



# CITY OF TOLLESON

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## CITY OF TOLLESON

### CITY COUNCIL MEETING AGENDA

TUESDAY, MAY 24, 2022

6:00 P.M.

#### **THIS MEETING WILL BE HELD BY REMOTE PARTICIPATION ONLY.**

Members of the public are encouraged to participate in the meeting via Zoom Conference. You may do so with a computer or cell phone by visiting the following direct link:  
<https://us02web.zoom.us/j/5439720804>

#### Alternate Options:

1. Computer:
  - a. Go to [join.zoom.us](https://join.zoom.us)
  - b. Enter Meeting ID: 543 972 0804
  - c. Click Open Zoom
  - d. Enter your full name
  - e. Click Join with Computer Audio  
(You will need a microphone or headset on your computer if you wish to speak during a public hearing or call to the public, or you can join on your phone in addition to the computer.)
2. Telephone:
  - a. Dial 1-253-215-8782
  - b. Enter Meeting ID: 543 972 0804 and press #
  - c. Enter Participate ID or press # to continue
3. Zoom Cloud Meetings App with Cell Phone or Tablet:
  - a. Select Join
  - b. Enter Meeting ID: 543 972 0804
  - c. Enter your full name
  - d. Select Join
  - e. Select Call using Internet Audio.

Your audio will be muted to prevent background noise. For technical support or questions, concerns, or difficulty accessing the meeting, please email technical support at [ITsupport@tolleson.az.gov](mailto:ITsupport@tolleson.az.gov).



## **CALL TO ORDER**

## **INVOCATION**

## **ROLL CALL**

## **FINAL CALL TO SUBMIT SPEAKER REQUESTS**

All citizens and interested parties wishing to speak before the Council regarding agenda items, non-agenda items or during a public hearing shall participate via Zoom Video Conference. Click the chat button, and enter your name and the item you would like to address. Submissions should be made no later than the Mayor announcing the “Final Call to Submit Speaker Requests”. **All speakers will be limited to three (3) minutes unless otherwise noted by the Mayor.** Speakers are not required to disclose their identities or personal information. You may also submit your comments to [cityclerk@tolleson.az.gov](mailto:cityclerk@tolleson.az.gov) at least one hour prior to the meeting.

## **CALL TO THE PUBLIC (NON-AGENDA ITEMS)**

This is the time for the public to comment on non-agenda items. Members of the Council may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. § 38-431.01.H, action taken as a result of public comment will be limited to (1) responding to criticism; (2) directing staff to review the matter; or (3) asking that a matter be put on a future agenda.

## **SCHEDULED PUBLIC APPEARANCES AND PROCLAMATIONS**

1. Proclamation declaring May 2022 as Asian American and Pacific Islander Heritage Month in the City of Tolleson, recognizing the countless contributions that Asian Americans and Pacific Islanders have made in helping our great nation. – Wendy Jackson, Employee Resources Director
2. Proclamation declaring May 2022 as Older Americans Month in the City of Tolleson, urging every resident to recognize the contributions of our older citizens, help to create an inclusive society and join efforts to support older Americans’ choices about how they age in their communities. – Wendy Jackson, Employee Resources Director

## **BUSINESS FROM THE FLOOR - PUBLIC HEARINGS AND ACTION**

1. Public Hearing – Soliciting comments from interested parties in reference to Site Plan Application #21120006 as submitted by Adam Baugh with Withey Morris PLC, on behalf of property owner, Pathfinder 320 LLC, for three PAD users and related site improvements to be located at the northeast corner of 91st Avenue and Latham Street in Tolleson, AZ. The three PADs consist of PAD A at 4,993 sq. ft., PAD B at 2,400 sq. ft. and PAD C at 4,400 sq. ft. The site, APN 102-47-003F, is approximately nine acres and currently zoned General Commercial (C-2). The proposed development consists of approximately five acres of the property. (Pathfinder)

Council Action: Approve/Deny Site Plan Application #21120006. (Eleven recommended stipulations – Development Services Department)

2. Public Hearing – Soliciting comments from interested parties in reference to Site Plan Application #21090001 as submitted by Steve Bowser with Helix Engineering LLC, on behalf of the property owner, R&J Utility LLC, for a proposed 2,400 sq. ft. maintenance building and construction storage yard to be located at 9553 West Jefferson Street, Tolleson, AZ 85353. The site, APN 101-04-006F, is approximately three acres and currently zoned Light Industrial (I-1). (R&J Utility)

Council Action: Approve/Deny Site Plan Application #21090001. (Thirteen recommended stipulations – Development Services Department)

3. Public Hearing – Soliciting comments from interested parties in reference to Site Plan Application #22040002 as submitted by David Panella with Southpaw Arizona RE LLC, on behalf of property owner, Sukkar Ventures Tolleson LLC, for a proposed 1,913 sq. ft. Dunkin’ & Baskin-Robbins freestanding building with drive-thru service to be located at the southeast corner of 99th Avenue and Van Buren Street in Tolleson, AZ. The proposed site, APN 101-05-976, is approximately half an acre and currently zoned General Commercial (C-2). (Dunkin Donuts)

Council Action: Approve/Deny Site Plan Application #22040002. (Eight recommended stipulations – Development Services Department)

### **CONVENE INTO EXECUTIVE SESSION**

1. Motion to go into executive session.
2. Convene into an executive session pursuant to A.R.S. 38-431.03(A)(3) and (A)(4) for discussion or consultation for legal advice with the City Attorney pertaining to the Fire Chief Employment Agreement.
3. Convene into an executive session pursuant to A.R.S. 38-431.03(A)(7) to discuss the City’s position regarding negotiations for the sale of City-owned property.

### **RECONVENE INTO PUBLIC MEETING**

### **CONSENT AGENDA – ACTION ITEMS**

Items on the Consent Agenda are of a routine nature and are intended to be acted upon in one motion. Council Members may pull items from Consent if they would like them considered separately.

- a. Approve City Council Meeting Minutes of May 10, 2022.
- b. Approve Claims and Bills Report for the period of May 4, 2022 to May 17, 2022.

- c. Approve cancelation of the Fire Chief Employment Agreement between the City of Tolleson and George Good. (Employee Resources Department)
- d. Adopt Resolution No. 2492 of the Mayor and Council of the City of Tolleson, Arizona, approving the First Amendment to the Intergovernmental Agreement between the City of Tolleson and the City of Phoenix relating to firefighter health services at the Phoenix Fire Department Health Center. The menus for health services and programs as set forth in Exhibit A, IGA Services Menu, and Exhibit B, IGA Services Menu - Infection Control for Law Enforcement Agencies, have been revised and replaced by the new Exhibit A, IGA Services Menu. (Fire Department)
- e. Adopt Resolution No. 2491 of the Mayor and Council of the City of Tolleson, Arizona, approving the Ninth Amendment to the Intergovernmental Agreement with Maricopa County Human Services Department for cash reimbursement to the City to assist eligible low income households with crisis case management and financial assistance services – Contract No. C-22-16-042-3-09. The parties wish to amend the Agreement to revise the City's title from "Subrecipient" to "Contractor", and the revisions to the Agreement shall be retroactive to July 1, 2021. After the initial adoption of Resolution No. 2489 on April 26, 2022, errors were discovered in the Third Amendment that were referenced in the Ninth Amendment. This required additional changes to be made to the Ninth Amendment to address those errors. (Human Services Department)
- f. Approve the Cooperative Purchasing Agreement between the City of Tolleson and Shamrock Foods Company for milk and dairy products and other operating expenses, and authorize the City Manager to execute and deliver said Agreement. The City shall pay the Vendor an annual aggregate amount not to exceed \$133,000 for products. This Agreement shall remain in full force and effect until June 30, 2023. (Human Services Department)

**REGULAR AGENDA – ACTION ITEMS**

**WORK STUDY AND PRESENTATIONS – FOR DISCUSSION**

- 1. Possible amendments to the City Code regarding the prohibition of painted displays or murals and drive-through establishments in the Downtown Tolleson Commercial, Office, Residential and Entertainment (CORE) Zoning District – City Manager Reyes Medrano Jr.

**MAYOR AND CITY MANAGER’S REPORT OF CURRENT EVENTS**

- 1. COVID-19 Update – George Good, Fire Chief
- 2. Tolleson Initiative for the Arts (TIA) Update – Jimmy Davis, Council Member
- 3. Tolleson Golf Classic Tournament Update – John Paul Lopez, Parks & Recreation Director

**ADJOURNMENT**

Pursuant to A.R.S. § 38-431.01 and A.R.S. § 38-431.02, notice is hereby given to the members of the Tolleson City Council and to the general public that the Council of the City of Tolleson will hold a meeting open to the public. Council Members of the City of Tolleson will attend by telephone/video conference call.

Note: The City Council of the City of Tolleson, by a duly passed motion, may vote in public session to adjourn to executive session on any agenda item in conformation with A.R.S. § 38.431.03 for legal advice from the City Attorney.

Zoom's live transcription feature can provide automatic captioning by clicking on the Closed Caption (CC) button during the meeting.

**THE CITY OF TOLLESON ENDEAVORS TO MAKE ALL PUBLIC MEETINGS ACCESSIBLE TO INDIVIDUALS WITH DISABILITIES.** With at least two business days advance notice, accommodations can be provided at this meeting for individuals with vision, hearing and/or speech disabilities, including a transcriber, large print, an interpreter, an assistive listening device, etc. Please call the City Clerk at (623) 936-7111, or TTY users may dial 711 for Arizona Relay Service (AZRS), to request an accommodation to participate in this public meeting. The City will try its best to accommodate any last minute requests.

**LA CIUDAD DE TOLLESON SE ESFUERZA PARA HACER TODAS LAS REUNIONES PÚBLICAS ACCESIBLE PARA INDIVIDUOS CON DISCAPACIDADES.** Con al menos dos días laborables de previo aviso, se pueden proporcionar adaptaciones en esta reunión para personas con discapacidades visuales, auditivas o del habla, incluido un transcriptor, letra grande, un intérprete, un dispositivo de asistencia auditiva, etc. Llame a la Secretaría Municipal al (623) 936-7111, o los usuarios de TTY pueden marcar 711 para el Servicio de Retransmisión de Arizona (AZRS), para solicitar un alojamiento para participar en esta reunión pública. La Ciudad hará todo lo posible para satisfacer cualquier solicitud de último minuto.

Posted on May 19, 2022

Amended on May 23, 2022 at 1 P.M.