



CITY COUNCIL AGENDA

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

WORK SESSION
September 14, 2015
6:30 PM

CALL TO ORDER BY MAYOR

1 ROLL CALL BY THE CITY CLERK

2. READ ON AVONDALE

City Council will welcome Dawn Gerundo, Community Impact Director of Education and Children with Valley of the Sun United Way to provide a brief presentation, overview and status update of Read On Avondale. For information and discussion only.

3 ADJOURNMENT

Respectfully submitted,

Carmen Martinez
City Clerk

Council Members of the City of Avondale will attend either in person or by telephone conference call.

Los miembros del Concejo de la Ciudad de Avondale participaran ya sea en persona o por medio de llamada telefonica.

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 oido, o con necesidad de impresion grande o interprete, deben comunicarse con la Secretaria de la Ciudad at 623-333-1200 o TDD 623-333-0010 cuando menos dos dias habiles 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 politica 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 estos aparezcan en estos videos o grabaciones de audio. Los padres puedan ejercitar su derecho si presentan su consentimiento por escrito a la Secretaria de la Ciudad, o pueden asegurarse que los ninos no sten presentes durante la grabacion de la junta. Si hay algun menor de edad presente durante la grabacion, la Ciudad dara por entendido que los padres han renunciado sus derechos de acuerdo a la ley contenida A.R.S. 1-602.A.9.



CITY COUNCIL AGENDA

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

REGULAR MEETING
September 14, 2015
7:00 PM

CALL TO ORDER BY MAYOR
PLEDGE OF ALLEGIANCE
MOMENT OF REFLECTION

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2 RECOGNITION ITEMS (MAYOR PRESENTATIONS)

a. RECOGNITION OF LEGISLATIVE DISTRICT 19 LEGISLATORS

City Council will recognize the efforts of the Legislative District 19 legislators who supported the City of Avondale through the 52nd Legislature, First Regular Session.

b. RECOGNITION OF OSCAR ESPINOZA

City Council will recognize Oscar Espinoza, owner of Oscar's Barber Shop who has given back to the community by donating more than 400 backpacks which were given away to children who came in for their back-to-school haircuts.

3 UNSCHEDULED PUBLIC APPEARANCES

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

4 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

1. Work Session of August 3, 2015
2. Regular Meeting of August 3, 2015
3. Leadership Summit of August 15, 2015
4. Regular Meeting of August 17, 2015

b. SPECIAL EVENT LIQUOR LICENSE - WILDCAT POKER TOURNAMENT AT ST. THOMAS AQUINAS

City Council will consider a request from Louis Sisbarro on behalf of St. Thomas Aquinas' Wildcat Dads Club for approval of a special event liquor license to be used in conjunction with their Wildcat Poker Tournament scheduled for Saturday, September 19, 2015 at St. Thomas Aquinas Church located at 13720 W Thomas Road in Avondale. The Council will take appropriate action.

c. AGREEMENT OF SALE - CAROLINA'S WEST, LLC

City Council will consider a request to approve an Agreement of Sale for 1.16 acres of property located at the northeast corner of Dysart and Western Avenue in the amount

of \$250,000 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

d. BUDGET TRANSFERS TO ALLOW FOR EXPENDITURE OF DONATION FUNDS

City Council will consider a request to authorize the transfer of appropriations from contingency to various donations line items in order to allow city departments to spend the donations they receive. The Council will take appropriate action.

e. FIRST AMENDMENT TO CONTRACTOR AGREEMENT - URBAN YOUTH ATHLETIC ASSOCIATION DBA ARIZONA RBI

City Council will consider a request to approve the first amendment of the Contractor Agreement with the Urban Youth Athletic Association, Inc d/b/a RBI to provide jointly-sponsored youth athletic programs with the Avondale Parks, Recreation, and Libraries Department and RBI and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

f. SECOND AMENDMENT TO CONSTRUCTION CONTRACT - TSG CONSTRUCTORS LLC

City Council will consider a request to approve the second amendment to the Contract with TSG Constructors LCC in the amount of \$14,395 for additional ceramic floor tile replacement in the Courts front lobby that was not included in the original agreement and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

g. COOPERATIVE PURCHASING AGREEMENT - SOUTHWEST SLURRY SEAL FOR THE TYPE II SLURRY-SEAL PAVEMENT PRESERVATION PROGRAM

City Council will consider a request to approve a Cooperative Purchasing Agreement with Southwest Slurry Seal for the Type II Slurry-Seal Pavement Preservation Program in an amount of \$400,000 for the first year and a maximum amount of \$4,000,000 over the life of the agreement and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

h. PROFESSIONAL SERVICES AGREEMENT - DIBBLE & ASSOCIATES CONSULTING ENGINEERS, INC. - LARGE DIAMETER SEWER REHABILITATION

City Council will consider a request to approve a Professional Services Agreement with Dibble & Associates Consulting Engineers, Inc. to provide the design for the Large Diameter Sewer Rehabilitation, Project 1A for \$74,513.50 and authorize the Mayor or City Manager and City Clerk to execute the contract documents. The Council will take appropriate action.

i. RESOLUTION 3269-915 - INTERGOVERNMENTAL AGREEMENT WITH THE REGIONAL PUBLIC TRANSIT AUTHORITY

City Council will consider a resolution approving an amendment to the Intergovernmental Agreement with the Regional Public Transportation Authority for FY 2016 Zoom operations, funding for American with Disabilities Act Paratransit Services, and Express Bus Service and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

j. RESOLUTION NO. 3271-915 - CONTRACT FOR LEGAL SERVICES WITH ENGELMAN BERGER, P.C. RELATED TO THE WHITE MOUNTAIN APACHE TRIBE WATER RIGHTS SETTLEMENT

City Council will consider a resolution authorizing a contract for legal services among the Cities of Avondale, Chandler, Glendale, and Scottsdale and the law firm of Engelman Berger, P.C. for legal representation in proceedings related to the White Mountain Apache Tribe water rights settlement and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

k. RESOLUTION 3272-915- INTERGOVERNMENTAL AGREEMENT FOR A MULTI-CITY HOUSEHOLD HAZARDOUS WASTE COLLECTION DAY EVENT

City Council will consider a resolution authorizing an Intergovernmental Agreement with the cities of Goodyear, Litchfield Park and Tolleson to hold household hazardous waste day collection events. The Council will take appropriate action.

5 PUBLIC HEARING AND ORDINANCE 1585-715 AMENDMENT TO PALM VALLEY-AVONDALE PLANNED AREA DEVELOPMENT (PAD) - APPLICATION PL-15-0076

City Council will hold a public hearing and consider a request by Mr. Ali Fakih, Sustainability Engineering Group, to adopt an Ordinance amending the Palm Valley-Avondale Planned Area Development, specific to Lot 3 of the Dysart Commons subdivision, located at the northeast corner of Dysart Road and Thomas Road. This item was continued from the July 20, 2015 City Council Meeting. The Council will take appropriate action.

6 PUBLIC HEARING: CONDITIONAL USE PERMIT FOR FRY'S FUEL CENTER (APPLICATION PL-15-0077)

City Council will hold a public hearing and consider a request by Mr. Ali Fakih, Sustainability Engineering Group, for approval of a Conditional Use Permit (CUP) for a Fry's Fuel Center gas station and convenience kiosk at the northeast corner of Dysart Road and Thomas Road. This item was continued from the July 20, 2015 City Council Meeting. The Council will take appropriate action.

7 PUBLIC HEARING AND RESOLUTION LAKIN RANCH MAJOR GENERAL PLAN AMENDMENT CONTINUANCE

City Council will consider a request from Wayne Dames on behalf of Sunbelt Holdings for continuance to September 21, 2015 of the public hearing and consideration of a resolution amending the General Plan, the scope of which includes adjusting the Land Use Map by generally reducing the amount of various density categories and modifying the Circulation and Street Classification Map. The Council will take appropriate action.

8 FUND TRANSFER AUTHORIZATION - TO FUND DEPARTMENT OF REVENUE TAX SIMPLIFICATION

City Council will consider a request to authorize a transfer of contingency funds to the Finance Department in the amount of \$223,527.10 and to authorize the payment to the Arizona Department of Revenue for collecting the City of Avondale's privilege (sales) taxes under the tax simplification project. The Council will take appropriate action.

9 PUBLIC HEARING AND RESOLUTION 3270-915 FREEWAY CORRIDOR SPECIFIC PLAN MAJOR AMENDMENT APPLICATION PL-15-0055

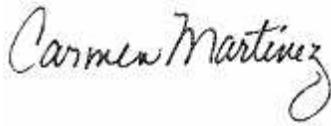
City Council will hold a public hearing and consider a resolution amending the text of the Freeway Corridor Specific Plan which includes, but is not limited to, eliminating minimum floor area ratio requirements for new development, easing design requirements for high intensity office and urban residential development, and amending the rules for seeking variances from and/or amending the FCSP. The Council will take appropriate action.

10 EXECUTIVE SESSION

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

11 ADJOURNMENT

Respectfully submitted,



Carmen Martinez
City Clerk

Council Members of the City of Avondale will attend either in person or by telephone conference call.

Los miembros del Concejo de la Ciudad de Avondale participaran ya sea en persona o por medio de llamada telefonica.

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 oido, o con necesidad de impresion grande o interprete, deben comunicarse con la Secretaria de la Ciudad at 623-333-1200 o TDD 623-333-0010 cuando menos dos dias habiles 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 politica 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 estos aparezcan en estos videos o grabaciones de audio. Los padres puedan ejercitar su derecho si presentan su consentimiento por escrito a la Secretaria de la Ciudad, o pueden asegurarse que los ninos no sten presentes durante la grabacion de la junta. Si hay algun menor de edad presente durante la grabacion, la Ciudad dara por entendido que los padres han renunciado sus derechos de acuerdo a la ley contenida A.R.S. 1-602.A.9.