

City Council Regular Meeting
City Hall - Council Chambers
1900 N. Civic Square
Goodyear, AZ 85395



Monday, August 28, 2023

5:00 p.m.

Meeting Minutes

CALL TO ORDER

Mayor Pizzillo called the Regular Meeting to order at 5:00 p.m.

ROLL CALL

Present: **Mayor Joe Pizzillo; Vice Mayor Laura Kaino; Councilmember Sheri Lauritano; Councilmember Wally Campbell; Councilmember Bill Stipp; Councilmember Brannon Hampton; Councilmember Vicki Gillis**

Staff City Manager Wynette Reed; City Attorney Roric Massey; City Clerk
Present: Darcie McCracken

PLEDGE OF ALLEGIANCE AND INVOCATION BY VICE MAYOR KAINO

COMMUNICATIONS

1. RECOGNITION OF POLICE OFFICER AND TELECOMMUNICATION OPERATORS (Santiago Rodriguez, Chief of Police)

Police Chief Santiago Rodriguez provided information about awards received by the Telecommunications and Traffic units.

The Arizona Association of Public-Safety Communications Officials selected Cynthia Hudson as Dispatch Supervisor of the Year; Sharron Jagger as Dispatch Trainer of the Year; and, the Dispatch Incident of the Year was awarded to Dispatch Team Supervisor Chris Virgo, Cara Hilgefort, Sean Pitchford, and Jessica Ortiz.

Mothers Against Drunk Driving (M.A.D.D.) selected Kory Miyazato as both the Outstanding Officer Award and the Hero Award, which is a peer-nominated award.

APPOINTMENTS

2. APPOINTMENTS TO BOARDS, COMMISSIONS AND COMMITTEES

RECOMMENDATION

Approve the appointments to the Youth Commission. (Darcie McCracken, City Clerk)

MOTION BY Councilmember Wally Campbell, SECONDED BY Vice Mayor Laura Kaino to APPROVE the recommended appointments to the Youth Commission. The motion carried as follows:

AYE: Mayor Joe Pizzillo, Vice Mayor Laura Kaino, Councilmember Sheri Lauritano, Councilmember Wally Campbell, Councilmember Bill Stipp, Councilmember Brannon Hampton, Councilmember Vicki Gillis

Passed - Unanimously

City Clerk Darcie McCracken administered the Oath of Office to newly appointed Youth Commissioner Sophia Bobadilla.

CITIZEN COMMENTS/APPEARANCES FROM THE FLOOR

Bryan McCarty, a Goodyear resident, thanked Police Chief Rodriguez and all first responders for the services they provide. He then shared his concerns regarding the noise created by increased training and operations occurring at Goodyear Airport. Mr. McCarty requested the Council support suggestions to the facility's operators to reduce air traffic north of the I10.

Paul Wegeman, a Goodyear resident, read a statement he previously shared with the Phoenix Aviation Advisory Board regarding his concerns with the noise, flight patterns he considers unsafe, and increased operations occurring at the Goodyear Airport.

CONSENT

Council inquired about the agreement with the Roosevelt Irrigation District, Item #4, and asked if that delayed the fire station opening. Senior Project Manager Mario Saldamando agreed the project had been delayed by two months, but the fire station is scheduled to open in December.

Council clarified that the agreement with the Arizona Prison Complex at Perryville, Item #6, was strictly for wastewater services and not the prison's operations. Water Services Director Barbara Chappell agreed that the agreement was only for wastewater services.

MOTION BY Councilmember Sheri Lauritano, SECONDED BY Councilmember Brannon Hampton to APPROVE Consent Agenda items 3 through 12. The motion carried as follows:

AYE: Mayor Joe Pizzillo, Vice Mayor Laura Kaino, Councilmember Sheri Lauritano, Councilmember Wally Campbell, Councilmember Bill Stipp, Councilmember Brannon Hampton, Councilmember Vicki Gillis

Passed - Unanimously

3. APPROVAL OF MINUTES

RECOMMENDATION

Approve the draft minutes from the July 10, 2023 Regular Meeting and the June 26, 2023 Amended Regular Minutes. (Darcie McCracken, City Clerk)

4. AGREEMENT BETWEEN CITY OF GOODYEAR AND ROOSEVELT IRRIGATION IMPROVEMENT DISTRICT (RID) TO RELOCATE RID WELL NO. 33 AND PROVIDE A REPLACEMENT WELLSITE

RECOMMENDATION

Approve agreement with Roosevelt Irrigation Improvement District (RID) allowing for the relocation of RID Well No. 33. (Mario Saldamando, Senior Project Manager)

5. FINAL PLAT OF SILVA TRAILS AT WEST GOODYEAR PHASE II

RECOMMENDATION

Conditionally approve the Final Plat of Silva Trails at West Goodyear Phase II, subdividing approximately 54 acres into 262 lots and 23 tracts subject to stipulations. (Marty Crossland, Deputy Director of Development Engineering)

6. INTERGOVERNMENTAL AGREEMENT (IGA) BETWEEN STATE OF ARIZONA AND CITY OF GOODYEAR PROVIDING ARIZONA STATE PRISON COMPLEX AT PERRYVILLE WITH OPERATIONS, MAINTENANCE, AND CAPITAL IMPROVEMENTS

RECOMMENDATION

Approve the Intergovernmental Agreement (IGA) between State of Arizona and City of Goodyear providing Arizona State Prison Complex at Perryville Prison with operations, maintenance, and capital improvements for their grinder station and authorizing associated budget amendments. (Barbara Chappell, Water Services Director)

7. **INTERGOVERNMENTAL AGREEMENTS (IGA) WITH AGUA FRIA UNION HIGH SCHOOL DISTRICT NO. 216 FOR SCHOOL RESOURCE OFFICER SERVICES**

RECOMMENDATION

Authorize the City Manager or designee to execute the Intergovernmental Agreement (IGA) between Agua Fria Union High School District No. 216 (District) and City of Goodyear to provide SRO services to the District at Desert Edge High School and Millennium High School. (Santiago Rodriguez, Chief of Police)

8. **PARTICIPATION IN DRUG ENFORCEMENT AGENCY (DEA) EQUITABLE SHARING AGREEMENT AND ANNUAL CERTIFICATION AFFIDAVIT**

RECOMMENDATION

Approve Drug Enforcement Agency (DEA) Task Force Agreement and Annual Certification Affidavit. (Santiago Rodriguez, Chief of Police)

9. **FOREIGN TRADE ZONE POLICY OF CITY OF GOODYEAR DATED AUGUST 28, 2023**

RECOMMENDATION

ADOPT RESOLUTION NO. 2023-2339 APPROVING THE FOREIGN TRADE ZONE (FTZ) POLICY OF THE CITY OF GOODYEAR DATED AUGUST 28, 2023; PROVIDING AUTHORIZATION AND DIRECTION TO TAKE ACTIONS AND EXECUTE DOCUMENTS NECESSARY TO CARRY OUT INTENT OF THE RESOLUTION; LIMITING APPLICATION OF TAX POLICY TO FUTURE FTZ SITES; AND PROVIDING FOR AN EFFECTIVE DATE. (Sarah Chilton, Deputy City Attorney)

10. **DEDICATION OF RIGHT-OF-WAY FOR ROADWAY IMPROVEMENTS ON WEST LOWER BUCKEYE AT ESTRELLA PARKWAY AND WOOD BOULEVARD**

RECOMMENDATION

Authorize the acceptance and execution of a Special Warranty Deed from Goodyear BP North Owner, LLC conveying right-of-way needed for roadway improvements as required by the City of Goodyear for the Revolve at Ballpark Village Development. (Kevin Spicer, Real Estate Specialist)

11. **AMEND CHAPTER 13, ARTICLE 13-3, SECTION 19 (VEHICLE IMMOBILIZATION AND IMPOUND REQUIREMENTS)**

RECOMMENDATION

ADOPT ORDINANCE NO. 2023-1586 AMENDING CHAPTER 13 (TRAFFIC) SECTION 13-3-19 OF GOODYEAR CITY CODE RELATED TO VEHICLE IMMOBILIZATION AND IMPOUND REQUIREMENTS; PROVIDING FOR CORRECTIONS, SEVERABILITY, PENALTIES, AND AN EFFECTIVE DATE. (Anthony Polse, Assistant City Attorney)

12. **AMEND CHAPTER 11 ARTICLE 11-1 (OFFENSES) OF GOODYEAR CITY CODE**

RECOMMENDATION

ADOPT ORDINANCE NO. 2023-1585 AMENDING CHAPTER 11, ARTICLE 11-1 (OFFENSES) OF GOODYEAR CITY CODE; PROVIDING FOR CORRECTIONS, SEVERABILITY, PENALTIES, AND AN EFFECTIVE DATE.
(Anthony Polse, Assistant City Attorney)

PUBLIC HEARINGS

13. **REZONE THE SOUTHEAST CORNER OF BULLARD AVENUE AND VAN BUREN STREET TO I-1 (LIGHT INDUSTRIAL)**

Mayor Pizzillo opened the public hearing at 5:23 p.m.

Planning Manager Steve Careccia introduced the request from Vantage Data Centers to rezone the southeast corner of Bullard Avenue and Van Buren Street to I-1 (Light Industrial) and provided a general overview of the area and history of the property. He also provided the steps for community outreach and stipulations included in the proposed rezone agreement. No opposition was received.

Ben Graff, Quarles and Brady, LLC, representing Vantage Data Centers thanked staff for their work on this project.

There being no additional speakers, Mayor Pizzillo closed the public hearing at 5:34 p.m.

Council requested design guidelines that would include architectural features for screening that continued the aesthetics of other Vantage Data Center locations and asked for information regarding the sign plan for the building. Mr. Careccia confirmed that design guidelines and signage will mirror designs from the neighboring data center location.

MOTION BY Councilmember Bill Stipp, SECONDED BY Councilmember Brannon Hampton to ADOPT RESOLUTION NO. 2023-2334 DECLARING AS PUBLIC RECORDS THOSE CERTAIN DOCUMENTS INCORPORATED BY REFERENCE IN ORDINANCE 2023-1581 REZONING APPROXIMATELY 17 ACRES OF LAND LOCATED AT THE SOUTHEAST CORNER OF BULLARD AVENUE AND VAN BUREN STREET FROM C-2 (GENERAL COMMERCIAL) TO I-1 (LIGHT INDUSTRIAL). The motion carried as follows:

AYE: Mayor Joe Pizzillo, Vice Mayor Laura Kaino, Councilmember Sheri Lauritano, Councilmember Wally Campbell, Councilmember Bill Stipp, Councilmember Brannon Hampton, Councilmember Vicki Gillis

Passed - Unanimously

MOTION BY Vice Mayor Laura Kaino, SECONDED BY Councilmember Wally Campbell to ADOPT ORDINANCE NO. 2023-1581 CONDITIONALLY REZONING APPROXIMATELY 17 ACRES OF LAND LOCATED AT THE SOUTHEAST CORNER OF BULLARD AVENUE AND VAN BUREN STREET FROM C-2 (GENERAL COMMERCIAL) TO I-1 (LIGHT INDUSTRIAL); AMENDING THE ZONING MAP OF THE CITY OF GOODYEAR; PROVIDING FOR NON-ABRIDGMENT; PROVIDING FOR CORRECTIONS; PROVIDING FOR SEVERABILITY; PROVIDING FOR AN EFFECTIVE DATE; PROVIDING FOR PENALTIES; AND DIRECTING THE CITY CLERK TO RECORD A COPY OF THIS ORDINANCE. The motion carried as follows:

AYE: Mayor Joe Pizzillo, Vice Mayor Laura Kaino, Councilmember Sheri Lauritano, Councilmember Wally Campbell, Councilmember Bill Stipp, Councilmember Brannon Hampton, Councilmember Vicki Gillis

Passed - Unanimously

14. ANNEXATION OF THE HALF-STREET OF CITRUS ROAD FROM VAN BUREN STREET TO HARRISON STREET

Mayor Pizzillo opened the public hearing at 5:38 p.m.

Principal Planner Christian Williams presented to the Council the request for annexation of the half-street of Citrus Road from Van Buren Street to Harrison Street and provided a brief history of the location and processes followed for annexation.

There being no speakers, Mayor Pizzillo closed the public hearing at 5:40 p.m.

MOTION BY Councilmember Sheri Lauritano, SECONDED BY Councilmember Brannon Hampton to ADOPT ORDINANCE 2023-1587 EXTENDING AND INCREASING THE CORPORATE LIMITS OF THE CITY OF GOODYEAR, MARICOPA COUNTY, STATE OF ARIZONA, PURSUANT TO THE PROVISIONS OF TITLE 9, CHAPTER 4, ARTICLE 7, ARIZONA REVISED STATUTES AND AMENDMENTS THERETO, BY ANNEXING APPROXIMATELY 3.268 ACRES OF PROPERTY ALONG THE EAST HALF OF THE CITRUS ROAD ALIGNMENT BETWEEN VAN BUREN STREET AND HARRISON STREET, WHICH IS CONTIGUOUS TO AND SURROUNDED BY THE EXISTING CITY LIMITS OF THE CITY OF GOODYEAR, AND PROVIDING A CITY ZONING DESIGNATION OF AU AGRICULTURAL URBAN; PROVIDING DIRECTIONS AND AN EFFECTIVE DATE. The motion carried as follows:

AYE: **Mayor Joe Pizzillo, Vice Mayor Laura Kaino, Councilmember Sheri Lauritano, Councilmember Wally Campbell, Councilmember Bill Stipp, Councilmember Brannon Hampton, Councilmember Vicki Gillis**

Passed - Unanimously

15. **REZONE APPROXIMATELY 109.93 GROSS ACRES LOCATED AT THE NORTHEAST CORNER OF PERRYVILLE ROAD AND LILAC STREET**

Mayor Pizzillo opened the public hearing at 5:42 p.m.

Principal Planner Christian Williams provided details on the request to rezone 109.93 acres, known as Amber Meadows, located at the northeast corner of Perryville Road and Lilac Street, and included a brief description of the location and history of the property.

He added information on the proposed rezone to two land use districts, connectivity within the development and neighboring development, and additional amenities.

There being no speakers, Mayor Pizzillo closed the public hearing at 5:48 p.m.

Council expressed appreciation for the amenities and design of the neighborhood and asked about the location of some amenities provided, including the trail systems, the process for tree approval near sidewalks, and mitigation of intrusion onto other properties when development is underway.

Mr. Williams provided additional details regarding the connections of multiple trail systems. He reviewed the process taken regarding landscape planning and the temporary and permanent barriers to mitigate intrusion during development.

MOTION BY Councilmember Bill Stipp, SECONDED BY Councilmember Sheri Lauritano to ADOPT RESOLUTION NO. 2023-2292 DECLARING AS PUBLIC RECORDS THOSE CERTAIN DOCUMENTS INCORPORATED BY REFERENCE IN ORDINANCE 2023-1571 RELATED TO THE REZONING CASE FOR – AMBER MEADOWS AT WEST GOODYEAR. The motion carried as follows:

AYE: **Mayor Joe Pizzillo, Vice Mayor Laura Kaino, Councilmember Sheri Lauritano, Councilmember Wally Campbell, Councilmember Bill Stipp, Councilmember Brannon Hampton, Councilmember Vicki Gillis**

Passed - Unanimously

MOTION BY Councilmember Brannon Hampton, SECONDED BY Councilmember Bill Stipp to ADOPT ORDINANCE NO. 2023-1571 CONDITIONALLY REZONING APPROXIMATELY 109.93 GROSS ACRES OF PROPERTY LOCATED AT THE NORTHEAST CORNER OF PERRYVILLE ROAD AND LILAC STREET TO BE KNOWN AS AMBER MEADOWS AT WEST GOODYEAR; 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; AND DIRECTING THE CITY CLERK TO RECORD A COPY OF THIS ORDINANCE. The motion carried as follows:

AYE: Mayor Joe Pizzillo, Vice Mayor Laura Kaino, Councilmember Sheri Lauritano, Councilmember Wally Campbell, Councilmember Bill Stipp, Councilmember Brannon Hampton, Councilmember Vicki Gillis

Passed - Unanimously

INFORMATION ITEMS

Council requested an update about the traffic control changes along Bullard Avenue at Cambridge and Encanto. Council also inquired about the timing for red lights at other intersections in the city.

FUTURE MEETINGS

Future meetings are tentatively scheduled as follows:

09/11/2023

Council Meeting

5:00 p.m.

EXECUTIVE SESSION

A VOTE MAY BE HELD TO CALL AN EXECUTIVE SESSION FOR THE FOLLOWING:

MOTION BY Vice Mayor Laura Kaino, SECONDED BY Councilmember Sheri Lauritano to CONVENE an Executive Session for the Agenda Items 16 through 19. The motion carried as follows:

AYE: Mayor Joe Pizzillo, Vice Mayor Laura Kaino, Councilmember Sheri Lauritano, Councilmember Wally Campbell, Councilmember Bill Stipp, Councilmember Brannon Hampton, Councilmember Vicki Gillis

Passed - Unanimously

16. Pursuant to A.R.S. §38-431.03(A)(3) & (4): Discussion and consultation with the City Attorney for legal advice and to consider its position and instruct its attorneys regarding the City's position regarding contracts that are the subject of negotiations related to the possible development agreement regarding King Ranch.
17. Pursuant to A.R.S. §38-431.03(A)(3) & (4): Discussion and consultation with the City Attorney for legal advice to consider its position and instruct its attorneys regarding the City's position regarding contracts that are the subject of negotiations related to development agreements for the Hello Fresh project.
18. Pursuant to A.R.S. § 38-431.03(A)(1) & (3): for legal advice and for discussion and consideration of employment, assignment, and appointment, of the position of Presiding Judge.
19. Pursuant to A.R.S. 38-431.03(A)(3): Consultation with the City's Attorneys and City Manager to receive legal advice related to regulatory matters associated with wastewater capacity at the City's water reclamation facilities.

The City Council entered into Executive Session at 6:00 p.m.

ADJOURNMENT OF EXECUTIVE SESSION

Mayor Pizzillo adjourned the Executive Session at 7:09 p.m.

RECONVENE REGULAR MEETING

Mayor Pizzillo reconvened the Regular Meeting at 7:10 p.m.

ADJOURNMENT

There being no further business to discuss, Mayor Pizzillo adjourned the Regular Meeting at 7:10 p.m.

Darcie McCracken, City Clerk

Joe Pizzillo, 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 28, 2023. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____, 2023.

SEAL:

Darcie McCracken, City Clerk