



CITY COUNCIL AGENDA

CITY COUNCIL CHAMBERS . 11465 WEST CIVIC CENTER DRIVE . AVONDALE, AZ 85323

REGULAR MEETING
November 18, 2013
7:00 PM

**CALL TO ORDER BY MAYOR ROGERS
PLEDGE OF ALLEGIANCE
MOMENT OF REFLECTION**

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2 UNSCHEDULED PUBLIC APPEARANCES

(Limit three minutes per person. Please state your name.)

3 CONSENT AGENDA

Items on the consent agenda are of a routine nature or have been previously studied by the City Council at a work session. They are intended to be acted upon in one motion. Council members may pull items from consent if they would like them considered separately.

a. APPROVAL OF MINUTES

Regular Meeting of November 4, 2013

b. LIQUOR LICENSE SERIES 12 - FIESTA MEXICANA RESTAURANT

City Council will consider a request from Ms. Maria Rocio Cohen for a Series 12 Restaurant License to sell all spirituous liquors at Fiesta Mexicana Restaurant located at 1733 N. Dysart Road in Avondale. The Council will take appropriate action.

c. RESOLUTION 3152-1113 - MAINTENANCE IMPROVEMENT DISTRICT POLICY

City Council will consider a resolution approving a Maintenance Improvement District (MID) Policy to inform and assist developers in formation of the MID pursuant to state statute. that will act as a dormant tax assessment mechanism to generate funds necessary to maintain parkway landscaping and improvements in the event of failure of the Homeowners' Association to maintain those facilities. The Council will take appropriate action.

d. SECOND AMENDMENT - OFFICE LEASE AGREEMENT WITH PHOENIX SPEEDWAY, LLC

City Council will consider a request to approve the second amendment to the Office Lease Agreement with Phoenix Speedway, LLC d/b/a Phoenix International Raceway and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

e. RESOLUTION 3151-1113 - INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA RELATING TO THE TERRORISM LIAISON OFFICER

City Council will consider a resolution approving an Intergovernmental Agreement with the State of Arizona Department of Public Safety, Arizona Counter Terrorism Information Center relating to the Terrorism Liaison Officer program and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

4 COOPERATIVE PURCHASING AGREEMENT - ELXSI, INC., D/B/A CUES

City Council will consider a request to approve a cooperative purchasing agreement with ELXSI, Inc., d/b/a Cues for the purchase of a G016 high cube mounted cable color television inspection truck (CCTV truck) in an amount not to exceed \$334,700 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

5 PROFESSIONAL SERVICES AGREEMENT - MOSAIC ARTS CENTER

City Council will consider a request to approve a Professional Services Agreement with Mosaic Arts Center for after school programming, STEAM educational enrichment programs, community services, facility usage by the City of Avondale, provide an amount not to exceed \$50,000 for the contract period, and authorize the Mayor or the City Manager and the City Clerk to execute the necessary documents. The Council will take appropriate action.

6 PUBLIC HEARING - RESOLUTION 3148-1113 AND ORDINANCE 1531-1113 - ZONING ORDINANCE TEXT AMENDMENTS (PL-12-0226)

City Council will hold a public hearing and consider a resolution declaring as a public record a document entitled "City of Avondale Zoning Ordinance, Amended and Restated November 18, 2013", and an ordinance adopting the aforementioned document by reference. The Council will take appropriate action.

7 RESOLUTION 1353-1113 - AUTHORIZING A GROUND LEASE AND A LEASE PURCHASE AGREEMENT FOR REFINANCING THE ACQUISITION OF CERTAIN REAL PROPERTY

City Council will consider a resolution authorizing the execution and delivery of a ground lease and a lease-purchase agreement for refinancing the acquisition of real property located at 125 S. Avondale Blvd., declaring an emergency and authorizing the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

8 EXECUTIVE SESSION

- a. The Council may hold an executive session pursuant to Ariz. Rev. Stat. § 38-431.03 (A)(4) for discussion or consultation with the City Attorney in order to consider its position and instruct the City Attorney regarding the breach of a lease agreement for City Center property.

9 ADJOURNMENT

Respectfully submitted,



Carmen Martinez
City Clerk

Individuals with special accessibility needs, including sight or hearing impaired, large print, or interpreter, should contact the City Clerk at 623-333-1200 or TDD 623-333-0010 at least two business days prior to the Council Meeting.

Personas con necesidades especiales de accesibilidad, incluyendo personas con impedimentos de vista u oído, o con necesidad de impresión grande o interprete, deben comunicarse con la Secretaria de la Ciudad at 623-333-1200 o TDD 623-333-0010 cuando menos dos días hábiles antes de la junta del Concejo.

Notice is hereby given that pursuant to A.R.S. § 1-602.A.9, subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the City Council may be audio and/or video recorded and, as a result, proceedings in which children are present may be subject to such recording. Parents, in order to exercise their rights may either file written consent with the City Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the City will assume that the rights afforded parents pursuant to A.R.S. § 1-602.A.9 have been waived.

De acuerdo con la ley A.R.S. § 1-602.A.9, y sujeto a ciertas excepciones legales, se da aviso que los padres tienen derecho a dar su consentimiento antes de que el Estado o cualquier otra entidad política haga grabaciones de video o audio de un menor de edad. Las juntas del Concejo de la Ciudad pueden ser grabadas y por consecuencia, existe la posibilidad de que si hay menores de edad presentes éstos aparezcan en estos videos o grabaciones de audio. Los padres pueden ejercitar su derecho si presentan su consentimiento por escrito a la Secretaria de la Ciudad, o pueden asegurarse que los niños no estén presentes durante la grabación de la junta. Si hay algún menor de edad presente durante la grabación, la Ciudad dará por entendido que los padres han renunciado sus derechos de acuerdo a la ley contenida A.R.S. § 1-602.A.9.