



City of Goodyear

Meeting Minutes

City Council Regular Meeting

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

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

Monday, May 11, 2015

6:00 PM

Goodyear Justice Center

Immediately following the Work Session which immediately follows the Special Meeting that begins at 5:00 PM

1. CALL TO ORDER

Vice Mayor Pizzillo called the Regular Meeting to order at 6:50 p.m.

2. PLEDGE OF ALLEGIANCE & INVOCATION BY VICE MAYOR PIZZILLO

3. ROLL CALL

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

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

MOTION BY Councilmember Stipp, SECONDED BY Councilmember Hohman, to EXCUSE Mayor Lord from the meeting. The motion carried by the following vote:

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

4. COMMUNICATIONS

- 4.1** [CO 193-15](#) Vice Mayor Pizzillo will read a proclamation recognizing May 16, 2015 as National Kids to Parks Day.

Recreation Manager David Seid updated Council on the National Kids to Parks Day Program, which will be held Saturday, May 16, 2015, at the Goodyear Community Park. This is the fifth annual initiative that encourages children and families to reconnect with parks, nature, and healthy outdoor play. Activities will include traditional games, relay races, pipeline, crafts and

art projects. Staff will share information on all eighteen Goodyear parks, the upcoming summer program, aquatic program, and sports information. Vice Mayor Pizzillo read the National Kids to Parks Day Proclamation.

- 4.2 [CO 197-15](#) Parks and Recreation Department staff will acknowledge the volunteers who assisted in the design and construction of the new Pump Track in Estrella.

Parks and Recreation Director Nathan Torres recognized some of the volunteers who designed, constructed, and maintained the Pump Track at Estrella Foothills Park. The volunteers spent every weekend from mid-December, except Super Bowl, Easter, and one rainy day, on this project. David Cardwell, Project Manager, Ruben Ortiz, Bike Park Designer, Jeramie Goodwin, Chris Alvarez, and Brian Roberts from West Valley Trails Alliance, and Pete Teiche of Newland Communities were presented plaques in appreciation of their service to the City.

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

None.

6. **CONSENT**

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Lauritano, to APPROVE Consent Agenda Items 6.1 to 6.5. The motion carried by the following vote:

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

Excused 1 - Mayor Lord

- 6.1 [MINUTES 32-2015](#) Approve draft minutes from a Regular Meeting and a Special Meeting held on April 13, 2015.

- 6.2 [15-5583](#) **ABANDONMENT OF ROAD RIGHTS-OF-WAY ADJACENT TO THE ARROYO RANCH PROPERTY**

RECOMMENDATION:

ADOPT RESOLUTION NO. 15-1702 DECLARING PORTIONS OF THE PUBLIC RIGHT-OF-WAY ALONG THE NORTH SECTION LINE (OLD ELLIOT ROAD) AND EAST SECTION LINE (UNNAMED ALIGNMENT) OF SECTION 16, TOWNSHIP 1 SOUTH, RANGE 2 WEST, ADJACENT TO THE ARROYO RANCH DEVELOPMENT (SECTION LINE ROADS) TO BE UNNECESSARY FOR A PUBLIC ROADWAY; AUTHORIZING THE EXCHANGE OF THE SECTION LINE FOR THE PREVIOUSLY REALIGNED ELLIOT ROAD AND THE SPUR ROAD DEDICATION; AUTHORIZING EXECUTION OF A QUIT CLAIM DEED TO EFFECTUATE EXCHANGE; AND PROVIDING FOR AN EFFECTIVE DATE.

- 6.3 [15-5591](#) **RENEWAL OF IGA WITH CITY OF GLENDALE FOR SECURITY SERVICES AT THE UNIVERSITY OF PHOENIX STADIUM**

RECOMMENDATION:

Approve renewal and authorize the City Manager or his designee to execute the Intergovernmental Agreement (IGA) between the City of Glendale and City of Goodyear for Goodyear police officers to work off-duty at events

occurring at the University of Phoenix Stadium.

6.4 [15-5598](#)

FINAL PLAT FOR PEBBLECREEK PHASE II UNIT 62B

RECOMMENDATION:

Approve the final plat for PebbleCreek Phase II Unit 62B subdividing 28.85 acres into 102 single family lots and six tracts generally located west of Clubhouse Drive and north of W. Sheridan Street within the PebbleCreek Phase II Planned Area Development (PAD), subject to stipulations.

6.5 [15-5600](#)

**RIGHT OF WAY LICENSE AND TEMPORARY CONSTRUCTION
AND ACCESS EASEMENT TO THE CANTAMIA AT ESTRELLA
MOUNTAIN COMMUNITY ASSOCIATION**

RECOMMENDATION:

1. Approve the Temporary Construction and Access Easement to CantaMia at Estrella Community Association, Inc. attached to this COAC and authorize its immediate execution by the City Manager.
2. Approve the Right-of-Way License to the CantaMia at Estrella Mountain Community Association, Inc. attached to this COAC subject to CantaMia Estrella Community Association, Inc., entering into an operations agreement acceptable to the City that sets forth the terms for the City providing reclaimed water to CantaMia. The City Manager is authorized to execute the attached Right-of-Way following the execution of the operations agreement referred to herein.

7. BUSINESS

7.1 [15-5580A](#)

SPECIAL USE PERMIT FOR THE INTERO MONTESSORI SCHOOL

Planner I Alex Lestinsky presented. The item is a request by Larson Architect and Intero Montessori School for a Special Use Permit for a school at the northwest corner of Sarival Avenue and Van Buren Street in the Canyon Trails Planned Area Development. The school will be developed on 3 1/2 acres and will house up to 200 students. There will be two access points to the school, one from Van Buren Street, and one from Sarival Avenue, so there will be no excess traffic impacting the local neighborhood streets. Walls will separate the school and the outdoor fields to eliminate pedestrian access and provide safety barriers. The sports field behind the school will be lit; however, the outdoor lighting is stipulated to be screened to prevent lighting intrusion from impacting the residential use. Events taking place on the sports field should wrap up at about 8:00 p.m. Public hearing notices were satisfied, and no comments were received. The Planning and Zoning Commission approved the item during the April 15, 2015 meeting.

A Clarification Agreement has been added to clarify Stipulation No. 7 relating to right-of-way improvement along the Sarival Avenue and the Van Buren Street frontage.

Council Discussion

Where are the entrances going to be? One entrance will be on Van Buren Street and one on Sarival Avenue. Staff will be requesting a traffic impact analysis as part of the design.

Do we know what is planned for the rest of the area? James Larson of Larson Architect, indicated the site plan is strictly conceptual.

How are we going to handle traffic patterns and the possible need for a light? Engineering Director Rebecca Zook indicated it cannot be determined at this point if a signal will be required without looking at numbers, cross-traffic, and the other projects pending in the area.

What is the time frame for the intersection of Sarival Avenue and Van Buren Street? Sarival Avenue is being proposed in the FY16 budget, as is the Van Buren Street design. Van Buren Street construction is proposed in FY18. Mr Larson clarified that the parents drive in the children sometime during the day starting at 6:30 a.m. to 10:30 a.m., and pick up in the afternoon from 3:30 p.m. until approximately 7:00 p.m.

Is it normal for Council to be asked to approve a project when all of the information is not yet available? Interim Planning Manager Katie Wilken indicated a traffic study is typically required for a Special Use Permit. Because staff was trying to work with the short time frame, Engineering, Planning, and the applicant discussed during the pre-application meeting the merits of a traffic study with a Special Use Permit. Staff decided they could look at the information with the site plan instead. This was decided mostly because of the number of students, and the fact that the drop off mechanism wasn't dissimilar from that of a day care, which is a Permitted Use in a C-2 zone. Staff didn't see that there was an extraordinary change to the circulation pattern, and felt comfortable bringing the item to Council.

Does the Clarification Agreement clearly stipulate a requirement for a traffic study? Stipulation No. 3 states that a traffic impact analysis still needs to be submitted, that might generate additional requirements.

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Osborne, to APPROVE a request for a Special Use Permit to allow the Intero Montessori School at the northwest corner of Van Buren Street and Sarival Avenue, within the Canyon Trails Phase One Planned Area Development (PAD) zoning district, subject to stipulations. The motion carried by the following vote:

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

Excused 1 - Mayor Lord

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Osborne, to APPROVE a Clarification Agreement between the City of Goodyear and the Land Owner regarding the West Van Buren Street and North Sarival Avenue right-of-way improvements. The motion carried by the following vote:

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

Excused 1 - Mayor Lord

**CODE-SPECIAL EVENTS AND AMENDMENT OF MUNICIPAL
USER FEE SCHEDULE**

City Clerk Maureen Scott presented. Scott provided background on the responses received from public outreach that was conducted, from staff members and council members during the Ordinance suspension. The amendment will eliminate regulations on certain types of events and amend other provisions in the Ordinance that have a deterrent impact on community events and gatherings.

Proposed changes

Apply to any outdoor event that has more than 250 people, rather than 50 people
Eliminate the amplified sound criteria
Eliminate the Special Event Application Fee
Revision to the insurance requirement
Application deadlines
Fee waivers for neighborhood events sponsored by public schools and/or 501(c)(3)
Block Parties - eliminate the requirement that consent from each resident affected by the street closure be obtained, eliminate the requirement that only City approved traffic barricades be used to close off streets, and eliminate the insurance requirement

Council Discussion

. Support for 501(c)(3) but not not for the 501(c)(6) organizations.

. Would the Chamber of Commerce have needed a Special Event Permit to hold the Goodyear For Growth event? Since the event was held in the PebbleCreek Tuscany Ballroom, there would not have been a permit requirement because the Tuscany Ballroom is zoned for that use.

. Provide clarification on the 501(c)(3) public school fee waiver. Assistant City Attorney Sarah Chilton responded that the Ordinance includes waivers for public schools **and** 501(c)(3) organizations.

MOTION BY Councilmember Lauritano, SECONDED BY Councilmember Campbell, to ADOPT RESOLUTION NO. 15-1703 DECLARING AS A PUBLIC RECORD THAT CERTAIN DOCUMENT FILED WITH THE CITY CLERK AND TITLED “AMENDMENT TO CHAPTER 26 OF THE GOODYEAR CITY CODE - SPECIAL EVENTS AMENDING SECTIONS 26-1-2 DEFINITIONS; 26-1-6 GENERAL REQUIREMENTS AND TERMS; 26-1-7 SPECIAL EVENTS ON CITY PROPERTY; 26-2-1 PERMIT APPLICATION AND PROCESSING; AND 26-2-2 GRANTING OR DENYING SPECIAL EVENT APPLICATION”.

The motion carried by the following vote:

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

Excused 1 - Mayor Lord

MOTION BY Councilmember Hohman, SECONDED BY Councilmember Osborne, to ADOPT ORDINANCE NO. 15-1322 AMENDING SECTIONS 26-1-2 DEFINITIONS, 26-1-6 GENERAL REQUIREMENTS AND TERMS; 26-1-7 SPECIAL EVENTS ON CITY PROPERTY; 26-2-1 PERMIT APPLICATION AND PROCESSING; AND 26-2-2 GRANTING OR DENYING SPECIAL EVENT APPLICATION OF CHAPTER 26 OF THE GOODYEAR CITY CODE - SPECIAL EVENTS; REPEALING ORDINANCE NO. 15-1317 AND OTHER EXISTING ORDINANCES OR PORTIONS THEREOF THAT CONFLICT WITH CHAPTER 26 OF THE GOODYEAR CITY CODE AS AMENDED; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR CORRECTIONS OF SCRIVENERS ERRORS; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY. The motion carried by the following vote:

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

Excused 1 - Mayor Lord

MOTION BY Councilmember Osborne, SECONDED BY Councilmember Stipp, to ADOPT RESOLUTION NO. 15-1704 AMENDING THE MUNICIPAL USER FEE SCHEDULE ADOPTED BY RESOLUTION NO. 10-1357 BY ELIMINATING THE SPECIAL EVENT PERMIT FEES AND PROVIDING FOR AN EFFECTIVE DATE. The motion carried by the following vote:

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

Excused 1 - Mayor Lord

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:

- Open Table Concept
- Parks and Recreation Office for summer child care
- Seeking citizens for boards, commissions, committees
- West Valley Hospital has 23 doctors listed in Top Docs Magazine

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:

1. Manager's Update on Council Related Matters:

- Law Enforcement Torch Run
- National Emergency Medical Services Week

-Parks and Recreation Annual Skate Fest

2. Update of Legislative Issues:

None.

3. Staff Summary of follow up action required:

None.

4. Council members may direct inquiries to staff:

None.

9. FUTURE MEETINGS

05/18/15	CFD Meeting	5:00 p.m.
05/18/15	Regular Meeting	6:00 p.m.
05/18/15	Special Meeting	Immediately following the Regular Meeting
06/08/15	Council Inauguration	6:00 p.m.
06/15/15	CFD Meeting	5:00 p.m.
06/15/15	Work Session	Immediately following the CFD Meeting

10. ADJOURNMENT

There being no further business to discuss, Vice Mayor Pizzillo adjourned the Regular Meeting at 7:50 p.m.

Maureen Scott, City Clerk

Joe Pizzillo, Vice 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 May 11, 2015. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 201__.

Maureen Scott, City Clerk

SEAL:

