

**THE TIMES LISTED FOR AGENDA ITEMS ARE ESTIMATED.
ITEMS MAY BE DISCUSSED EARLIER OR IN A DIFFERENT
SEQUENCE.**

POLICY SESSION AGENDA

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TUESDAY, FEBRUARY 25, 2014



**CITY OF PHOENIX
CITY COUNCIL POLICY SESSION
TUESDAY, FEBRUARY 25, 2014 - 2:30 P.M.
CITY COUNCIL CHAMBERS
200 WEST JEFFERSON**

Pursuant to A.R.S. §38.431.02, notice is hereby given to the members of the City Council and to the general public that the City Council will hold a meeting open to the public on Tuesday, February 25, 2014, at 2:30 P.M. located in the City Council Chambers, 200 West Jefferson, Phoenix, Arizona.

1:00 P.M.- AN EXECUTIVE SESSION WAS CALLED
FOR THIS TIME AT THE POLICY SESSION
OF FEBRUARY 11, 2014.

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Mayor Stanton called the meeting to order at 2:40 P.M. with Councilmembers Sal DiCiccio, Laura Pastor, Thelda Williams, Bill Gates, Vice Mayor Jim Waring, Michael Nowakowski, Daniel Valenzuela, and Kate Gallego present.

ESTIMATED COUNCIL INFORMATION AND
1. 2:30 P.M.- FOLLOW-UP REQUESTS.

This item is scheduled to give City Council members an opportunity to publicly request information or follow-up on issues of interest to the community. If the information is available, staff will immediately provide it to the City Council member. No decisions will be made or action taken.

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Action Taken:

Councilman DiCiccio requested staff to investigate the City's costs related to the union release time court case, including what the City has spent internally, the cost of obtaining private legal services, and the number of staff hours that were expended.

Councilman DiCiccio asked staff to research the long-term projected costs of fully implementing the Affordable Health Care Act by 2017 on a national and municipal level.

Councilmembers made general comments.

CONSENT AGENDA.

This item is scheduled to allow the City Council to act on the Mayor's recommendations on the Consent Agenda. The Consent Agenda has been publicly posted.

Action Taken:

Vice Mayor Waring moved to approve the Consent Agenda. Councilman Gates seconded the motion, which passed 9-0.

CALL FOR AN EXECUTIVE SESSION.

A vote to call an Executive Session may be held.

Action Taken:

Vice Mayor Waring moved that the City Council, pursuant to Arizona Revised Statute Section 38-431.02.A, meet in Executive Session on Tuesday, March 25, 2014 at 1 PM, in the East Conference Room, 12th Floor of the Phoenix City Hall, 200 West Washington Street, Phoenix, Arizona. Councilman Gates seconded the motion, which passed 9-0.

REPORTS AND BUDGET UPDATES BY THE CITY MANAGER.

This item is scheduled to allow the City Manager to report on changes in the City Council Agenda and provide brief informational reports on urgent issues. The City Council may discuss these reports but no action will be taken.

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TUESDAY, FEBRUARY 25, 2014

ESTIMATED

2. 3:00 P.M.-

EMPLOYEE SERVICE
RECOGNITION
ANNOUNCEMENTS
(NO REPORT)

Staff: Zuercher
(Presentation 5 min.)

This item is for information only. No City Council action is required.

Action Taken:

Ed Zuercher, City Manager, announced the Human Services Department has received the 2013 Program of Excellence Award from the National Institute of Senior Centers for the FitPHX Senior Champions Passport Program. Mr. Zuercher stated the Champions Passport Program was selected from more than 100 program submissions nationwide.

Mr. Zuercher reported the City's Security and Privacy website received the 2013 Best of the Web award from the Multi-State Information Sharing and Analysis Center. Mr. Zuercher congratulated the Information Technology Services Department, which administers the website that provides useful information for protecting privacy and identity.

Mr. Zuercher recognized Officer Robert Frazier of Sky Harbor Airport's Police Bureau for being named a CBS 5 Pay-It-Forward honoree. Mr. Zuercher reported that Officer Frazier elected to donate his reward of \$500 to a cancer research center.

Councilman Gates acknowledged Thomas Day, Solid Waste Environmental Specialist, for his outstanding work and dedication in the Public Works Department for 25 years. Councilman Gates stated that Mr. Day received a Pre-Supervisory Certificate, and has been asked numerous times to work out-of-class as a foreman in his division. Councilman Gates noted that in addition to receiving a number of awards for his exceptional customer service and attendance record, Mr. Day has been a consistent volunteer in various community events.

ESTIMATED

6. 3:45 P.M.-

STATE LEGISLATIVE UPDATE

Staff: Takata, Remes
(Presentation 10 min.)

This report seeks approval, guidance, and direction from the Mayor and Council on state legislation of interest to the City.

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TUESDAY, FEBRUARY 25, 2014

This item is for information, discussion, and possible action.

Back-up included in Council packet/City Clerk's Office.

Action Taken:

Mayor Stanton asked Council to make a motion regarding SB 1062 and HB 2153: Exercise of Religion; State Action.

Councilwoman Gallego stated that the City of Phoenix should protect and preserve its reputation to fight against discriminatory policies and practices. Councilwoman Gallego moved to request that Governor Brewer veto SB 1062. Councilman Valenzuela seconded the motion.

Martin Schultz, resident of Phoenix, stated it was appropriate to veto SB 1062 because of the collective needs and interests of all of the businesses in the City.

Greta Rogers, resident of Phoenix, described SB 1062 as a proposal that sanctioned discrimination and was therefore reprehensible. She stated SB 1062 should be vetoed without reservation.

Mayor Stanton commented that as the economy of the City and State continued to recover from the recession, SB 1062 would move everyone backwards instead of forward. Mayor Stanton stated that Phoenix embraces diversity and strives to be a place where everyone can succeed, and that it was important to send a strong and clear message to Governor Brewer and representatives in the Legislature that the City values people and businesses.

Councilman Gates proposed an amendment to Councilwoman Gallego's motion. Councilman Gates motioned that in addition to requesting that Governor Brewer veto SB 1062, the Governor should bring all of the stakeholders involved in this issue together to investigate methods to protect religious freedom. Councilman DiCiccio seconded the motion.

Councilwoman Pastor suggested that the only direction Governor Brewer needed was to veto SB 1062. Councilwoman Pastor stated it was important that the Council not overstep its limits of authority.

Councilman Nowakowski commented that he was not sure if all of the parties involved in this issue had time to speak with one another and reach a consensus. Councilman Nowakowski stated such an opportunity was needed to reach a compromise.

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Mayor Stanton asked for a vote on Councilman Gate's motion. Councilman Gate's motion failed with a 4-5 vote; Councilwoman Gallego, Councilwoman Pastor, Councilwoman Williams, Councilman Valenzuela, and Mayor Stanton opposed.

Mayor Stanton asked for a vote on Councilwoman Gallego's motion. Councilwoman Gallego's motion passed with an 8-1 vote; Councilman DiCiccio opposed.

Tom Remes, Government Relations Director, introduced the item and John Wayne Gonzales, Government Relations Management Assistant II. Mr. Remes stated the Department was seeking Council support or opposition for the first category of bills that would be reviewed.

Councilman DiCiccio exited the meeting at 3:44 P.M.

Mayor Stanton asked that SB 1031: License Plate Covers; Prohibition and SB 1127:Municipalities; Counties; Energy Efficient Codes were voted on separately.

Vice Mayor Gates made an omnibus motion to support HB 2164: Laser Pointer; Aircraft Violation; Violation; and the State Appropriation for the Arizona Counter Terrorism Information Center. Vice Mayor Waring also moved to oppose SB 1397: Liquor Omnibus, SB 1400: Public Safety Assistance; Commission; Fund, and HB 2690: Photo Radar; Calibration; Traffic Tickets. Councilman Gates seconded the motions, which passed 7-0.

Councilwoman Williams moved to support SB 1031: License Plate Covers; Prohibition. Councilman Gates seconded the motion, which passed 7-1; Vice Mayor Waring opposed.

Councilwoman Gallego moved to oppose SB 1227: Municipalities; Counties; Energy Efficient Codes. Councilman Gates seconded the motion, which passed 7-1; Vice Mayor Waring opposed.

Mr. Remes stated the Department recommended Council to continue to monitor the second category of bills presented.

Mr. Remes explained that HB 2546: Alarm Businesses; Alarm Agents; Regulation should be monitored because concerns the Council expressed regarding a prior version of the bill had been addressed. Councilman Nowakowski moved to monitor HB 2546. Councilman Valenzuela seconded the motion, which passed 8-0.

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Councilwoman Gallego exited the meeting at 3:53 P.M.

Councilman Nowakowski moved to support HB 2268: Scrap Metal Dealers due to improvements in the language of the bill. Councilwoman Pastor seconded the motion, which passed 7-0.

Vice Mayor Waring exited the meeting at 3:55 P.M.

Councilwoman Williams moved to continue to monitor HB 2587: Livestock; Animal Cruelty; Violation. Councilman Nowakowski seconded the motion, which passed 6-0.

Councilwoman Gallego returned to the meeting at 3:53 P.M.

Vice Mayor Waring returned to the meeting at 4:00 P.M.

Councilman Gates moved to monitor HB 2547: Major Even Public Safety Reimbursement. Councilwoman Pastor seconded the motion, which passed 8-0.

ESTIMATED

3. 3:05 P.M.- UPDATE TO BALANCING PLAN FOR PUBLIC SAFETY DEDICATED FUNDS Staff: Zuercher, Paniagua (Presentation 15 min.)

This report updates the Mayor and City Council on the status of the Council-adopted balancing plan for the Public Safety Dedicated Funds comprised of two sales tax funds, and an increment of the utility sales tax. This report also provides information requested by Council members regarding current and historical staffing levels in the Police Department.

This item is for information only. No City Council action is required.

Back-up included in Council packet/City Clerk's Office.

Action Taken:

Ed Zuercher, City Manager, introduced the item and Mario Paniagua, Budget and Research Director, and Jeff Barton, Deputy Budget and Research Director.

Councilwoman Williams exited the meeting at 4:02 P.M.

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Mr. Zuercher stated that a number of principles were utilized to create the Balancing Plan, including the preservation of the number of existing sworn personnel and the elimination of fund deficits. Mr. Zuercher explained that the Public Safety funds would be balanced by fiscal year 2015-2016, which would provide the opportunity to hire police officers and firefighters.

Mr. Paniagua commented that some of the factors that helped create an annual deficit included a decrease in revenue in 2009 due to the recession, and increases in Public Safety pension costs. Mr. Paniagua noted that despite those circumstances, the City was able to hire police officers through the COPS grant and firefighters through the SAFER grant.

Mr. Barton added that the ability of the Police and Fire Departments to continue to become more efficient and effective despite the City's current financial position spoke volumes about the leadership of both departments and the character of their rank and file employees.

Mr. Zuercher reiterated that the hiring of sworn police officers and firefighters would resume in fiscal year 2015-2016, and that while each department's personnel numbers would increase significantly, they would not return to pre-2009 levels.

Richard Ray, Phoenix resident, commented that the revenues the City receives must be balanced by its number of employees, and the total cost of the services it renders. Mr. Ray stated that the Fire and Police Departments were doing a phenomenal job, and encouraged everyone to work together to find solutions that fully address the City's fundamental challenges.

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TUESDAY, FEBRUARY 25, 2014

ESTIMATED

4. 3:20 P.M.-

TRANSPORTATION
INITIATIVES AND MAJOR
PROJECTS

Staff: Naimark, Bearup
(Presentation 15 min.)

- A. Bike Program
- B. Bike Share
- C. Complete Streets Initiative
- D. Downtown Transportation
Study
- E. Other Major Projects and
Initiatives

This report provides an overview of ongoing transportation initiatives and major projects that support creating a diverse and comprehensive transportation network.

This item is for information and discussion. No City Council action is required.

Back-up included in Council packet/City Clerk's Office.

Action Taken:

Mayor Stanton noted Councilwoman Williams, the Chair of the Transportation and Infrastructure Subcommittee, would not be returning to the meeting, and suggested moving Item 4 and Item 5 on the agenda to a future Policy meeting.

No action was taken on this item.

ESTIMATED

5. 3:35 P.M.-

STREET TRANSPORTATION
CAPITAL NEEDS

Staff: Naimark, Bearup
(Presentation 10 min.)

This report provides the City Council with information concerning the future capital needs of the Street Transportation Department and requests approval to continue to work with the Chief Financial Officer on possible financing solutions for the infrastructure needs identified by the Capital Needs Study and seek public participation to develop a plan.

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Action Taken:

No action was taken on this item.

ESTIMATED

4:30 P.M. – ADJOURNMENT

Mayor Stanton adjourned the meeting at 4:38 P.M.

For further information, please call the Management Intern, City Manager's Office, at 602-262-4449.

For reasonable accommodations, call the Management Intern at Voice/602-262-4449 or TTY/602-534-5500 as early as possible to coordinate needed arrangements.

Si necesita traducción en español, por favor llame a la oficina del gerente de la Ciudad de Phoenix, 602-262-4449 tres días antes de la fecha de la junta.

PHOENIX CITY COUNCIL MEMBERS

Councilman DiCiccio
Councilwoman Gallego
Councilman Gates
Councilman Nowakowski
Councilwoman Pastor
Councilman Valenzuela
Vice Mayor Waring
Councilwoman Williams
Mayor Stanton