



City of Avondale

City Council Meeting

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

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



City of Avondale

City Council Online Meeting

Monday, April 19, 2021

Summary of Council Actions

Mayor and Council

Kenneth Weise, Mayor

Veronica Malone, Vice Mayor

Tina Conde, Council Member | Pat Dennis, Council Member

Bryan Kilgore, Council Member | Curtis Nielson, Council Member

Mike Pineda, Council Member

Administration

Charles A. Montoya, City Manager

Gina Montes, Assistant City Manager

Tracy Stevens, Deputy City Manager | Cherlene Penilla, Deputy City Manager

Nicholle Harris, City Attorney | Marcella Carrillo, City Clerk

Online Meeting

Join the meeting and view presentations: <https://avondaleaz.zoom.us/j/3083557784>

Using a Mobile Device? Download the Zoom Cloud Meeting App

Join the meeting with audio only: Call 301-715-8592 (meeting ID: 308 355 7784)



Summary of Council Actions

City Council Online Meeting

Notice & Agenda

Monday, April 19, 2021

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WORK SESSION

5:00 PM

CALL TO ORDER BY MAYOR

1. ROLL CALL BY THE CITY CLERK

2. PRESENTATION AND DISCUSSION OF DEPARTMENT FY2022 BUDGET SUPPLEMENTAL REQUESTS

City Council **received** an overview of department budget supplemental requests for the fiscal year (FY) 2022 budget.

3. ADJOURNMENT

Request to Speak: Anyone wishing to address the Council regarding items listed on the agenda or under unscheduled public appearance should email a request to speak to CityClerk@AvondaleAZ.gov prior to consideration of that agenda item.

REGULAR MEETING
Convene immediately following the Work Session

CALL TO ORDER BY MAYOR
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. PRESENTATION ITEMS

a. 2020 LEGISLATIVE UPDATE

Staff **presented** a legislative update. This item is for discussion only.

b. INTRODUCTION OF NEW EMPLOYEES

Staff **introduced** new employees. This item is for discussion only.

- Julie Smith, Fire Division Chief, Fire and Medical Department
- Torin Sadow, Management Analyst, City Manager's Office

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. FINAL PLAT - ROOSEVELT PARK II PHASE 3 - APPLICATION PL-20-0352

City Council **approved** a request by Mr. Joe Petrucci, EPS Group, Inc., for a Final Plat for Roosevelt Park II Phase 3, a proposed 135-lot single-family subdivision on 29.23 gross acres approximately 1,300 feet north of the northeast corner of Van Buren Street and 111th Avenue, on the east side of 111th Avenue. City Council will consider adoption of Resolutions forming a Maintenance Improvement District (MID) for this parcel as a separate agenda item. Council will take appropriate action.

b. RESOLUTION 1020-0420 - EMPLOYEE BENEFIT TRUST AGREEMENT AND DECLARATION OF TRUST

City Council **adopted** Resolution 1020-0420 approving a declaration of trust and necessary ancillary documents to create and authorize the City's creation of a single-employer municipal employee benefit trust and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. Council will take appropriate action.

c. RESOLUTIONS 1021-0420 AND 1022-0420 - ROOSEVELT PARK II PHASE 3 MAINTENANCE IMPROVEMENT DISTRICT

City Council **adopted** Resolution 1021-0420 declaring its intention to form the City of Avondale Maintenance Improvement District No. 23, Roosevelt Park II Phase 3, providing for the assessment, and **adopted** Resolution 1022-0420 declaring its intention to order the improvements within the newly established maintenance improvement district, providing for the assessment and declaring an emergency and authorizing the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. Council will take appropriate action.

d. ORDINANCE 2016-0421 ABANDONMENT OF 125TH AVENUE RIGHT-OF-WAY

City Council **adopted** Ordinance 2016-0420 authorizing the abandonment of 125th Avenue right-of-way generally located 2,630 feet west of El Mirage Road and 2,300 feet south of Elwood Street, and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. Council will take appropriate action.

e. ORDINANCE 2017-0420 ABANDONMENT OF BROADWAY ROAD RIGHT-OF-WAY

City Council **adopted** Ordinance 2017-0420 authorizing the abandonment of Broadway Road right-of-way located between El Mirage Road and Dysart Road and authorize the Mayor or City Manager, City Clerk and City Attorney to execute the necessary documents. Council will take appropriate action.

f. ORDINANCE 2018-0421 - LEASE AGREEMENT WITH QUEENDOM CONCEPTS DBA: NEW PENNY CAFÉ

City Council **adopted** Ordinance 2018-0421 approving the Lease Agreement with Queendom Concepts DBA: New Penny Café for the property located at 735 North 114th Avenue, and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. Council will take appropriate action.

5. ADJOURNMENT INTO EXECUTIVE SESSION (TENTATIVE)

City Council **held** an executive session pursuant to Ariz. Rev. Stat. § 38--431.03(A)(1) for discussion or consideration of the employment evaluation of the City Manager. Council will take appropriate action.

City Council directed the Mayor to negotiate a 3rd amendment to a contract with the City Manager, Charles Montoya, to be presented back to City Council for approval on May 3, 2021.

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

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

MINUTES OF THE AVONDALE CITY COUNCIL
CITY OF AVONDALE, ARIZONA
ONLINE MEETING
April 19, 2021

A **Work Session** of the City Council of the City of Avondale, Arizona was convened using the Zoom Cloud Meeting platform in open and public session at 5:01 p.m. All participants attended by phone or video.

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

Members Absent: Council Member Curtis Nielson (excused absence).

Other Municipal Officials Present: Charles Montoya, City Manager; Gina Montes, Assistant City Manager; Tracy Stevens, Deputy City Manager; Cherlene Penilla, Deputy City Manager; Marcella Carrillo, City Clerk; Kirk Beaty, Public Works Director; Cheryl Carrasco, Human Resources Assistant Director; Ken Chapa, Economic Development Services Director; Tony Corsi, Fire & Medical Director; Lindsey Duncan, Finance and Budget Director; Bryan Hughes, Parks and Recreation Director; Craig Jennings, Judge; Chris Lopez, Neighborhood and Family Services Director; Mary Grace McNear, Deputy City Attorney; Kevin Murphy, Development and Engineering Services Director; Dale Nannenga, Police Chief; Marshall Pimentel, Intergovernmental Affairs Administrator; Abril Ruiz-Ortega, Court Administrator; Jeffrey Scheetz, Chief Information Officer; and Pier Simeri, Marketing and Public Relations Director.

Audience: One member of the public was present.

1. ROLL CALL BY THE CITY CLERK

Note from the City Clerk: Regular Agenda item 3b. Introduction of New Employees was presented at the beginning of the Work Session meeting.

2. PRESENTATION AND DISCUSSION OF DEPARTMENT FY2022 BUDGET SUPPLEMENTAL REQUESTS

City Council received an overview of department budget supplemental requests for the fiscal year (FY) 2022 budget.

Lindsey Duncan, Finance and Budget Director, presented the supplemental request, noting that many of the requests were presented at the Council retreat in December. The budget adjustments added since the budget retreat were presented.

Council Member Dennis requested detailed information on the Litchfield Park intergovernmental agreement (IGA) with the Police Department, including the length of the contract and the consideration of additional costs related to salaries and equipment.

Charles Montoya, City Manager, stated that the IGA is currently being drafted by the City Attorney's Office. It is initially a three-year contract with the option to renew annually

thereafter. Any additional costs for staffing, vehicles, operating, and equipment will be applied to the IGA.

Mayor Weise inquired when the holding tanks at the Rancho Santa Fe Reservoir were coated as well as the lifespan of the coating. Kirk Beaty, Public Works Director, stated the last time that the tank was serviced was well over five years ago. The City is evaluating all the tanks, but the condition at this reservoir is significantly worse than anticipated; some other areas are in need of repair.

Police Department

Ms. Duncan presented the supplemental budget requests for the Police Department.

Vice Mayor Malone asked whether the \$65,000 for the tactical operations unit vests is for all officers. Dale Nannenga, Police Chief, explained this budget item is specifically for the tactical team to replace their current vests as they wear a different level vest compared to those on normal patrol. In response to an additional question from Vice Mayor Malone, Chief Nannenga stated there are currently 15 members on the SWAT team, including sergeants and operators. He confirmed that the City will provide replacement vests for the entire team.

Fire and Medical Department

Ms. Duncan presented the supplemental budget requests for the Fire and Medical Department.

Council Member Conde recalled funds were used to send separate vehicles for COVID-19 calls and asked if the practice would be continued. Mr. Montoya stated that during March through August in 2020, the Fire Department had an extra two-person unit that assisted with calls. This is not continuing as it was a pilot program. Fire and Medical Director Tony Corsi and Fire Chief Nannenga are working with the battalion chiefs to create an adequate staffing plan going forward. In response to a follow-up question from Council Member Conde, Mr. Montoya said that this is different from a paramedicine program.

Vice Mayor Malone inquired on a timeline of when the adequate staffing plan will be completed as well as the possibility of starting a paramedicine program in Avondale. Mr. Montoya explained that 15 firefighters will be added for the new fire station which will update the call response times after they are in operation for a few months. Staff are working on developing a formal policy regarding the two-person vehicle so staff can look at costs. Having City paramedics would take at least three years to obtain a certificate of necessity from the State Health Department. Vice Mayor Malone commented that since paramedicine is not an immediate option, she would like to see the two-person vehicle program move forward after the policies are in place.

Council Member Dennis inquired on the overtime request. Mr. Montoya said that the additional overtime request of \$200,000 is for the additional firefighters being hired. The City is continuing to evaluate current overtime. Council Member Dennis requested that staff provide Council with complete information on overtime for all firefighters.

Mayor Weise recalled that Council has discussed this in the last two budget cycles and echoed her request.

Municipal Court

Ms. Duncan presented the supplemental budget requests for the Municipal Court.

Mayor Weise confirmed that security measures were added for the Security Officer as this was a previous concern of Vice Mayor Malone.

Vice Mayor Malone inquired about security staffing for both the Court and the campus. Mr. Montoya clarified that the Court is currently staffed at 1.5 fulltime employees and this position will increase the Court to 2 fulltime employees. The additional security staff that are assigned to the campus will continue to work as a team.

Neighborhood and Family Services Department

Ms. Duncan presented the supplemental budget requests for the Neighborhood and Family Services Department.

In response to a question from Mayor Weise, Ms. Duncan clarified that the request is to add two positions at the Library: one librarian and one library programming specialist.

Vice Mayor Malone noted that the City will have several data management systems and inquired whether the programs will talk to one another. Mr. Montoya explained that the majority of the systems will indeed be talking to each other. The Resource Center Data Management System will contain private information about clients so it will likely be separate. Vice Mayor Malone asked who will maintain this system and where it will reside. Mr. Montoya said the City's IT Department will maintain the software and it will partially be hosted in the cloud.

Parks and Recreation Department

Ms. Duncan presented the supplemental budget requests for the Parks and Recreation Department.

Council Member Dennis inquired whether the City has enough recreational staff to run the new programs. Mr. Montoya confirmed that staff levels are adequate; however, as the City continues to grow, staff may be added.

Economic Development Department

Ms. Duncan presented the supplemental budget requests for the Economic Development Department.

Mayor Weise inquired on the amount of funds that would be in the Economic Opportunity Fund at the end of the current fiscal year. Mr. Montoya explained that staff are changing the management of this fund and returning all un-used funds to the General Fund at the end of the fiscal year.

Council Member Dennis commented that the mentioned change is a better way to track the funds. Mayor Weise agreed that it gives the City the flexibility for what it needs to do as markets change and dynamics change in the industry.

Development and Engineering Services Department

Ms. Duncan presented the supplemental budget requests for the Development and Engineering Services Department.

Mayor Weise asked whether the electrical vehicle charging stations will be put out for bid. He acknowledged that City vehicles currently make use of the two existing stations but hoped that sometime in the future the charging stations are contracted out and that the City could recoup some revenue. Mr. Montoya explained that staff are considering how to ensure that users do not remain on the charging station for hours preventing other drivers from being able to use the station. They are looking at possibilities such as free use for a few hours with a fee if the vehicle remains past that time. Mayor Weise commented that a Chinese manufacturer is starting to sell low cost electric car, noting Avondale needs to be ahead of the game in terms of being able to recoup some of those costs.

Council Member Dennis remarked that the charging equipment needs to be universal to serve the variety of electric vehicles. It is great that the City is looking at providing more opportunity for charging stations. Council Member Dennis noted that in reference to transit, she is aware that the City will eventually begin to incur more of the Zoom Transit costs. She asked where these costs are reflected in the City budget. Mr. Montoya explained that vehicle charging stations today are more universal and newer car models have been developed with universal design; however, wattage provided varies. For the Zoom Transit, staff has been working with other entities to address concerns with one of the vendors. They are trying to work through the process to see how the City can renegotiate that contract or how to get from where the City is now to the next phase. The cost increases are unknown at this point. Some funding is available for Valley Metro to offset some of that cost, but this is early in the process. Council Member Dennis asked staff to watch the transit area as it will be a hit to the City budget.

Mayor Weise provided more information on adaptors for electric vehicles charging stations.

Vice Mayor Malone inquired on the locations of the future charging stations. Mr. Montoya stated the City is still researching locations, but they will be targeting the main central areas such as the Civic Center Plaza and The BLVD. He added that they will work with property owners who may want to install their own charging station, outside of a City partnership.

Public Works Department

Ms. Duncan presented the supplemental budget requests for the Public Works Department.

Council Member Kilgore welcomed the extra \$10,000 for sidewalk repairs, explaining that citizens often talk about streets and sidewalks. He recalled a situation north of the I-10 freeway where the concrete was broken, and rebar was exposed; he stated he notified Charles and staff corrected the problem. He would like an update on this item in the future to determine if more funding should be added to fund similar repairs in historical Avondale as well as in the areas in the North.

Council Member Dennis commented that many of the additional fees are related to the costs of water and wastewater and will be passed on to citizens. Hopefully as additional homes are built in southern Avondale, the increased population will spread the burden among more people. Mr. Montoya stated that the City has been evaluating cost increases; these will be just a few percentage points. Much of the increase is the cost of water and regulatory costs, which are beyond the City's control.

Mayor Weise recalled when David Iwanski was on City Council, he talked about the cost of delivering one gallon of water and what the cost was to the consumer. It is ridiculously low when you think about the process that the water goes through to get from the source to the spigot. He added that residential growth takes much longer to pay for itself than commercial does, so the City must upfront the money for that.

Council Member Kilgore noted the \$10,000 for sidewalk repair and maintenance is requested as ongoing and asked whether staff is requesting more funding. Mr. Montoya explained there is already funding that exists in that fund so the \$10,000 is in addition to what is already in the fund. At this point, the City does not need more than the annual request. Council Member Kilgore inquired on the total amount used in the previous year. After further discussion, Mr. Montoya undertook to provide detailed information to Council Member Kilgore.

City Clerk's Office

Ms. Duncan presented the supplemental budget requests for the City Clerk's Office.

City Attorney's Office

Ms. Duncan presented the supplemental budget requests for the City Attorney's Office.

Mayor Weise asked Mr. Montoya to elaborate on the rationale for the Assistant City Attorney and Outside Legal Services requests. Mr. Montoya said that with the growth in the City, primarily in the core operational areas such as planning, engineering, and public works, the office needs additional support. Having an additional person on staff will speed up service and be significantly more cost-effective compared to using outside counsel, given the volume of work. If Council approves this proposal, staff will work on a job description for the position, which will be at a level of assistant to City Attorney. Mayor Weise commented that he wanted to make certain, because the title Assistant City Attorney does not necessarily reflect what the person will be doing.

Vice Mayor Malone asked if the position title will change once the job description is finalized. Mr. Montoya confirmed that Human Resources will look at how other cities have handled this and change the title accordingly.

Marketing and Public Relations Department

Ms. Duncan presented the supplemental budget requests for the Marketing and Public Relations Department.

Mayor Weise remarked that the role of the Program Coordinator for the Civic Center and Conference Center is just as important as the Destination Manager's role. The Destination Manager will be out at conferences and trade shows trying to get business for the Conference Center. The Program Coordinator will handle everything that happens at the Conference Center. This is important to the success of the new Conference Center. Mr. Montoya added that this person will also assist Parks and Recreation and other departments with booking fields and other facilities. Mayor Weise noted that Council discussed this when the Conference Center was being planned. Many resources in the City are underused; the Program Coordinator will need to be flexible and understand all facilities.

Council Member Dennis inquired if new software will be used or if the City has existing software to manage the reservations. Mr. Montoya said that staff are researching the software that the City uses. This will encompass all City buildings and facilities. Parks and Recreation use their own software, so the City is looking at cross platform software.

Mayor Weise elaborated that eventually the software will be similar to what a large hotel would use for booking ballrooms and meeting rooms of various capacities.

Council Member Kilgore asked whether the Senior Graphic Designer position will work only for the Economic Development Department or for Marketing and Public Relations as well. Mr. Montoya replied that the individual would be working for the Marketing and Public Relations department and coordinating projects throughout the entire City.

Finance and Budget Department

Ms. Duncan presented the supplemental budget requests for the Finance and Budget Department.

Information and Technology Department

Ms. Duncan presented the supplemental budget requests for the Information and Technology Department.

Human Resources Department

Ms. Duncan presented the supplemental budget requests for the Human Resources Department.

Facilities Department

Ms. Duncan presented the supplemental budget requests for the Facilities Department.

Council Member Pineda asked if contractual increase obligations will be added into the final Police Department IGA with Litchfield Park. Mr. Montoya confirmed that these increases will be added to the budget as they increase, and Litchfield Park will be billed at the same time.

Administration (City Manager's Office and Intergovernmental Affairs)

Ms. Duncan presented the supplemental budget requests for the administration divisions.

Budget Calendar

Ms. Duncan reviewed the budget calendar.

Council Member Dennis thanked City staff and Mr. Montoya, saying she is very happy that Avondale is financially able to fund everything. It is exciting that the City has that capacity this year. Mr. Montoya confirmed that in this budget every supplemental has been funded.

Mayor Weise recalled times when supplementals had to be whittled down to bare necessities. It is very important that now Avondale can add buildings and facilities without incurring more debt. He complimented staff on a good job.

Council Member Pineda commented that pain can be a sign of growth. It is good to see that the City is in a good position because of conservative approaches, staff, and the City Manager's leadership. The City is acting in a proactive approach to ensure projects are completed. He expressed thanks to staff, Mr. Montoya, and Mayor Weise.

Council Member Dennis noted that the new facilities were built with bond funding that were approved 10 to 15 years ago. She suggested considering establishing a citizen committee to look at a bond election to provide for the City's future needs. Mr. Montoya said that late last year Council had directed staff to look at considering a permanent base adjustment. Staff will bring that item to Council in the next few months for consideration. If Council selects to move forward, that will be on the August 2022 schedule.

Mayor Weise paid tribute to Assistant City Manager Gina Montes as she has taken another position to further her career. Ms. Montes expressed gratitude to the Council and staff.

3. ADJOURNMENT

There being no further business before the Council, Vice Member Malone moved to adjourn the Work Session meeting; Council Member Conde seconded the motion.

Upon vote, the motion was carried unanimously 6 to 0.

Council Member Conde	Aye
Council Member Dennis	Aye
Council Member Kilgore	Aye
Council Member Pineda	Aye

Vice Mayor Malone	Aye
Mayor Weise	Aye

Meeting adjourned at 6:17 p.m.

A **Regular Meeting** of the City Council of the City of Avondale, Arizona was convened using the Zoom Cloud Meeting platform in open and public session at 6:28 p.m. All participants attended by phone or video.

Mayor Weise led the Pledge of Allegiance, followed by a moment of silent reflection in remembrance of the residents of the City of Minneapolis, the City of Chicago, and the City of Brooklyn Center as they go through a difficult time.

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

Members Absent: Council Member Curtis Nielson (excused absence).

Other Municipal Officials Present: Charles Montoya, City Manager; Gina Montes, Assistant City Manager; Tracy Stevens, Deputy City Manager; Cherlene Penilla, Deputy City Manager; Marcella Carrillo, City Clerk; Kirk Beaty, Public Works Director; Cheryl Carrasco, Human Resources Assistant Director; Ken Chapa, Economic Development Services Director; Tony Corsi, Fire & Medical Director; Lindsey Duncan, Finance and Budget Director; Bryan Hughes, Parks and Recreation Director; Craig Jennings, Judge; Chris Lopez, Neighborhood and Family Services Director; Mary Grace McNear, Deputy City Attorney; Kevin Murphy, Development and Engineering Services Director; Dale Nannenga, Police Chief; Marshall Pimentel, Intergovernmental Affairs Administrator; Abril Ruiz-Ortega, Court Administrator; Jeffrey Scheetz, Chief Information Officer; and Pier Simeri, Marketing and Public Relations Director.

Audience: Two members of the public were present.

1. ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2. UNSCHEDULED PUBLIC APPEARANCES

None.

3. PRESENTATION ITEMS

a. 2020 LEGISLATIVE UPDATE

Staff presented a legislative update. This item was for discussion only.

Mr. Pimentel explained he is the new Intergovernmental Affairs Administrator. In this role, he administers the City's state legislative agenda, advocates for City priorities before legislators, and represents the City before the League of Arizona Cities and Towns. A brief overview of the 55th Legislature, 1st Regular Session was provided.

Mr. Pimentel presented the following guiding principles:

- Preserve local funding mechanisms which protects existing state funding sources that generate revenue to the City and work to maintain local taxing authority and oppose any unfunded mandates.
- Protect the City's local authority which protects local decision making and policy making authorities and act to prohibit any future preemption legislation.
- Maintain flexibility in service delivery to best deliver key services in the most efficient and effective manner that residents have come to expect.

Mr. Pimentel provided an overview of key legislative issues.

SB 1327 and SB 2562 were introduced to establish a low-income housing tax credit as incentives for developers to build affordable housing in communities that lack those units. The State would allocate \$8 million annually as tax credits, developers would then bid on them and sell them to investors who could use the tax credits to reduce their liability. The pandemic has exacerbated the housing affordability issue in the Phoenix metro area, so this is coming at an opportune time. The City can expect these bills to be folded into the larger budget package.

SB 1451 was passed overwhelmingly by both chambers and signed into law by the Governor last week. This bill removes the requirement for firefighters to prove a cancer is caused by a known carcinogen in the course of their jobs to get their employer to cover their medical expenses. Insurance companies often deny these claims as the onus is on firefighters to prove that they got the cancer through their jobs, which is often very difficult to prove. The bill also creates a separate section in the statute relating to presumptive occupational diseases for firefighters, which adds ovarian and breast cancer to the current list of 20 occupational diseases. This bill also adds fire investigators to the list of those who can file these claims. The sponsor of the bill is committed to getting a funding mechanism for the bill.

HB 2772 made changes to the State tribal gaming compacts and allows for off reservation event wagering and fantasy sports betting. It was signed into law last week and allows for games like keno and mobile draw games to be operated by the State Lottery Commission as well as new games at the current casinos, like baccarat. The bill authorizes up to ten non-private licenses to be issued by the Arizona Department of Gaming to owners of professional sports teams to allow them to begin event wagering operations. This will likely benefit places like Chase Field, the Phoenix Suns Arena and Avondale's Phoenix Raceway. The City could indirectly benefit if this helps buttress efforts to become a tourism destination.

SB 1420 was signed into law in early March and allows state and local governments to accept consular ID cards as a valid form of identification.

HB 2623 would allow local governments to prohibit the use of permissible fireworks from the hours of 10 p.m. to 8 a.m. The bill was assigned to the Senate Appropriations Committee where the chairman had a competing bill, so the City does not expect this competing bill to move forward.

Two mirror bills that have died would have allowed city to establish a marketing authority, funding mechanisms, and governing requirement for tourism. This bill could come back in a future session.

HB 2127 would appropriate \$10 million to the Arizona State Parks Heritage Fund. This fund was created in 2019 but never had a dedicated revenue source. The fund is intended to distribute funding to local, regional, and state projects for outdoor recreation, open space development, historic preservation, trail development, and environmental education. It is expected that this be part of a larger budget package and hopes that the Parks and Recreation Department will be able to draw funds from this for future projects.

Mr. Pimentel reiterated that budget negotiations have just begun in earnest. He discussed the budget proposal from the House majority caucus. As negotiations get underway, the City will continue to monitor this.

Council Member Dennis asked whether the affordable housing tax credit has been signed. Mr. Pimentel said the bill has gone through some of the committee process but expects it to be folded into the larger appropriations bill.

Council Member Dennis asked for clarification about who the consular ID cards are for. Mr. Pimentel said these are issued by the consulates and in practice, that would be the Mexican and Guatemalan consulates here in Phoenix. Council Member Dennis asked which agency will administer the Arizona State Parks Heritage Fund if it moves forward. Mr. Pimentel replied it would be through the Arizona State Parks.

Mayor Weise commented that cities are on the front lines with respect to fireworks. City Council has been talking about the issue for years. He added that the only way the city can get local control over fireworks is for the public to email and call not only their legislators, but other legislators. There is only so much the City can do, so he urged the public to get that message out there. Mayor Weise inquired whether Representative Kavanagh's bill on short-term rentals had died. Mr. Pimentel said it died overwhelmingly; only 17 of the members in the House voted for it, and that was because the League did a lot of work on it as the bill did not give enough control to local governments. Mayor Weise commented that although the City will not derive any income directly from the changes in sports betting, ancillary revenue will come from these changes.

Mayor Weise said that SB 1451 is a huge bill that was fought for many years by many different people. He does not agree with Senator Boyer's position that he is going to withhold voting on the budget until they find a funding mechanism; however, he appreciates the hard work Senator Boyer did on this. Glendale has been considering a separate tax or increasing their sales tax to help pay for how that legislation would impact their city and this is something that Avondale may have to look at in the future.

Council Member Kilgore asked if there was any legislation trying to be passed that would attack Home Rule. Mr. Montoya confirmed there were not any bills introduced this year that would impact the Home Rule. He elaborated that there were individual bills that would restrict the ability to do other things, but nothing specific to Home Rule.

Note from the City Clerk: Agenda item 3b. Introduction of New Employees was presented at the beginning of the Work Session meeting.

b. INTRODUCTION OF NEW EMPLOYEES

The following employees were introduced to City Council.

- Tony Corsi, Director of the Fire & Medical Department
- Julie Smith, Fire Division Chief for the Fire and Medical Department
- Torin Sadow, Management Analyst of the City Manager's Office

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 Council Member wished to have an item removed from the Consent Agenda. Having no requests from Council, motion was made by Council Member Dennis, seconded by Council Member Pineda, to approve the Consent Agenda.

Upon vote, the motion was carried unanimously 6 to 0.

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

a. FINAL PLAT - ROOSEVELT PARK II PHASE 3 - APPLICATION PL-20-0352

City Council approved a request by Mr. Joe Petrucci, EPS Group, Inc., for approval of a Final Plat for Roosevelt Park II Phase 3, a proposed 135-lot single-family subdivision on 29.23 gross acres approximately 1,300 feet north of the northeast corner of Van Buren Street and 111th Avenue, on the east side of 111th Avenue. City Council will consider adoption of Resolutions forming a Maintenance Improvement District (MID) for this parcel as a separate agenda item.

b. RESOLUTION 1020-0420 - EMPLOYEE BENEFIT TRUST AGREEMENT AND DECLARATION OF TRUST

City Council adopted Resolution 1020-0420 approving a declaration of trust and necessary ancillary documents to create and authorize the City's creation of a single

employer municipal employee benefit trust and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

c. RESOLUTIONS 1021-0420 AND 1022-0420 - ROOSEVELT PARK II PHASE 3 MAINTENANCE IMPROVEMENT DISTRICT

City Council approved the Petition for Formation, adopted Resolution 1021-0420 declaring its intention to form the City of Avondale Maintenance Improvement District No. 23, Roosevelt Park II Phase 3, providing for the assessment, and adopted Resolution 1022-0420 declaring its intention to order the improvements within the newly established maintenance improvement district, providing for the assessment; declared an emergency and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

d. ORDINANCE 2016-0421 ABANDONMENT OF 125TH AVENUE RIGHT-OF-WAY

City Council adopted Ordinance 2016-0420 authorizing the abandonment of 125th Avenue right-of-way generally located 2,630 feet west of El Mirage Road and 2,300 feet south of Elwood Street, and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

e. ORDINANCE 2017-0420 ABANDONMENT OF BROADWAY ROAD RIGHT-OF-WAY

City Council adopted Ordinance 2017-0420 authorizing the abandonment of Broadway Road right-of-way located between El Mirage Road and Dysart Road and authorized the Mayor or City Manager, City Clerk and City Attorney to execute the necessary documents.

f. ORDINANCE 2018-0421 - LEASE AGREEMENT WITH QUEENDOM CONCEPTS DBA: NEW PENNY CAFÉ

City Council adopted Ordinance 2018-0421 approving the Lease Agreement with Queendom Concepts DBA: New Penny Café for the property located at 735 North 114th Avenue, and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

5. . ADJOURNMENT INTO EXECUTIVE SESSION

There being no further business before the Council, Council Member Dennis moved to adjourn the Regular Meeting to go into Executive Session with the City Council to return to the Regular Meeting at the conclusion of the Executive Session; Council Member Kilgore seconded the motion.

Upon vote, the motion was carried unanimously 6 to 0.

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

Meeting adjourned at 6:46 p.m.

The Regular Meeting was reconvened using the Zoom Cloud Meeting platform in open and public session at 7:26 p.m. All participants attended by phone or video.

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

Members Absent: Council Member Curtis Nielson (excused absence).

Other Municipal Officials Present: Cherlene Penilla, Deputy City Manager; Marcella Carrillo, City Clerk; Mary Grace McNear, Deputy City Attorney; Dale Nannenga, Police Chief; and Susan Segal, Contracted Attorney.

Audience: No members of the public was present.

DISCUSSION REGARDING THE CITY MANAGER

Motion was made by Council Member Dennis to direct Mayor Weise to negotiate a third amendment to a contract with the City Manager, Charles Montoya, to be presented back to City Council for approval on May 3, 2021; Council Member Conde seconded the motion.

Upon vote, the motion was carried unanimously 6 to 0.

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

ADJOURNMENT

There being no further business before the Council, Vice Mayor Malone moved to adjourn the Regular Meeting; Council Member Kilgore seconded the motion.

Upon vote, the motion was carried unanimously 6 to 0.

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

Meeting adjourned at 7:26 p.m.

Kenn Weise, Mayor

CERTIFICATION AND ATTESTATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Work Session and Regular Meeting of the Council of the City of Avondale held on the 19th day of April 2021. I further certify that the meeting was duly called and held, and that the quorum was present.

Marcella Carrillo, City Clerk

Date Approved by City Council