



City of Avondale

City Council Meeting

 [**Link to Summary of Council Actions**](#)

 [**Link to Meeting Minutes**](#)



CITY COUNCIL AGENDA

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

Summary of Council Actions

An Installation Ceremony for the Newly Elected Council Members will be held beginning at 6:30 P.M. in the lobby of City Hall. The Avondale City Council will be in attendance at the reception; no City business will be conducted.

REGULAR MEETING January 14, 2019 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 CITY MANAGER'S REPORT

a. INSTALLATION OF COUNCIL MEMBERS

Newly elected Council Members will take their Oaths of Office.

3 RECOGNITION ITEMS (MAYOR PRESENTATIONS)

a. PROCLAMATION - SPEAK UP, STAND UP, SAVE A LIFE MONTH

The Mayor and Council to issue a Proclamation recognizing the month of January 2019 as Speak Up, Stand Up, Save a Life Month.

b. FIRE & MEDICAL DEPARTMENT LIFE SAFETY RECOGNITION

Mayor, Council, and the Fire & Medical Department would like to publicly recognize Mike Murphy, Chris Alcorn, and Eric Wendling for their lifesaving interventions during an emergency at the American Sports Centers – Avondale in November of 2018.

c. TRAINING ON NEW VOTING SYSTEM

City Council will receive a training of the new voting system installed in the Council Chambers.

4 UNSCHEDULED PUBLIC APPEARANCES

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

5 CONSENT AGENDA - **ALL ITEMS ON CONSENT WERE APPROVED IN ONE MOTION**

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

City Council **approved** the November 5, 2018, November 19, 2018, and December 3, 2018 City Council Meeting minutes. The Council will take the appropriate action.

b. APPOINTMENT OF MEMBERS TO THE CITY'S BOARDS, COMMISSIONS AND COMMITTEES

City Council **approved** the City Council subcommittee's recommendations for the appointment of members of the city's boards, commissions and committees. The Council will take the appropriate action.

c. APPOINTMENT OF CHAIR AND VICE CHAIR TO THE PLANNING COMMISSION AND THE BOARD OF ADJUSTMENT

City Council **approved** the City Council subcommittee's recommendations for appointment of members to serve as Chair and Vice Chair of the Planning Commission and the Board of Adjustment. The Council will take appropriate action.

d. REMOVAL OF MEMBER FROM THE JUDICIAL ADVISORY BOARD

City Council **approved** staff's recommendation to remove Edward Maldonado from the Judicial Advisory Board. The Council will take appropriate action.

e. COOPERATIVE PURCHASING AGREEMENT WITH JPMORGAN CHASE BANK, N.A. FOR COMPREHENSIVE BANKING SERVICES.

City Council **approved** a Cooperative Purchasing Agreement with JPMorgan Chase Bank, N.A. for comprehensive banking services and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

f. COOPERATIVE PURCHASE AGREEMENT WITH SOUTHWEST SLURRY SEAL, INC

City Council **approved** a Cooperative Purchasing Agreement with Southwest Slurry Seal, Inc. to provide Asphalt Preservation Treatment Services in an amount not to exceed \$900,000 annually and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

g. AMENDMENT NO. 2 TO CONSTRUCTION CONTRACT STANDARD CONSTRUCTION COMPANY INC. - CDBG STREET AND SIDEWALK IMPROVEMENT

City Council **approved** a Second Amendment to the CDBG Streets and Sidewalk Improvement Project construction contract with Standard Construction Company, Inc. in the amount of \$192,213.69, authorize the transfer of \$30,000 from 514-1057-00-8520, to 514-1162-00-8520, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

h. NINTH AMENDMENT TO FINANCIAL ASSISTANCE AGREEMENT CARE1ST HEALTH PLAN ARIZONA

City Council **approved** the ninth amendment to the Financial Assistance Agreement with Care1st Health Plan of Arizona, Inc. to receive continuing funds for operation of the Care1st Avondale Resource Center in the amount of \$158,894.49 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

i. **RESOLUTION 3512-119 AND RESOLUTION 3513-119 - ALAMAR PHASE I MAINTENANCE IMPROVEMENT DISTRICT**

City Council **approved** the Petition for Formation, adopt Resolution 3512-119 declaring its intention to form the City of Avondale Maintenance Improvement District No. 6, Alamar Phase 1, providing for the assessment and adopt Resolution 3513-119 declaring its intention to order the improvements within the newly established Maintenance Improvement District, providing for the assessment and declaring an emergency. The Council will take appropriate action.

j. **RESOLUTION 3510-119 - SUPPORTING TRELLIS HOME CHDO APPLICATION**

City Council **approved** Resolution 3510-119 associated with a grant application submitted by Trellis to Maricopa County for HOME CHDO funds, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

k. **FINAL PLAT OF ALAMAR, PHASE 1 SUBDIVISION (APPLICATION PL-18-0207)**

City Council **approved** a request by Mr. Frank Koo with Wood Patel & Associates, Inc. for approval of a Final Plat for Phase 1 of the Alamar development. Consistent with the Preliminary Plat approved by City Council on September 17, 2018, the proposed Final Plat will create 461 single-family lots, 42 common area tracts, and dedicate all streets and easements for the initial phase of the community located at the southwest corner of Avondale Boulevard and Broadway Road. City Council will consider adoption of Resolutions forming a Maintenance Improvement District (MID) for Alamar as a separate agenda item. The Council will take appropriate action.

6 SELECTION OF NEW VICE MAYOR - Council designated Council Member Dennis as Vice Mayor

City Council will accept nominations and designate one of its members as Vice Mayor for a two-year term. The Council will take appropriate action.

7 PUBLIC HEARING - PROPOSED LAND USE ASSUMPTIONS AND INFRASTRUCTURE IMPROVEMENT PLAN

City Council **held** a public hearing on the City's proposed land use assumptions (LUA) and infrastructure improvement plan (IIP) that will be used as the basis for the development impact fees assessed on new development. **No action was taken.**

8 PUBLIC HEARING - REVISED HARVARD-TOBIN (VERDE TRAILS II) ANNEXATION

City Council **held** a public hearing regarding the proposed annexation of approximately 42 acres of land located east of the southeast corner of Avondale Boulevard and Broadway Road. **No action was taken.**

9 PUBLIC HEARING AND CONDITIONAL USE PERMIT FOR VERTICAL BRIDGE/E-Z TOWING (T-MOBILE) (APPLICATION PL-18-0200)

City Council **held** a public hearing and **approved** a request by Gary Cassel with Clearblue Services, on behalf of T-Mobile, to approve a Conditional Use Permit (CUP) for a wireless service facility on a 3.72-acre parcel owned by All-Services Automotive Professional LLC, located east of the southeast corner of Dysart Rd. and Riley Dr. within the E-Z Towing & Recovery site. The Council will take appropriate action.

10 DISCUSSION ITEMS

Council **discussed** items listed below and possibly give direction to city staff to research and prepare item for future meeting.

a. **2019 LEGISLATIVE GUIDING PRINCIPLES**

Council will review and provide guidance to staff on the proposed 2019 City of Avondale State Legislative Agenda. This report presents state legislative policy priorities that have been identified by staff as well as the Council.

11 ADJOURNMENT

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 oído, o con necesidad de impresión grande o intérprete, 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 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 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.

MINUTES OF THE AVONDALE CITY COUNCIL
CITY OF AVONDALE, ARIZONA
CITY COUNCIL CHAMBER
January 14, 2019

A **Regular Meeting** of the City Council of the City of Avondale, Arizona was convened at 11465 Civic Center Drive in open and public session at 7:00 p.m.

Following a moment of silent reflection in remembrance of two officers killed in the line of duty, Officer Clayton Townsend, Salt River Police Department and Officer Natalie Corona, Davis Police Department, Mayor Kenn Weise led the Pledge of Allegiance.

Members Present: Mayor Kenn Weise; Vice Mayor Bryan Kilgore; Councilmembers Tina Conde, Pat Dennis, Veronica Malone, Curtis Nielson and Mike Pineda.

Members Absent: None.

Other Municipal Officials Present: Charles Montoya, City Manager; Gina Montes, Assistant City Manager; Marcella Carrillo, City Clerk; Andrew McGuire, City Attorney; Jeffrey Scheetz, Chief Information Officer; Craig Jennings, Judge; Tracy Stevens, Development and Engineering Services Director; Dan Davis, Economic Development Director; Lindsey Duncan, Finance and Budget Director; Kirk Haines, Parks and Recreation Director; Dale Nannenga, Police Chief; Cindy Blackmore, Public Works Director; Cherlene Penilla, Human Resources Director; Pier Simeri, Community Relations and Public Affairs Director; Linda Mendenhall, Deputy City Clerk; Jessica Blazina, Intergovernmental Affairs Administrator; Aaron Glass, Division Chief; Mark Neerings, Assistant Chief Information Officer; Jodie Novak, Planning Manager; Mike Murphy, Firefighter; Chris Alcorn, Firefighter, and Eric Wendling, Firefighter.

Audience: Members of the public were present.

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2 CITY MANAGER'S REPORT

a. Installation of Council Members

The newly elected Council Members took their Oaths of Office and received their certificate of election. Councilmember Tina Conde was sworn in by her husband, Tony Conde and was surrounded by her family. Councilmember Curtis Nielson was sworn in by his wife, Patti Nielson and surrounded by his family. Vice Mayor Bryan Kilgore was sworn in by his mother, Margaret Kilgore and surrounded by his family.

Mayor Weise shared his perspective on running for office and how all their hard work has led to this moment. He reflected on the time when Councilmember Conde interviewed for a council seat opening and how her energy and love for the city was evident. She has exceeded his expectations and is now a voice for the community.

Mayor Weise mentioned how he worked with former Councilmember Sandi Nielson, stating that she was a rock for this community. He encouraged newly elected Councilmember Curtis Nielson to make this seat his own, he has earned it.

Mayor Weise expressed his appreciation for Vice Mayor Kilgore's passion and dedication for the community and his love for his family and his students. He is proud to call him a friend.

Mayor Weise recognized distinguished guest in attendance including former Vice Mayor Stephanie Karlin, former Councilmembers Betty Lynch, Lorenzo Sierra, and David Iwanski.

Councilmember Tina Conde thanked the Mayor for his kind words, she spoke about being appointed initially and how thankful she was for the councilmembers who came by her side and encouraged her. She thanked her husband, other family members and community leaders who supported her and assisted her during her campaign. She thanked God for the journey and how her faith kept her moving forward. Lastly, she stated that it is an honor and privilege to serve this community for the next four years.

Councilmember Curtis Nielson, thanked his wife, family and friends who supported him during his campaign; as well as all of the people who helped collect signatures. He spoke about the passion and heart it takes to run for office and how he is extremely grateful for the support he received. Lastly, he stated that he will dedicate his time and efforts to serving the community.

Vice Mayor Kilgore, thanked his wife, family and friends who supported him during his campaign. He reflected on the five (5) years of service he has already provided on council and having the ability to advocate for so many residents, and how blessed and fortunate he is to serve. He thanked his mother for her encouragement and support. Lastly, he thanked various members in the audience for their support.

3 RECOGNITION ITEMS (MAYOR PRESENTATIONS)

a. Proclamation – Speak Up, Stand Up, Save a Life Month

Mayor Weise read the Proclamation and presented it to Johnny Martinez and Grace Martinez. Grace Martinez spoke about how she become involved in this program and expressed her appreciation for her friend, parents and the counselors involved. She mentioned the goal of the program is to provide assistance to students providing them with coping mechanisms to deal with issues so they may lead a happy and productive life. John Martinez gave a brief history of the program and invited council to the conference that will be held on January 22, 2019 at 8:00 a.m. Mayor Weise directed Mr. Martinez to give the details of the event to Marcella Carrillo, City Clerk.

b. Fire & Medical Department Life Safety Recognition

Division Chief, Aaron Glass recognized firefighters Mike Murphy, Chris Alcorn and Eric Wendling for their lifesaving interventions made during an emergency at the American Sports Center in November 2018.

c. Training on New Voting System

Jeffrey Scheetz, Chief Information Officer, provided a training on the newly installed voting system. Mr. Scheetz reviewed the buttons and features of the new system.

4 UNSCHEDULED PUBLIC APPEARANCES

None.

5 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.

Mayor Weise recognized Boards, Commissions and Committees members seated in the audience and thanked them for their service. Mayor Weise asked if any Councilmember wished to have an item removed from the Consent Agenda. Having no requests from Council, motion was made by Vice Mayor Kilgore, seconded by Councilmember Malone, to approve the Consent Agenda.

Upon vote, the motion carried unanimously 7 to 0.

Council Member Conde	Aye
Council Member Dennis	Aye
Council Member Malone	Aye
Council Member Nielson	Aye
Council Member Pineda	Aye
Vice Mayor Kilgore	Aye
Mayor Weise	Aye

a. APPROVAL OF MINUTES

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b. APPOINTMENT OF MEMBERS TO THE CITY'S BOARDS, COMMISSIONS AND COMMITTEES

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d. REMOVAL OF MEMBER FROM THE JUDICIAL ADVISORY BOARD

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j. **RESOLUTION 3510-119 - SUPPORTING TRELLIS HOME CHDO APPLICATION**

City Council adopted Resolution 3510-119 associated with a grant application submitted by Trellis to Maricopa County for HOME CHDO funds, and authorized the Mayor, or City Manager and City Clerk to execute the necessary documents.

k. **FINAL PLAT OF ALAMAR, PHASE 1 SUBDIVISION (APPLICATION PL-18-0207) City**

Council approved a request by Mr. Frank Koo with Wood Patel & Associates, Inc. for approval of a Final Plat for Phase 1 of the Alamar development. Consistent with the Preliminary Plat approved by City Council on September 17, 2018, the proposed Final Plat will create 461 single-family lots, 42 common area tracts, and dedicate all streets and easements for the initial phase of the community located at the southwest corner of Avondale Boulevard and Broadway Road. City Council will consider adoption of Resolutions forming a Maintenance Improvement District (MID) for Alamar as a separate agenda item.

6 SELECTION OF NEW VICE MAYOR

Mayor Weise stated that two councilmembers expressed interest to him in serving as Vice Mayor. Councilmember Pineda nominated Vice Mayor Kilgore to continue as Vice Mayor noting that he is doing a good job. Mayor Weise thanked Vice Mayor Kilgore for his service and acknowledged that Vice Mayor Kilgore was appointed to serve the remainder of Councilmember Nielson's term.

Councilmember Pineda nominated Vice Mayor Kilgore. Vice Mayor Kilgore thanked Councilmember Pineda for the nomination and provided a brief explanation as to how he was voted as Vice Mayor to fill the remainder of Vice Mayor Sandi Nielson's term. Vice Mayor Kilgore accepted the nomination, stating that he would like to serve as Vice Mayor for his own full-term as he is committed to the community and committed to serving as Vice Mayor.

Councilmember Pineda moved to appoint Vice Mayor Kilgore; seconded by Vice Mayor Kilgore. Upon vote, the motion failed 3 to 4.

Council Member Conde	Nay
Council Member Dennis	Nay
Council Member Malone	Nay
Council Member Nielson	Aye
Council Member Pineda	Aye
Vice Mayor Kilgore	Aye
Mayor Weise	Nay

Councilmember Malone nominated Councilmember Dennis. Councilmember Dennis accepted the nomination, stating that she is an advocate for the community and has the flexibility to do this job.

Councilmember Malone moved to appoint Councilmember Dennis; seconded by Councilmember Dennis. Upon vote, the motion carried 4 to 3.

Council Member Conde	Aye
Council Member Dennis	Aye
Council Member Malone	Aye
Council Member Nielson	Nay
Council Member Pineda	Nay
Vice Mayor Kilgore	Nay
Mayor Weise	Aye

7 PUBLIC HEARING – PROPOSED LAND USE ASSUMPTIONS AND INFRASTRUCTURE IMPROVEMENT PLAN

City Council held a public hearing on the City's proposed land use assumptions (LUA) and infrastructure improvement plan (IIP) that will be used as the basis for the development impact fees assessed on new development.

Lindsey Duncan, Director of Finance and Budget, provided council with an overview of the proposed land use assumptions and infrastructure improvement plan.

Presentation included:

- Statutory authority for the fees
- Comparison of cities around the valley on fees assessed
- Next steps in this process

Mayor Weise opened the public hearing and asked if anyone wished to comment on the item. Having no requests from those present to address the item, Mayor Weise declared the public hearing closed. In response to a question from Councilmember Dennis, Ms. Duncan stated the fees would not result in an increase to the residents as the fees that are paid for by developers. In response to a question from Councilmember Nielson, Andrew McGuire, City Attorney, advised that three of the seven categories of fees would apply to schools. No action was taken on this item.

8 PUBLIC HEARING – REVISED HARVARD-TOBIN (VERDE TRAILS II) ANNEXATION

City Council held a public hearing on the proposed annexation of approximately 42 acres of land located east of the southeast corner of Avondale Boulevard and Broadway Road. Ken Galica, Senior Planner, reported on the annexation for the Harvard Tobin property, which is approximately 42 acres of land that will be used for the Verde Trails II project. The property is currently zoned RU-43 and the application to rezone the property to Planned Area Development have been submitted. The Verde Trails II project will be an extension of the Verde Trails project.

Mayor Weise opened the public hearing and asked if anyone wished to comment on the item. Having no requests from those present to address the item, Mayor Weise declared the public hearing closed. No action was taken on this item.

9 PUBLIC HEARING AND CONDITIONAL USE PERMIT FOR VERTICAL BRIDGE/E-Z TOWING (T-MOBILE) (APPLICATION PL-18-0200)

City Council held a public hearing on a request by Gary Cassel with Clearblue Services, on behalf of T-Mobile, for a Conditional Use Permit (CUP) for a wireless service facility on a 3.72-acre parcel owned by All-Services Automotive Professional LLC, located east of the southeast corner of Dysart Rd. and Riley Dr. within the E-Z Towing & Recovery site. Jodie Novak, reported on the conditional use permit for a 70 foot monopalm in the E-Z Towing and Recovery Property. Presentation included the location of the monopalm, public notice information, General Plan requirements, and the unanimous approval recommendation from the Planning Commission.

Mayor Weise opened the public hearing and asked if anyone wished to comment on the item. Having no requests from those present to address the item, Mayor Weise declared the public hearing closed.

Councilmember Pineda moved to approve application PL-18-0200 Vertical Bridge/E-Z Towing (T-Mobile) Conditional Use Permit for a wireless facility on property located at 901 E. Riley Drive, subject to the two (2) staff recommended conditions of approval and seconded by Council Member Dennis. Upon vote, motion carried unanimously.

Council Member Conde	Aye
Council Member Dennis	Aye

Council Member Malone	Aye
Council Member Nielson	Aye
Council Member Pineda	Aye
Vice Mayor Kilgore	Aye
Mayor Weise	Aye

10 DISCUSSION ITEMS

Council discussed items listed below and gave direction to city staff to research and prepare item for future meeting.

a. 2019 LEGISLATIVE GUIDING PRINCIPLES

Council will review and provide guidance to staff on the proposed 2019 City of Avondale State Legislative Agenda. This report presents state legislative policy priorities that have been identified by staff as well as the Council.

Jessica Blazina, Intergovernmental Affairs Administrator, reported on the guiding principles for 2019, including the following:

- Preserve local funding mechanisms
- Preserve local authority
- Maintain flexibility in service delivery.

Ms. Blazina briefly described her role within the City and how council can expect to be updated throughout the legislative session. Ms. Blazina reported on the key issues Governor Ducey presented during his State of the State address, including the following:

- Fiscal Sustainability
- Transportation
- Public Safety
- Economic Development
- Drought Contingency Plan

A discussion ensued regarding shared revenue and protecting the city's interest.

11 ADJOURNMENT

There being no further business before the Council, Councilmember Nielson moved to adjourn the meeting; Council Member Dennis seconded the motion. Upon vote, the motion was carried unanimously 7 to 0.

Council Member Conde	Aye
Council Member Dennis	Aye
Council Member Malone	Aye
Council Member Nielson	Aye
Council Member Pineda	Aye
Vice Mayor Kilgore	Aye

Mayor Weise

Aye

Meeting adjourned at 8:32 p.m.

Mayor Kenn Weise

CERTIFICATION AND ATTESTATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Council of the City of Avondale held on the 14th day of January 2019. I further certify that the meeting was duly called and held and that the quorum was present.

Marcella Carrillo, CMC
City Clerk