

**DRAFT**

## **City of Glendale**

*5850 West Glendale Avenue  
Glendale, AZ 85301*



## **Meeting Minutes**

**Tuesday, October 22, 2024**

**5:30 P.M.**

**Voting Meeting**

**Civic Center**

### **City Council**

*Mayor Jerry Weiers*

*Vice Mayor Ian Hugh*

*Councilmember Leandro Baldenegro*

*Councilmember Joyce Clark*

*Councilmember Ray Malnar*

*Councilmember Lauren Tolmachoff*

*Councilmember Bart Turner*

## **CALL TO ORDER**

Mayor Weiers called the meeting to order at 5:30 p.m.

## **ROLL CALL**

Present: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Also Present: Kevin Phelps, City Manager  
Michael Bailey, City Attorney  
Julie K. Bower, City Clerk  
Vicki Rios, Assistant City Manager  
Jamsheed Mehta, Assistant City Manager

## **PRAYER/INVOCATION**

The invocation was offered by Mojgan Elston of Bahai's of Glendale Local Spiritual Assembly.

## **POSTING OF COLORS**

## **PLEDGE OF ALLEGIANCE**

## **APPROVAL OF THE MINUTES**

1. APPROVAL OF THE MINUTES OF THE OCTOBER 8, 2024 VOTING MEETING  
Presented by: Julie K. Bower, City Clerk

A motion was made by Vice Mayor Ian Hugh, seconded by Councilmember Joyce Clark to approve the minutes of the October 8, 2024 voting meeting.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

## **PROCLAMATIONS AND AWARDS**

**2. PROCLAMATION DECLARING OCTOBER 22, 2024, AS LATINO HERITAGE AND EMPOWERMENT DAY**

Mayor Weiers proclaimed October 22, 2024 as Latino Heritage and Empowerment Day in the City of Glendale.

The proclamation was accepted by Roman Campuzano, Ken Ulibarri, and Adam Encinias.

**CONSENT AGENDA**

3. RECOMMEND APPROVAL OF LIQUOR LICENSE NO. 600000057-L10, MARATHON FOOD MART, 5905 W CACTUS RD
4. RECOMMEND APPROVAL OF LIQUOR LICENSE NO. 600000117-L12, RUBIO'S FRESH MEXICAN GRILL #123, 20210 N 59TH AVE
5. RECOMMEND APPROVAL OF LIQUOR LICENSE NO. 600000116-L12, ABACUS INN CHINESE CUISINE, 20329 N 59TH AVE STE A10
6. RECOMMEND APPROVAL OF LIQUOR LICENSE NO. 600000115-L12, LAYALINA RESTAURANT & LOUNGE, 5686 W BELL RD
7. AUTHORIZATION TO ENTER INTO AN INDEPENDENT CONTRACTOR AGREEMENT WITH ARIZONA COMMUNITY ACTION ASSOCIATION DOING BUSINESS AS WILDFIRE FOR FY2024-25 UTILITY ASSISTANCE PROGRAMS
8. AUTHORIZATION TO ENTER INTO A CONSTRUCTION CONTRACT WITH A-PAC PRESSURE GROUTING, INC., FOR THE REPAIRS AT ROSE LANE POOL
9. AUTHORIZATION TO ENTER INTO A JOB ORDER MASTER CONTRACT WITH COMBS CONSTRUCTION COMPANY, INC., FOR PAVEMENT PRESERVATION SERVICES
10. AUTHORIZATION TO ENTER INTO A JOB ORDER MASTER CONTRACT WITH SUNLAND ASPHALT AND CONSTRUCTION LLC., FOR PAVEMENT PRESERVATION SERVICES  
  
Susan Johnson, Yucca District resident, spoke in favor of the item.
11. AUTHORIZATION TO ENTER INTO AMENDMENT ONE TO THE PROFESSIONAL SERVICES AGREEMENT WITH J2 ENGINEERING AND ENVIRONMENTAL DESIGN, LLC, FOR THE THUNDERBIRD CONSERVATION PARK TRAILS IMPROVEMENTS MASTER PLAN
12. AUTHORIZATION TO ENTER INTO A JOB ORDER MASTER CONTRACT WITH NESBITT CONTRACTING CO., INC., FOR PAVEMENT PRESERVATION SERVICES

13. AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH SONSRAY MACHINERY, LLC, FOR THE COOPERATIVE PURCHASE OF VEHICLES AND EQUIPMENT
14. AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH ATMOSPHERE COMMERCIAL INTERIORS LLC, FOR FURNITURE PRODUCTS AND RELATED SERVICES
15. AUTHORIZATION TO ENTER INTO AMENDMENT NO.2 WITH MCKINSTRY ESSENTION, LLC FOR CONSTRUCTION AND INSTALLATION OF ENERGY SAVING PROJECTS
16. AUTHORIZATION TO ENTER INTO AMENDMENT NO. 1 LINKING AGREEMENT WITH ELONTEC, L.L.C., FOR FURNITURE PRODUCTS AND RELATED SERVICES
17. AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH MIDSTATE MECHANICAL LLC., FOR HVAC INSTALLATION, MAINTENANCE, REPAIR, AND UPGRADE SERVICES AND PLUMBING SERVICES
18. AUTHORIZATION TO ENTER INTO AMENDMENT NO. 1 WITH CINTAS CORPORATION NO. 2 AND APPROVE INCREASE OF EXPENDITURE AUTHORITY FOR ADDITIONAL COSTS ASSOCIATED WITH PURCHASE AND MAINTENANCE FOR AUTOMATIC EXTERNAL DEFIBRILLATION (AED) EQUIPMENT
19. AUTHORIZATION TO ENTER INTO LINKING AGREEMENT WITH GARTNER, INC.
20. AUTHORIZATION TO ENTER INTO AMENDMENT NO. 3 TO THE MYTHICS LLC. AGREEMENT AND RATIFICATION OF EXPENSES
21. AUTHORIZATION TO ENTER INTO LINKING AGREEMENT WITH DLT SOLUTIONS, LLC.
22. AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH ELITE SPORTS BUILDERS, LLC FOR SPORT COURT SURFACES, INSTALLATION, AND RELATED MATERIALS FOR CITYWIDE PARKS AND RECREATION FACILITIES
23. AUTHORIZATION TO ENTER INTO AMENDMENT NO. 1 TO THE PROFESSIONAL SERVICES AGREEMENT C23-0425 WITH C & A ASSOCIATES, INC.
24. AUTHORIZATION TO ENTER INTO AMENDMENT NO. 1 TO THE LINKING AGREEMENT C24-0725 WITH PROFORCE MARKETING, INC. DOING BUSINESS AS PROFORCE LAW ENFORCEMENT
25. AUTHORIZATION TO ENTER INTO A CONSTRUCTION MANAGER AT RISK AGREEMENT WITH MGC CONTRACTORS, INC. FOR PRE-CONSTRUCTION SERVICES FOR THE GLENDALE-PHOENIX WATER SUPPLY INTER-CONNECT PROJECTS
26. AUTHORIZATION TO ENTER INTO A LINKING AGREEMENT WITH SOUTHWEST WATERWORKS CONTRACTORS PM LLC FOR MOTOR, PUMP, WELL REPAIR, AND REPLACEMENT SERVICES

**27. AUTHORIZATION TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH BLACK & VEATCH CORPORATION FOR ARROWHEAD WATER RECLAMATION FACILITY 2024 CONDITION ASSESSMENT**

A motion was made by Councilmember Ray Malnar, seconded by Councilmember Lauren Tolmachoff to approve Consent Agenda items 3 through 27.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

**CONSENT RESOLUTIONS**

Ms. Bower read the Consent Resolutions by title.

**28. RESOLUTION NO. R24-103**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AMENDMENT NO. 6 TO THE INTERGOVERNMENTAL AGREEMENT BETWEEN MARICOPA COUNTY ADMINISTERED BY ITS HUMAN SERVICES DEPARTMENT AND CITY OF GLENDALE, CONCERNING THE HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM.

**29. RESOLUTION NO. R24-104**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A DEVELOPMENT AGREEMENT WITH THE BASE PHASE 1 OWNER, LLC, A DELAWARE LIMITED LIABILITY COMPANY.

**30. RESOLUTION NO. R24-105**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE AND ACCEPT A PROPERTY USE LICENSE FROM SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT FOR INTERSECTIONS LOCATED AT 91ST AVENUE AND MARYLAND AVENUE AND 91ST AVENUE AND OCOTILLO ROAD.

**31. RESOLUTION NO. R24-106**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ACQUISITION OF AN IRREVOCABLE DRAINAGE EASEMENT AT 4501 WEST MISSOURI AVENUE, GLENDALE, ARIZONA 85301 AND DIRECTING THE EXECUTION OF ANY DOCUMENTS NECESSARY TO COMPLETE SAID ACQUISITION.

**32. RESOLUTION NO. R24-107**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE CITY MANAGER TO EXECUTE A LICENSE AGREEMENT FOR WIRED TELECOMMUNICATION SERVICE IN THE CITY OF GLENDALE RIGHT-OF-WAY WITH LIGHT SOURCE COMMUNICATIONS, LLC.

**33. RESOLUTION NO. R24-108**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT FOR LANDFILL DISPOSAL SERVICES WITH THE CITY OF PEORIA.

**34. RESOLUTION NO. R24-109**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO A SUBGRANT AWARD AGREEMENT (NO. ~~2024-240~~ 2024-239) WITH THE ARIZONA DEPARTMENT OF PUBLIC SAFETY; AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF THE VICTIMS OF CRIME ACT (VOCA) VICTIM ASSISTANCE GRANT PROGRAM AWARD IN THE APPROXIMATE AMOUNT OF ~~\$185,372~~ \$302,827; AND APPROVING MATCHING FUNDS IN THE AMOUNT OF ~~\$46,343~~ \$75,707 FOR THE GLENDALE POLICE DEPARTMENT VICTIM ASSISTANCE CRISIS INTERVENTION AFTER HOURS PROJECT.

**35. RESOLUTION NO. R24-110**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A HIGHWAY SAFETY GRANT AGREEMENT, (CONTRACT NO. 2025-405d-016) WITH THE ARIZONA'S GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF THE GRANT AWARD IN THE APPROXIMATE AMOUNT OF \$76,179 FOR PERSONNEL SERVICES, EMPLOYEE RELATED EXPENSES, AND MATERIALS AND SUPPLIES FOR THE GLENDALE POLICE DEPARTMENT TO ENHANCE DUI/IMPAIRED DRIVING ENFORCEMENT THROUGHOUT THE CITY OF GLENDALE.

**36. RESOLUTION NO. R24-111**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO A SUBGRANT AWARD AGREEMENT (NO. 2024-240) WITH THE ARIZONA DEPARTMENT OF PUBLIC SAFETY; AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF THE VICTIMS OF CRIME ACT (VOCA) VICTIM ASSISTANCE GRANT PROGRAM AWARD IN THE APPROXIMATE

AMOUNT OF \$185,372; AND APPROVING MATCHING FUNDS IN THE AMOUNT OF \$46,343 FOR THE GLENDALE POLICE DEPARTMENT VICTIM ASSISTANCE CRISIS INTERVENTION AFTER HOURS PROJECT.

**37. RESOLUTION NO. R24-112**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF A HIGHWAY SAFETY GRANT AGREEMENT, (CONTRACT NO. 2025-PTS-026) WITH THE ARIZONA GOVERNOR'S OFFICE OF HIGHWAY SAFETY AND AUTHORIZING THE ACCEPTANCE AND EXPENDITURE OF THE GRANT AWARD IN THE APPROXIMATE AMOUNT OF \$55,418 FOR PERSONNEL SERVICES EXPENSES, MATERIALS AND SUPPLIES FOR THE GLENDALE POLICE DEPARTMENT TO ENHANCE STEP ENFORCEMENT THROUGHOUT THE CITY OF GLENDALE.

**38. RESOLUTION NO. R24-113**

A RESOLUTION OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING AND DIRECTING THE ENTERING INTO OF AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR SEWER TRANSPORTATION AND TREATMENT SERVICE IN THE VICINITY OF 67TH AVENUE AND PINNACLE PEAK ROAD.

A motion was made by Councilmember Leandro Baldenegro, seconded by Councilmember Lauren Tolmachoff to adopt Consent Resolutions items 28 through 38.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

**BIDS AND CONTRACTS**

Ms. Bower read the Bids and Contracts items by title.

**39. AUTHORIZATION TO ENTER INTO LINKING AGREEMENT WITH SHI INTERNATIONAL CORP.**

A motion was made by Councilmember Lauren Tolmachoff, seconded by Vice Mayor Ian Hugh to approve item 39.

Councilmember Clark said, as was her habit and practice, she would be voting no on all 5-year contracts.

The vote on the motion was:

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner  
NAY: Councilmember Joyce Clark  
Passed

**40. AWARD OF IFB 25-11 AND AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH SAN DIEGO POLICE EQUIPMENT CO. INC. FOR AMMUNITION FOR THE GLENDALE POLICE DEPARTMENT**

A motion was made by Councilmember Bart Turner, seconded by Councilmember Lauren Tolmachoff to approve item 40.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner  
NAY: Councilmember Joyce Clark  
Passed

**LAND DEVELOPMENT ACTIONS**

**41. ORDINANCE NO. O24-38**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, AMENDING THE 75TH & GLENDALE RETAIL CENTER PLANNED AREA DEVELOPMENT FOR 7.46 ACRES LOCATED AT THE SOUTHEAST CORNER OF 75TH AVENUE AND GLENDALE AVENUE; AMENDING THE ZONING MAP; PROVIDING FOR AN EFFECTIVE DATE; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE IS RECORDED. (PUBLIC HEARING REQUIRED - CONTINUED FROM SEPTEMBER 24, 2024)

Presented by: Tabitha Perry, Deputy Director, Development Services

Ms. Bower read the ordinance by title.

Mayor Weiers opened the public hearing.

Ms. Perry said the item was continued from the September 24, 2024 voting meeting. The applicant was directed to reach out Councilmembers regarding the request and to obtain an updated letter of support of the amendment from the Shadow Run Homeowner's Association (HOA). The applicant did receive a letter of support dated October 11, 2024.

Ms. Perry said the applicant was requesting to amend the existing PAD (Planned Area Development) landscaping and perimeter screening standards to remove the 8-foot screen wall requirement adjacent to single family residentially zoned properties and, in its place, install additional landscaping in such areas to make the project more visually engaging and provide acoustical barrier measures that would benefit all parties involved. The loading dock area wall for the proposed Goodwill commercial building would be increased to 10 feet.

Councilmember Baldenegro said the applicant had done its due diligence to reach out to the homeowners and residents and those contacted were in support of the amendment.

Councilmember Tolmachoff was concerned because the letter initially provided from the HOA was two years old. The applicant had provided an updated letter. She appreciated the extra effort of the applicant.

Mayor Weiers closed the public hearing.

A motion was made by Councilmember Joyce Clark, seconded by Councilmember Lauren Tolmachoff to adopt Ordinance No. O24-38.

Mayor Weiers said he would vote to approve but was concerned that there would be a problem down the road with people jumping fences. The applicant had done everything to address it and the HOA had done its due diligence.

The vote on the motion was:

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

**42. ORDINANCE NO. O24-39**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF GLENDALE, MARICOPA COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, SECTION 9-471, ARIZONA REVISED STATUTES AND ITS AMENDMENTS, BY ANNEXING CERTAIN TERRITORIES LOCATED AT THE SOUTHEAST CORNER OF OCOTILLO ROAD AND ALSUP AVENUE IN THE CITY OF GLENDALE, CONSISTING OF APPROXIMATELY 9 ACRES TO BE KNOWN AS ANNEXATION AREA NO. 261 : AMENDING THE ZONING MAP; PROVIDING FOR AN EFFECTIVE DATE; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE IS RECORDED. (PUBLIC HEARING REQUIRED)

Presented by: Tabitha Perry, Deputy Director, Development Services

Ms. Bower read the ordinance by title.

Mayor Weiers opened the public meeting.

Ms. Perry said the annexation request involved approximately nine (9) acres, over two (2) parcels for future industrial development. The property was currently within the Maricopa County jurisdiction and zoned RU-43 (Rural Residential – 1 acre per dwelling unit). On a newly annexed property the City applied the most compatible zoning. The process occurred simultaneously with the annexation. The most compatible City zoning district was RR-45 (Rural Residence–45).

Ms. Perry said staff was also presenting a rezoning request to rezone the property to PAD (Planned Area Development). The rezoning request would be brought forward to Council after the adoption of the annexation.

No one wished to speak on the matter.

Mayor Weiers closed the public hearing.

A motion was made by Councilmember Joyce Clark, seconded by Vice Mayor Ian Hugh to adopt Ordinance No. O24-39.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

**43. ORDINANCE NO. O24-40**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, REZONING 158.6 ACRES LOCATED AT THE SOUTHEAST CORNER OF OCOTILLO ROAD AND ALSUP AVENUE FROM RR-45 (RURAL RESIDENCE-45) AND PAD (PLANNED AREA DEVELOPMENT) TO PAD (PLANNED AREA DEVELOPMENT) FOR A DEVELOPMENT PLAN ENTITLED "CROW 303 AZ"; AMENDING THE ZONING MAP; PROVIDING FOR AN EFFECTIVE DATE; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE IS RECORDED. (PUBLIC HEARING REQUIRED)

Presented by: Tabitha Perry, Deputy Director, Development Services

Ms. Bower read the ordinance by title.

Mayor Weiers opened the public meeting.

Ms. Perry said the applicant sought to extend the Luke Logistics development boundaries by approximately 9 additional acres. The zoning request would enable the subject property to incorporate into the CROW 303 AZ Planned Area Development boundaries, a development

originally established through zoning case ZON21-26. The Luke Logistics development site currently included 146 acres and was directly north and east of the subject property.

Ms. Perry said the PAD would allow development that was in line with light industrial and general commercial land uses which were compatible with Luke Air Force Base. Incorporating the subject property into the CROW 303 AZ PAD development area would require the site to abide by the same entitlements, development standards, landscape standards and design standards as the rest of the development area. The expanded 9-acre area was proposed to be used as an additional trailer parking area for the overall Luke Logistics development.

Ms. Perry said at its meeting on September 26, 2024, the Planning Commission recommended approval of ZON24-03, subject to eleven stipulations.

No one wished to speak on the matter.

Mayor Weiers closed the public hearing.

A motion was made by Councilmember Ray Malnar, seconded by Councilmember Joyce Clark to adopt Ordinance No. O24-40.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

#### 44. ORDINANCE NO. O24-41

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING THE ZONING ORDINANCE OF THE CITY OF GLENDALE, ARIZONA, BY APPROVING ZONING TEXT AMENDMENT ZTA24-01 AMENDING THE UNIFIED DEVELOPMENT CODE AS FOLLOWS: CHAPTER 35 (UNIFIED DEVELOPMENT CODE), ARTICLE 6 (ADMINISTRATION & PROCEDURES), SECTION 3.6.209 (VARIANCES AND APPEALS); PROVIDING FOR SEVERABILITY, SETTING FORTH AN EFFECTIVE DATE; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE IS RECORDED. (PUBLIC HEARING REQUIRED)

Presented by: Tabitha Perry, Deputy Director, Development Services

Ms. Bower read the ordinance by title.

Mayor Weiers opened the public meeting.

No one wished to speak on the matter.

Mayor Weiers closed the public hearing.

A motion was made by Councilmember Leandro Baldenegro, seconded by Councilmember Joyce Clark to adopt Ordinance No. O24-41.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

**45. ORDINANCE NO. O24-42**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF GLENDALE, ARIZONA, BY APPROVING ZONING TEXT AMENDMENT ZTA24-02 FOR ENFORCEMENT AND PENALTIES AMENDING THE UNIFIED DEVELOPMENT CODE AS FOLLOWS: CHAPTER 35 (UNIFIED DEVELOPMENT CODE), ARTICLE 7 (COMPLIANCE & NONCONFORMITIES) SECTION 35.7.002 (ENFORCEMENT AND PENALTIES); PROVIDING FOR SEVERABILITY, SETTING FORTH AN EFFECTIVE DATE; AND ORDERING THAT A CERTIFIED COPY OF THIS ORDINANCE IS RECORDED. (PUBLIC HEARING REQUIRED)

Presented by: Tabitha Perry, Deputy Director, Development Services Department

Ms. Bower read the ordinance by title.

Mayor Weiers opened the public meeting.

Ms. Perry said the proposed amendment would align enforcement of City codes enforced by Code Compliance with the same enforcement action, either civil or criminal, with the Unified Development Code (UDC). The current UDC language required criminal prosecution, which included a higher level of proof (beyond a reasonable doubt) and included higher penalties of \$100 to \$2,500).

Ms. Perry said civil violations were determined in court by a preponderance of the evidence and were limited by the City Code to fines of \$20 to \$300. Amending the UDC would allow civil penalties for violations of the UDC. The proposed amendment provided Code Enforcement staff the ability to issue a civil citation or pursue criminal charges. The Planning Commission recommended approval of the zoning text amendment.

No one wished to speak on the matter.

Mayor Weiers closed the public hearing.

A motion was made by Councilmember Lauren Tolmachoff, seconded by Councilmember Joyce Clark to adopt Ordinance No. O24-42.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh

Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

## **ORDINANCES**

### **46. ORDINANCE NO. O24-43**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF GLENDALE, MARICOPA COUNTY, ARIZONA, AUTHORIZING THE EXECUTION OF AN IRRIGATION EASEMENT IN FAVOR OF SALT RIVER PROJECT AGRICULTURAL IMPROVEMENT AND POWER DISTRICT ON THE NORTH SIDE OF ORANGEWOOD AVENUE FROM 69TH AVENUE TO 71ST AVENUE AND DIRECTING THE CITY CLERK TO RECORD A CERTIFIED COPY OF THIS ORDINANCE.

Presented by: Jayme Chapin, PE, Principal Engineer

Ms. Bower read the ordinance by title.

Ms. Chapin said SRP currently owned an irrigation ditch on the north side of Orangewood Avenue. The City planned to widen Orangewood Avenue and had requested through SRP's Municipal Aesthetics Program to have the ditch tiled. SRP would locate the new pipe on the City-owned parcel directly north of Orangewood Avenue. SRP was requesting that the City grant an irrigation easement to protect its new facility.

A motion was made by Councilmember Bart Turner, seconded by Vice Mayor Ian Hugh to adopt Ordinance No. O24-43.

AYE: Mayor Jerry Weiers  
Vice Mayor Ian Hugh  
Councilmember Leandro Baldenegro  
Councilmember Joyce Clark  
Councilmember Ray Malnar  
Councilmember Lauren Tolmachoff  
Councilmember Bart Turner

Passed

## **COUNCIL COMMENTS AND SUGGESTIONS**

Councilmember Malnar said the Granada Estates Coalition would be hosting its annual Halloween Party on October 27th, 5:30 p.m. to 7:30 p.m., at Greenway Granada Park.

Councilmember Malnar said Council had discussed the Velma Teague Library at its workshop earlier in the day and urged residents to watch the recording of the meeting for more information.

Councilmember Tolmachoff thanked the homeowners association members, boardmembers, block

watch captains, residents and the Police Department for participating in GAIN Night on Saturday, October 19th.

Mayor Weiers reminded residents that the 11th annual Stand Up for Veterans event would be held at Arizona Christian University, Saturday, October 26th, from 8:00 a.m. to 1:00 p.m. The event provided opportunities for veterans to access services at one location.

## **CITIZEN COMMENTS**

Susan Johnson, Yucca District resident, on landscaping issues.

Mary Ellen LeGendre, Barrel District resident, spoke in opposition to the proposed move of the Velma Teague Library.

John LeGendre, Barrel District resident, spoke in opposition to the proposed move of the Velma Teague Library.

Ken Ulibarri, Barrel District resident, spoke in opposition to Proposition 499.

Jessica Koory, Barrel District resident, spoke in opposition to the proposed move of the Velma Teague Library.

Bernadette Bolognini, Barrel District resident, spoke in opposition to the proposed move of the Velma Teague Library.

Cheryl Kappes, Glendale resident, spoke in opposition to the proposed move of the Velma Teague Library.

Marty Cole, Barrel District resident, spoke in opposition to the proposed move of the Velma Teague Library.

Kathy Hoynes-Goree, Ocotillo District resident, spoke in opposition to the proposed move of the Velma Teague Library.

Bud Zomok, Ocotillo District resident, spoke in opposition to the proposed move of the Velma Teague Library.

Rory Goree, Ocotillo District, spoke in opposition to the proposed move of the Velma Teague Library.

Julia Taggart, Phoenix resident, spoke in opposition to the demolition of the Velma Teague Library.

Helena Johnson Bodine, Cholla District resident, thanked the Police Department, the Community Action Team and Councilmember Tolmachoff for assisting with Arrowhead Ranch Phase II community issues concerning loitering and trespassing. She also thanked everyone who participated in GAIN Night.

James Deibler, Phoenix resident, thanked Mayor Weiers for attending the St. Helen's Roman Catholic Parish's 50th anniversary celebration.

## **ADJOURNMENT**

Mayor Weiers adjourned the meeting at 7:00 p.m.

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the meeting of the Glendale City Council of Glendale, Arizona, held on the 22nd day of October, 2024. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this \_\_\_ day of \_\_\_, 2024.

---

Julie K. Bower, MMC, City Clerk