



## **City of Avondale**

### City Council Meeting

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

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



## **City of Avondale**

City Council Meeting

Monday, March 4, 2019

### **Summary of Council Actions**

#### **Mayor and Council**

Kenn Weise, Mayor

Pat Dennis, Vice Mayor

Tina Conde, Council Member | Bryan Kilgore, Council Member

Veronica Malone, Council Member | Curtis Nielson, Council Member

Mike Pineda, Council Member

#### **Administration**

Charles A. Montoya, City Manager

Gina Montes, Assistant City Manager

Andrew McGuire, City Attorney

Marcella Carrillo, City Clerk

#### **City Council Chambers**

11465 West Civic Center Drive

Avondale, AZ 85323



## Summary of Council Actions

### City Council Meeting Agenda

Monday, March 4, 2019

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

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#### SPECIAL MEETING

6:00 PM

##### CALL TO ORDER BY MAYOR

1. ROLL CALL BY THE CITY CLERK

2. EXECUTIVE SESSION

The Council **held** an executive session pursuant to Ariz. Rev. Stat. § 38-431.03(A)(1) for the discussion or consideration of the appointment for the position of City Attorney.

3. ADJOURNMENT

#### WORK SESSION

6:30 PM

##### CALL TO ORDER BY MAYOR

1. ROLL CALL BY THE CITY CLERK

2. ENTERPRISE FUNDS BUDGET DISCUSSION

City Council **received** a general overview of the City's enterprise funds budget as part of the fiscal year 2020 budget preparation process.

3. ADJOURNMENT

Request to Speak: Anyone wishing to address the Council regarding items listed on the agenda or under unscheduled public appearance should fill out a card located at the back of the Council Chambers and hand it to the City Clerk prior to consideration of that agenda item.

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## **REGULAR MEETING**

**7:00 PM**

### **Summary of Council Actions**

**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. RESOLUTION 3523-319 - HONORING POLICE LIEUTENANT MIRELA BORSAN ON THE OCCASION OF HER RETIREMENT**

City Council **adopted** resolution 3523-319 recognizing Lt. Mirela Borsan on the occasion of her retirement.

**b. NEW POLICE DEPARTMENT EMPLOYEE INTRODUCTIONS**

Police Chief, Dale Nannenga, **introduced** new police officers that have recently graduated from the Phoenix Regional Police Academy:

- Vanessa Banuelos
- Anthony Bradley
- Cristopher Ruiz Caraveo
- Mark Despain

**3. UNSCHEDULED PUBLIC APPEARANCES**

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

**4. 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. APPOINTMENT OF MEMBERS TO THE CAPITAL IMPROVEMENT PLAN CITIZENS COMMITTEE**

City Council **approved** the appointment of members of the city's Capital Improvement Plan Citizens Committee. The Council will take the appropriate action.

**b. COOPERATIVE PURCHASING AGREEMENT WITH PLAYCORE WISCONSIN, INC., (D/B/A GAME TIME) FOR PLAYGROUND EQUIPMENT**

City Council **approved** a Cooperative Purchasing Agreement with Playcore Wisconsin, Inc., d/b/a Game Time for installing a new playground structure and safety surfacing at the outdoor patio at Sam Garcia Library, in the amount of \$80,000, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

**c. COOPERATIVE PURCHASING AGREEMENT WITH MUNICIPAL EMERGENCY SERVICES FOR FIREFIGHTING EQUIPMENT**

City Council **approved** a Cooperative Purchasing Agreement (CPA) with Municipal Emergency Services (MES) to provide firefighting equipment in an annual amount not to exceed \$15,000 and a maximum aggregate amount over the term of the agreement not to exceed \$75,000 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

**d. COOPERATIVE PURCHASING AGREEMENT WITH MUNICIPAL EMERGENCY SERVICES FOR SELF CONTAINED BREATHING APPARATUS AND RELATED PARTS AND SERVICES**

City Council **approved** a Cooperative Purchasing Agreement (CPA) with Municipal Emergency Services (MES) to provide self contained breathing apparatus and related parts and services in an annual amount not to exceed \$15,000 and a maximum aggregate amount over the term of the agreement not to exceed \$75,000 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

**e. COOPERATIVE PURCHASING AGREEMENT WITH TAYLOR BENNETT GROUP, LLC (D/B/A UTILITY AUDIT) FOR AN AUDIT OF CITY-WIDE UTILITIES**

City Council **approved** the Cooperative Purchasing Agreement with Taylor Bennett Group, LLC, doing business as, Utility Audit, for the purpose of auditing the City's utility invoices to identify potential errors in billing and negotiating better rates and plans and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

**f. FINAL PLAT OF ROOSEVELT PARK, PHASE 1 SUBDIVISION (APPLICATION PL-18-0203)**

City Council **approved** a request by Mr. Joel P. Saurey with EPS Group for a Final Plat for Phase 1 of the Roosevelt Park development. Consistent with the Preliminary Plat approved by the City Council on July 16, 2018, the proposed Final Plat will create 146 single-family lots, 22 common area tracts, one private street tract, and dedicate all rights-of-way and easements for the initial phase of the future community located at the northeast corner of Van Buren Street and 111th Avenue. The City Council will consider adoption of Resolutions forming a Maintenance Improvement District (MID) for the community as a separate agenda item. The Council will take appropriate action.

**g. RESOLUTIONS 3524-319 AND 3525-319 – ROOSEVELT PARK PHASE 1 MAINTENANCE IMPROVEMENT DISTRICT (MID) - (APPLICATION PL-18-0328)**

City Council **approved** the Petition for Formation and adopt Resolution 3524-319 declaring its intention to form the City of Avondale Maintenance Improvement District No. 9 for Roosevelt Park Phase 1 providing for the assessment, and Resolution 3525-319 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.

**h. ORDINANCE 1686-319 - ADOPTING AMENDMENTS TO CHAPTER 4 OF THE CITY CODE, BUILDINGS AND BUILDING REGULATIONS**

City Council **adopted** Ordinance 1686-319 amending Chapter 4 of the City Code, Buildings and Building Regulations, and adopt by reference the 2018 Editions of the International Building Code, the International Residential Code, the International Mechanical Code, the International Plumbing Code, the International Fuel Gas Code, the International Energy Conservation Code, the International Existing Building Code, the 2017 Edition of the National Electrical Code, and the Avondale Amendments to these codes and authorize the Mayor, or City Manager and City Clerk to execute the appropriate documents. The Council will take appropriate action.

**5. DISCUSSION ITEMS**

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

**a. BOND FINANCING OF CAPITAL PROJECTS**

Staff **presented** information on plans to issue \$17.4 million in general obligation bonds and \$10.1 million in excise tax revenue bonds to help finance various capital projects and to pay the cost of bond issuance.

**b. 2019 LEGISLATIVE UPDATE**

Staff **presented** a legislative update which will allow the City Council to provide guidance on proposed state legislation.

**6. ADJOURNMENT - Council adjourned at 8:02 PM**

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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 Secretaría de la Ciudad at 623-333-1200 o TDD 623-333-0010 cuando menos dos días hábiles antes de la junta del Concejo.

**MINUTES OF THE AVONDALE CITY COUNCIL**  
CITY OF AVONDALE, ARIZONA  
CITY COUNCIL CHAMBER  
March 4, 2019

A **Special Meeting** of the City Council of the City of Avondale, Arizona was convened at 11465 Civic Center Drive in open and public session at 6:02 p.m.

**Members Present:** Mayor Kenn Weise; Vice Mayor Pat Dennis; Councilmembers Tina Conde, Bryan Kilgore, 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; Paul Adams, Fire Chief; Jessica Blazina, Intergovernmental Affairs Administrator; Dale Nannenga, Police Chief; and Jeffrey Scheetz, Chief Information Officer.

**Audience:** Members of the public were present.

**1 ROLL CALL BY THE CITY CLERK**

**2 EXECUTIVE SESSION**

Council adjourned the meeting to meet in an executive session pursuant to Ariz. Rev. Stat. § 38-431.03(A)(1) for the discussion or consideration of the appointment for the position of City Attorney.

**3 ADJOURNMENT**

Council Member Kilgore moved to adjourn the meeting into Executive Session; seconded by Vice Mayor Dennis.

Upon vote, the motion carried unanimously 7 to 0.

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

Meeting adjourned at 6:02 p.m.

The scheduled **Work Session** of the City Council of the City of Avondale, Arizona was cancelled; Agenda Item 2. Enterprise Funds Budget Discussion was presented in conjunction with Agenda Item 5a. Bond Financing of Capital Projects on the Regular Meeting agenda.

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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, Mayor Kenn Weise led the Pledge of Allegiance.

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

**Members Absent:** None.

**Other Municipal Officials Present:** Charles Montoya, City Manager; Gina Montes, Assistant City Manager; Andrew McGuire, City Attorney; Marcella Carrillo, City Clerk; Paul Adams, Fire Chief; Cindy Blackmore, Public Works Director; Jessica Blazina, Intergovernmental Affairs Administrator; Dan Davis, Economic Development Services Director; Lindsey Duncan, Finance and Budget Director; Kirk Haines, Parks, Recreation and Libraries Director; Chris Lopez, Neighborhood and Family Services Director; Dale Nannenga, Police Chief ; Tracy Stevens, Development & Engineering Services Director; Jeffrey Scheetz, Chief Information Officer; Linda Mendenhall, Deputy City Clerk; and Pier Simeri, Community Relations and Public Affairs Director.

**Audience:** Members of the public were present.

## **1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK**

## **2 CITY MANAGER'S REPORT**

### **a. RESOLUTION 3523-319 - HONORING POLICE LIEUTENANT MIRELA BORSAN ON THE OCCASION OF HER RETIREMENT**

Chief Nannenga, Police Chief, expressed his appreciation to Police Lieutenant Mirela Borsan for her fourteen years of dedicated service to the residents of Avondale. Mayor Weise read Resolution 3523-319, honoring Police Lieutenant Borsan.

Council Member Kilgore moved to adopt Resolution 3523-319 honoring Police Lieutenant Mirela Borsan on occasion of her retirement and for 14 years of dedicated service to the City of Avondale; seconded by Council Member Nielson.

Upon vote, the motion was carried unanimously 7 to 0.

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

Police Lieutenant Mirela Borsan expressed her appreciation for her City of Avondale Family and thanked them for their mentorship.

#### **b. NEW POLICE DEPARTMENT EMPLOYEE INTRODUCTIONS**

Police Chief, Dale Nannenga, introduced new police officers that have recently graduated from the Phoenix Regional Police Academy:

- Vanessa Banuelos
- Anthony Bradley
- Cristopher Ruiz Caraveo
- Mark Despain

Mayor Weise congratulated Vice Mayor Dennis on the newest addition to her family, her grandchild. Vice Mayor Dennis shared a few words and thanked City Council for their support.

### **3 UNSCHEDULED PUBLIC APPEARANCES**

**None.**

### **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.

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 Council Member Pineda to approve the Consent Agenda; seconded by Vice Mayor Dennis.

Upon vote, the motion carried unanimously 7 to 0.

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

Mayor Weise

Aye

- a. **APPOINTMENT OF MEMBERS TO THE CAPITAL IMPROVEMENT PLAN CITIZENS COMMITTEE**  
City Council approved the appointment of members of the city's Capital Improvement Plan Citizens Committee.
- b. **COOPERATIVE PURCHASING AGREEMENT WITH PLAYCORE WISCONSIN, INC., (D/B/A GAME TIME) FOR PLAYGROUND EQUIPMENT**  
City Council approved a Cooperative Purchasing Agreement with Playcore Wisconsin, Inc., d/b/a Game Time for installing a new playground structure and safety surfacing at the outdoor patio at Sam Garcia Library, in the amount of \$80,000, and authorized the Mayor, or City Manager and City Clerk to execute the necessary documents.
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## **5 DISCUSSION ITEMS**

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

a. **BOND FINANCING OF CAPITAL PROJECTS**

Lindsey Duncan, Director of Finance and Budget, presented an overview of the City's enterprise funds budget as part of the fiscal year 2020 budget preparation process.

Presentation included:

- Enterprise Fund Structure and Purpose

- Water Funds
  - o FY2019 Water Fund Sources by Category - \$30.2 M
  - o FY2019 Water Fund Uses by Category - \$30.2 M
- Sewer Funds
  - o FY2019 Sewer Fund Sources by Category - \$21.0 M
  - o FY2019 Sewer Fund Uses by Category - \$21.0 M
- Sanitation Funds
  - o FY2019 Sanitation Fund Sources by Category - \$7.1 M
  - o FY2019 Sanitation Fund Uses by Category - \$7.1 M
- Fiscal Year 2019 Transfers
- Reserves
  - o Water and Sewer
  - o Sanitation
- Budget Process
- Budget Calendar

In response to questions from Mayor Weise, Ms. Duncan responded that a six-month conservative timeline for the Historic Avondale project timeframe desired. Ms. Duncan mentioned water bill collection efforts are improving as Finance has provided more payment options.

In response to a comment from Council Member Pineda, Charles Montoya, City Manager stated a brief budgeting document can be created to provide financial resources to residents.

In response to an inquiry by Vice Mayor Dennis, Ms. Duncan stated the \$18 million in revenue cannot fund regular city operations as development impact fees can only be used towards growth related projects.

Ms. Duncan presented an overview of the bond financing of capital projects.

Presentation included:

- Explanation of Bonds
- Bond Types
  - o General Obligation Bonds
  - o Revenue Bonds
- General Obligation Bonds
  - o Bond Projects
  - o Bond Details
  - o Bond Voter Authorization
  - o Bond Statutory Capacity:
  - o Bond Annual Payments
  - o Cost to Home Owner
- Revenue Bonds
  - o Bond Projects
  - o Bond Details

- o Bond Annual Payments
- Dedicated Sales Tax Historical Collections
- Next Steps

In response to an inquiry by Vice Mayor Dennis, Ms. Duncan provided information on the Water Infrastructure Finance Authority (WIFA) bonds. Ms. Duncan indicated that the City did look at this funding mechanism, however, did not select it due to the flexibility of the General Obligation Bonds and Revenue bonds. In addition, WIFA funds are normally used for green infrastructure projects.

#### **b. 2019 LEGISLATIVE UPDATE**

Jessica Blazina, Intergovernmental Affairs Administrator, presented a legislative update to City Council.

Presentation included:

- Bills Introduced, Passed, Signed, and Vetoed
  - o SB1227: Colorado River Drought Contingency Amendments (Signed)
  - o SB1143: Conformity; Internal Revenue Code; Rates (Vetoed)
- Digital Goods Bills
  - o SB1460: TPT; Digital Goods & Services
  - o SB1515: Digital Goods & Services; Taxation
  - o HB2633: Digital Goods & Services; TPT
- Texting/Distracted Driving Bills
  - o SB1165: Prohibition; Texting While Driving
- General Government Legislation Bills
  - o HB2201: Partisan Offices; Cities; Towns
  - o HB 2158; Food; Municipal Tax Exemption (Dead)
  - o HB 2319; HURF; Highway Patrol; Repeal
- Confirmed Meetings at the National League of Cities Conference
  - o Senators McSally and Sinema
  - o Representatives Grijalva and Stanton
  - o Representative from the Secretary's Office of the U.S. Department of Transportation

Mayor Weise expressed his appreciation for the presentation and stated that he supports SB1165, the texting/distracted driving bill.

Mayor Weise expressed his concerns with HB2158 not moving forward, stating it is harmful to smaller cities who rely on food tax funding mechanisms.

In response to an inquiry by Mayor Weise, Ms. Blazina commented on the status of the vehicle tax bill, stating the bill is progressing slowly through the legislature. Mayor Weise provided brief comments on the upcoming National League of Cities Conference.

## 6 ADJOURNMENT

There being no further business before the Council, Council Member Conde moved to adjourn the meeting; seconded by Council Member Malone.

Upon vote, the motion was carried unanimously 7 to 0.

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

Meeting adjourned at 8:02 p.m.

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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 City Council meeting of the City of Avondale held on the 4<sup>th</sup> day of March 2019. I further certify that the meeting was duly called and held and that the quorum was present.

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Marcella Carrillo, CMC  
City Clerk