rate increase.

Mayor Lord closed the Public Hearing at 6:40 p.m.

7. [2021-7164](#) **DISCUSSION OF FIVE-YEAR WATER, WASTEWATER, SOLID WASTE AND STORMWATER RATES AND FEES**

Council discussed the proposed Five-Year Water, Wastewater, Solid Waste and Stormwater Rates and Fees.

Council expressed their appreciation for all of the outreach that was conducted by staff and the public's feedback being incorporated into the process.

Council was supportive of the revised rates as proposed, including the deferred implementation of the changes, and emphasized that the rate plan could be reviewed again if needed.

Council was pleased that the City was deferring the increase during year one.

Council expressed that the process was very thorough and that Mr. Sandstrom did a great job with the presentation.

5. [2020-7109A](#) **USE PERMIT FOR A DRIVE-THROUGH RESTAURANT (BOSA DONUTS AT PARKWAY VILLAGE)**

Mayor Lord introduced this item stating that the public hearing had taken place on December 14, 2020. She also stated that there was a motion on the table from Councilmember Campbell, with a second by Vice Mayor Stipp, to approve the use permit.

Senior Planner Alex Lestinsky presented additional information on a request to approve a convenience use permit (drive-through restaurant). Ms. Lestinsky reiterated that the use permit did comply with the City's civil traffic engineering standards and zoning requirements. She added that staff still held the position to recommend approval.

Ms. Lestinsky noted that any matters between the property owner's association and the applicant would need to be settled between the two parties. Ms. Lestinsky stated that any substantial changes to the layout of the drive-through would have to go through the use permit process and before Council once again.

Council asked if the property owner and the association were able to come to an agreement.

Tim Raznike, representing the architect for Bosa Donuts, believed there was a resolution between the applicant and property owner's association. He explained that they tried to maximize the lot size due to the size of the lot and believed the drive-through would not have an impact on traffic. He stated that most of the traffic would occur in the morning between the hours of 6 a.m. through 10 a.m.

Council expressed their support on moving forward with the use permit.

MOTION BY Councilmember Campbell, SECONDED BY Vice Mayor Stipp, to APPROVE a request for a convenience use (drive-through restaurant), 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

BUSINESS**8. [2021-7102](#) PARKS & RECREATION FACILITY USER FEES**

Parks and Recreation Manager David Seid presented a request to approve the Recreation and Aquatics Center Fees, System-Wide Park Rental Fees and delegation of authority to the Parks and Recreation Director that allowed the City flexibility when working on unique or complex proposals that would benefit the City.

Recreation Superintendent Mike Beadle discussed the details of the proposed Recreation and Aquatics Center fees and the system-wide park user fees.

Council asked if an annual pass was purchased, could the purchaser use that pass as many times as they wanted without incurring other fees. Mr. Beadle responded that with the annual pass, the holder had unlimited use of the basic amenities. Group activities were not included in the annual pass.

Council expressed their appreciation of staff revising some of the rates and definitions, and expressed support for the revised proposal.

Council suggested offering the first year of Recreation and Aquatics Center use free of charge since the Center was only going to be open for about 6-7 months in 2021, and instead, starting the fees on January 1, 2022.

Council would like staff to explore options for providing an open house, free trial for two weeks or six months, adding an additional 6 months to every new membership or offering free admission to essential workers such as teachers and health care workers.

City Manager Julie Arendall asked for clarification on whether the Council wanted staff to come up with a plan to welcome residents and bring it back to Council or adopt the fees and staff would work behind the scenes on the fees based on the Council's feedback.

Council asked that an analysis be done of several options to include the respective costs and brought back to Council for consideration.

MOTION BY Councilmember Hampton, SECONDED BY Councilmember Pizzillo, to ADOPT RESOLUTION NO. 2020-2114 APPROVING AND ADOPTING THE RECREATION AND AQUATICS CENTER FEE SCHEDULE; ADOPTING A MILITARY DISCOUNT, AMENDING THE SYSTEM-WIDE PARK RENTAL FEES AND ADOPTING FEES FOR SERVICES AT CITY PARKS; AND PROVIDING FOR AN EFFECTIVE DATE OF THE RESOLUTION AND FEES. The motion carried by the following vote:

Ayes 6 - Mayor Lord, Councilmember Pizzillo, Councilmember Lauritano, Councilmember Campbell, Councilmember Hampton and Councilmember Kaino

Nays 1 - Vice Mayor Stipp

9. [2021-7124](#) **APPROVE THE EXPENDITURE FOR PARKING AND
INFRASTRUCTURE IMPROVEMENTS TO THE MUNICIPAL
OPERATIONS CENTER (PUBLIC WORKS) PROJECT**

Capital Improvement Project Manager Walt Kinsler presented a request to approve the expenditure for parking and infrastructure improvements to the Municipal Operations Center project in the amount of \$1,162,000. Mr. Kinsler discussed the details of the project noting that the project would take about 3 months to complete.

Council asked if the electric vehicle program was going to expand. Public Works Director Javier Setovich explained that the City currently had three electric vehicles parked at Goodyear City Hall and the fourth vehicle was parked at the Public Works Facility. The project would install the first charging station at the Public Works Facility. Mr. Setovich added that while there was no current plan in place to purchase additional electric vehicles, he believed it would be inevitable in the long run.

MOTION BY Councilmember Kaino, SECONDED BY Vice Mayor Stipp, to APPROVE expenditure of funds up to \$1,162,000 for parking and infrastructure improvements to the Municipal Operations Center (Public Works). 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

There were no information items.

NEXT MEETING

The next meeting is a Work Session on January 11, 2021 at 5:00 p.m.

ADJOURNMENT

There being no further business to discuss, Mayor Lord adjourned the Regular Meeting at 7:49 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 January 4, 2021. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2021.

Darcie McCracken, City Clerk

SEAL: