



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 18, 2015

6:00 PM

Goodyear Justice Center

1. CALL TO ORDER

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

2. PLEDGE OF ALLEGIANCE & INVOCATION BY MAYOR LORD

3. ROLL CALL

Council Present 7 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Osborne, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

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

4. COMMUNICATIONS

- 4.1 [CO 196-15](#) Mayor Lord will read a proclamation recognizing May as Building Safety Month.

Randy Westacott, Building Inspection Supervisor, spoke and Mayor Lord read a proclamation recognizing May as Building Safety Month.

- 4.2 [CO 199-15](#) Mayor Lord will read a proclamation declaring May 17-23, 2015 as EMS Week.

Paul Luizzi, Fire Chief, provided information on Emergency Medical Services in the community, and Mayor read a proclamation declaring May 17-23, 2015 as EMS Week.

- 4.3 [CO 198-15](#) Ron Sites, Executive Director/President of the Fighter Country Partnership, will provide an organizational update.

Rob Bohr, Governmental Relations Manager, introduced Ron Sites, Executive Director/President of the Fighter Country Partnership and Fighter Country Foundation. Mr. Sites thanked Council for their support. Their mission is to support the men, women, families and mission of Luke Air Force Base. They support the base in three ways: Health & Human

Services, Supporting the Culture & Tradition, and Mission Sustainability. They supported 104 events in 2014. Council thanked Sites for all his efforts.

5. CITIZENS COMMENTS/APPEARANCES FROM THE FLOOR

None.

6. CONSENT

MOTION BY Councilmember Osborne, SECONDED BY Vice Mayor Pizzillo, to APPROVE Consent Agenda Items 6.1 - 6.3. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Osborne, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

6.1 [MINUTES](#) Approve draft minutes from a Regular Meeting held on April 27, 2015.
[34-2015](#)

6.2 [15-5597](#) **APPROVAL OF FINAL PLAT FOR ESTRELLA PARCELS 12.37, 12.39 AND 12.40**
RECOMMENDATION:
Approve the Final Plat for Estrella Parcels 12.37, 12.39 and 12.40 subdividing 39-acres into 126 single family residential lots and 12 tracts, generally located east of Estrella Parkway between Spring Drive to the north and San Miguel Drive to the south within Estrella Phase One Planned Area Development (PAD), subject to stipulations.

6.3 [15-5608](#) **INTERGOVERNMENTAL AGREEMENT WITH ADOT FOR LANDSCAPING PHASE I OF THE I-10/SR303L INTERCHANGE**
RECOMMENDATION:
ADOPT RESOLUTION NO. 15-1707 AUTHORIZING THE MAYOR TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA, ACTING BY AND THROUGH ITS DEPARTMENT OF TRANSPORTATION TO ESTABLISH RESPONSIBILITY FOR FUNDING, INSTALLATION AND MAINTENANCE RESPONSIBILITIES OF LANDSCAPING TO BE CONSTRUCTED WITH THE I-10 SR303 TRAFFIC INTERCHANGE PHASE I LANDSCAPE SEGMENT.

7. BUSINESS

7.1 [15-5579](#) **APPLICATION FOR A NEW SERIES 12 LIQUOR LICENSE FOR MOD PIZZA**

Sue Brungardt, Deputy City Clerk, reported that city staff received a request this morning from the applicant to continue consideration of the MOD Super Fast Pizza, LLC Series 12 liquor license. There has been a recent change in the ownership structure, and continuing the application to a later Council meeting will allow staff time to review the additional background information and complete its investigation.

7.2 [15-5584](#) **APPLICATION FOR A NEW SERIES 12 LIQUOR LICENSE FOR ANGRY CRAB SHACK RESTAURANT**

Sue Brungardt, Deputy City Clerk, presented. The Angry Crab is located on the northwest corner of Litchfield Road and Van Buren Street in the old JB Restaurant building. The Angry Crab Shack is a franchise restaurant, and they plan to open this location in July or August. They currently have locations in Mesa and Phoenix, and they plan to open two more locations in Arizona by the end of this year.

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Hohman, to APPROVE a request from Ronald Wayne Lou, owner/agent for Angry Crab Shack Restaurant, for a new Series 12 liquor license #1207A226, located at 310 N. Litchfield Road, Goodyear, Arizona 85338. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Osborne, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

7.3 [15-5611](#) **AUTHORIZATION OF AMENDMENTS TO APPLICABLE DEVELOPMENT AGREEMENTS TO EXTEND EXPIRATION DATES OF EXISTING APPROVED FINAL PLATS FOR THREE WEST GOODYEAR PROPERTIES**

Bob Beckley, Deputy City Manager, presented. Three properties located in the West Goodyear Central Planning Area (WGCPA) (Pradera, Amber Meadows, and La Jolla Vista) have existing approved final plats that will expire in September 2015. Staff is recommending an interim extension of the existing approved final plats while city staff and owners of property in the WGCPA work on a revised development strategy and corresponding changes to existing and future development agreements for West Goodyear Properties. Comments received by the developers of WGCPA is that it is no longer feasible to develop large parcels of properties at once; they need phasing options. The Cost Recovery Plan that was adopted for this area in the past does not include a phasing plan. This type of plan would allow up to 400 homes to be built within each phase.

Staff will have discussions with all property owners to develop consistent language for current and future development agreements so that everyone is playing by the same rules. This will be challenging, but will benefit all interested parties. Any revised development strategy and corresponding changes to existing and future development agreements will be presented to Council for consideration, and will provide for an extension of the expiration dates of the existing approved final plats for Pradera, Amber Meadows, and La Jolla Vista to October 31, 2015.

Council Discussion:

>Would like staff to look at how these and future developments will affect growth. Would like a cost/benefit analysis done to determine how development will impact our level of service to the area.

>Who initiated the request for the extension? Beckley responded that the developers brought this to staff's attention because their plats were going to expire.

>Have we granted any previous extensions? Beckley responded that Pradera, Amber Meadows, and La Jolla Vista have already received one extension.

>Is there a downside to approving this extension? Beckley doesn't believe there is a downside. The objective is to achieve an ability for these developments to succeed and to provide more flexibility to the developers.

>Will all of the WGCPA developers be included in the discussions and agreement?

Beckley responded that all interested parties will be invited to be involved in the meetings. Staff will report back on the property owners that have participated in the discussions. The goal is to include as many stakeholders as possible so that a uniform standard can be agreed on.

MOTION BY Councilmember Osborne, SECONDED BY Councilmember Lauritano, to ADOPT RESOLUTION NO. 15-1708, AUTHORIZING THE PREPARATION AND EXECUTION OF AMENDMENTS TO THE AMENDED AND RESTATED DEVELOPMENT AGREEMENT FOR PRADERA, THE AMENDED AND RESTATED DEVELOPMENT AGREEMENT FOR AMBER MEADOWS, AND THE AMENDED AND RESTATED DEVELOPMENT AGREEMENT FOR LA JOLLA VISTA, EXTENDING THE EXPIRATION DEADLINES FOR THE EXISTING APPROVED FINAL PLATS FOR PRADERA, AMBER MEADOWS, AND LA JOLLA VISTA UNTIL OCTOBER 31, 2015 AND PROVIDING FOR AN EFFECTIVE DATE. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Osborne, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

7.4 [15-5571](#) ADOPTION OF INTERNATIONAL FIRE CODE (2012 EDITION)

Ed Kulik, Chief Building Official, presented. The City's Fire Code was last updated on January 22, 2007. That last update was based upon the 2006 International Fire Code. On March 2, 2015, Council was briefed on the updated fire code being presented today, and changes to fees for building related permit fees, including fire permit fees. There have been no changes to the proposed Fire Code changes that were presented at the Council Work Session in March.

Council Discussion:

>Is 2012 the latest edition? Kulik responded that the 2015 Edition has been in affect since January 2015. Staff didn't have time to incorporate the 2015 changes at this time, but those will be brought back to Council in the next year or so.

MOTION BY Councilmember Stipp, SECONDED BY Councilmember Lauritano, to ADOPT RESOLUTION NO. 15-1698 DECLARING AS PUBLIC RECORDS INTERNATIONAL FIRE CODE (2012 EDITION) AND AMENDMENT 1 THERETO FILED WITH THE CITY CLERK. The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Osborne, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

MOTION BY Councilmember Campbell, SECONDED BY Councilmember Hohman, to

ADOPT ORDINANCE NO. 15-1320 AMENDING SECTION 5-2-1 OF ARTICLE 5-2 OF CHAPTER 5 OF THE GOODYEAR CITY CODE TO PROVIDE FOR THE ADOPTION OF THE INTERNATIONAL FIRE CODE (2012 EDITION), AND FOR THE ADOPTION OF AMENDMENTS TO THE INTERNATIONAL FIRE CODE (2012 EDITION); TO AMEND ARTICLE 5-3 OF CHAPTER 5 OF THE GOODYEAR CITY CODE TO PROVIDE FOR PENALTIES, REMEDIES AND ACTIONS FOR VIOLATIONS OF ANY PROVISIONS OF ARTICLE 5-2 OF CHAPTER 5 OF THE GOODYEAR CITY CODE; TO PROVIDE FOR THE REPEAL OF EXISTING ORDINANCES OR PORTIONS THEREOF THAT CONFLICT WITH ARTICLES 5-2 AND/OR 5-3 OF CHAPTER 5 OF THE GOODYEAR CITY CODE AS AMENDED; PROVIDING FOR THE PRESERVATION OF EXISTING RIGHTS AND DUTIES; PROVIDING FOR CORRECTIONS OF SCRIVENERS ERRORS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE OF JULY 1, 2015.

The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Osborne, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

7.5 [15-5433](#) **ADOPTION OF UPDATED TECHNICAL BUILDING CODES**

Ed Kulik, Chief Building Official, presented. On May 14, 2007, the City Construction Codes were approved by the City Council. On March 2, 2015, Council was briefed at a Work Session on the updated building codes being presented today, and changes to fees for building related permit fees, including fire permit fees. One change was made since the Work Session. Staff met with the school superintendents, and it was decided to leave in the exemption of school fees in order to meet the best needs of the city and the schools.

Council Discussion:

>Council thanked staff for working with the school districts to review the process and fees.

MOTION BY Councilmember Osborne, SECONDED BY Councilmember Stipp, to ADOPT RESOLUTION NO. 15-1697 DECLARING AS PUBLIC RECORDS CERTAIN UNIFORM BUILDING RELATED TECHNICAL CODES AND AMENDMENTS THERETO FILED WITH THE CITY CLERK.

The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Osborne, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

MOTION BY Councilmember Hohman, SECONDED BY Councilmember Osborne, to ADOPT ORDINANCE NO. 15-1319 AMENDING SECTION 9-1-1 OF ARTICLE 9-1 OF CHAPTER 9 OF THE GOODYEAR CITY CODE TO PROVIDE FOR THE ADOPTION OF MORE CURRENT EDITIONS OF UNIFORM CODES AND REGULATIONS FOR BUILDINGS, STRUCTURES AND USES THEREOF; FOR THE ADOPTION OF AMENDMENTS TO THE UNIFORM CODES AND REGULATIONS

FOR BUILDINGS AND USES THEREOF BEING ADOPTED; TO ADD SECTIONS 9-1-3 THROUGH 9-1-6 TO PROVIDE FOR PENALTIES, REMEDIES AND ACTIONS FOR VIOLATIONS OF ANY PROVISIONS OF ARTICLE 9-1 OF CHAPTER 9 OF THE GOODYEAR CITY CODE; TO PROVIDE FOR THE REPEAL OF EXISTING ORDINANCES OR PORTIONS THEREOF THAT CONFLICT WITH ARTICLE 9-1 OF CHAPTER 9 OF THE GOODYEAR CITY CODE AS AMENDED; PROVIDING FOR THE PRESERVATION OF EXISTING RIGHTS AND DUTIES; PROVIDING FOR CORRECTIONS OF SCRIVENERS ERRORS; PROVIDING FOR SEVERABILITY AND PROVIDING FOR AN EFFECTIVE DATE OF JULY 1, 2015.

The motion carried by the following vote:

Ayes 7 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Osborne, Councilmember Lauritano, Councilmember Campbell, Councilmember Stipp, and Councilmember Hohman

7.6 [15-5603](#) **ADOPTION OF THE FY16 TENTATIVE BUDGET**

Lauri Wingenroth, Budget and Research Manager, presented an overview of the budget process. She reviewed budget carryovers and their funding sources based on March estimates. Staff will review those numbers at year-end. Budget carryovers are items that were adopted in this year's approved budget. They consist of in-process items, items that are in procurement, and delayed projects. In these types of cases, the money that has been appropriated or saved for a certain project needs to be carried over so we have the budget capacity to pay for it.

Budget Carryovers:

*Capital Project Carryovers - \$32M all funds; \$12.5M General Funds

*Operating Budget Carryovers - \$4.2M all funds; \$3.5M General Funds

Budget Highlights:

- >Asset Management and preservation
- >Investing in employees
- >Prepare for development
- >Economic Development
- >Positions - 3 new, and 1 temporary to full-time conversion

Total budget resources for next year total \$236M. \$36M of that amount is made up of carryovers from this year's budget, and \$16M is the General Fund contingency that is not spent. Wingenroth showed proposed budgeted expenditures by category. Staff will ask Council to adopt the final budget on June 22, 2015.

Council Discussion:

- >**Clarified that staff controls and adjusts budget carryovers so that departments don't spend appropriated money that they aren't authorized to spend.**
- >**What makes up the largest portion of the total budget increase of 6.3%.** Wingenroth responded that budget carryovers, and the increased spending on asset management make up the largest portion of the increase.

Council Comments:

*Councilmember Stipp will not vote in support of this tentative budget because it includes a \$14M increase over last year, and does not lower any of our tax rates. We are continuing to grow our budget despite flattening growth in the economy.

*Councilmember Lauritano supports the budget. We are still playing catch up from the economic downturn and there are many needs in the community that were deferred in previous years because of the economy. This budget includes a plan for our growing city.

*Vice Mayor Pizzillo supports the budget. There is a lot of uncertainty and variables with the economy, but it is important to fund the Asset Management Program, and plan for future uncertainties.

*Councilmember Osborne is proud of what we are able to provide in this tentative budget, but will not vote in support of the budget since it does not include a reduction in taxes. She supports lowering the food tax because she feels confident that our budget can handle a decrease in revenue of \$250K.

*Councilmember Hohman supports the budget. We can be proud of what we have done for our citizens, and adopting this budget is a good business decision.

*Councilmember Campbell supports the budget. She thanked staff for all the time that was spent on preparing the budget. She doesn't want to ask citizens to pay excess taxes, but we need to provide the services that they expect. This budget responds to resident's concerns regarding additional traffic lights.

*Mayor Lord supports the budget. She is optimistic, and happy that staff has presented a balanced budget. We have accomplished many things, and we are planning for future projects. She thanked staff for all their hours of hard work.

MOTION BY Councilmember Campbell, SECONDED BY Vice Mayor Pizzillo, to ADOPT RESOLUTION NO. 15-1705 ADOPTING THE FISCAL YEAR 2015-16 ESTIMATES OF REVENUES AND EXPENSES FOR THE CITY OF GOODYEAR, INCLUDING ESTIMATED PROPERTY TAX LEVY AND PROPERTY TAX RATES, AS THE TENTATIVE BUDGET FOR FISCAL YEAR BEGINNING JULY 1, 2015 AND ENDING JUNE 30, 2016; SETTING FORTH THE RECEIPTS AND THE AMOUNTS ESTIMATED AS COLLECTIBLE FOR THE PREVIOUS FISCAL YEAR; THE AMOUNT PROPOSED TO BE RAISED BY DIRECT PROPERTY TAXATION FOR THE VARIOUS PURPOSES; GIVING NOTICE OF THE TIME FOR HEARING TAXPAYERS; FOR ADOPTION OF BUDGET AND SETTING THE TAX LEVIES.

The motion carried by the following vote:

Ayes 5 - Mayor Lord, Vice Mayor Pizzillo, Councilmember Lauritano, Councilmember Campbell, and Councilmember Hohman

Nayes 2 - Councilmember Osborne, and Councilmember Stipp

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:

>Estrella Mountain Ranch Elementary School was going to lose some of their library staff

because of budget cuts by the legislature. Parents and the school started a "Go Fund Me" web page, and they raised \$20K so that they can keep the library staff.

>Congratulated Mrs. Benson's 5th grade class at Westar Elementary School on their "reading challenge".

>Mentored homeless teenagers last week.

>Supports the "Click-it-or-Ticket" campaign.

>National Kids to Parks Day Event.

>EMS Open House at Fire Station 185.

>GPEC Meetings in Washington DC.

>Celebration of Excellence - Salute to Rodel Educators.

2. Manager's Summary of Current Events and Reports

1. Manager's Update on Council Related Matters:

>National Public Works Week May 17-23, 2015

>National EMS Week - over 100 people attended the Open House at Fire Station 185.

>Signage project at City Hall.

>Peter Fine, Lockheed Employee, is transferring to Denver. This is his last Council meeting before he moves.

>City offices will be closed in observance of Memorial Day next Monday.

2. Update of Legislative Issues:

None.

3. Staff Summary of follow up action required:

None.

4. Council members may direct inquiries to staff:

>When is Dr. Runyon coming to address Council to talk about schools?

*Dalke responded that staff has been meeting with the school superintendents, and we are working to coordinate a date for a presentation.

>How much longer will the digging be going on in the parking lot area of City Hall?

*Beckley replied that it will last approximately two more weeks.

9. FUTURE MEETINGS

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
06/22/15	Work Session	5:00 p.m.
06/22/15	Regular Meeting	6:00 p.m.

10. ADJOURNMENT

There being no further business to discuss, Mayor Lord adjourned the Regular Meeting at 8:05 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 May 18, 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: