

MINUTES OF THE AVONDALE CITY COUNCIL
CITY OF AVONDALE, ARIZONA
ONLINE MEETING
October 25, 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 6:01 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, Curtis Nielson, and Mike Pineda.

Members Absent: None.

Other Municipal Officials Present: Charles Montoya, City Manager; Cherlene Penilla, Assistant City Manager; Tracy Stevens, Deputy City Manager; Lindsey Duncan, Deputy City Manager; Nicholle Harris, City Attorney; Marcella Carrillo, City Clerk; Kirk Beaty, Public Works Director; Ken Chapa, Economic Development Services Director; Tony Corsi, Fire & Medical Director; Memo Espinoza, Police Chief; Keith Fallstrom, Interim Finance and Budget Director; Bryan Hughes, Parks and Recreation Director; Chris Lopez, Neighborhood and Family Services Director; Callie McGraw, Interim Human Resource Director; Kevin Murphy, Development and Engineering Services Director; Dale Nannenga, Public Safety Chief; Marshall Pimentel, Intergovernmental Affairs Administrator; Jeffrey Scheetz, Chief Information Officer; and Pier Simeri, Marketing and Public Relations Director.

Audience: Approximately ten members of the public were present.

1. ROLL CALL BY THE CITY CLERK

2. COMMUNITY SERVICES OFFICER AND LITCHFIELD PARK UPDATE

City Council received an update from staff on the Community Service Officer (CSO) Program, an update to the policing activities in Litchfield Park, and an update on vehicle and equipment maintenance activities for Litchfield Park.

Memo Espinoza, Chief of Police, provided an overview of the CSO Program which includes three positions that were assigned by City Council. The CSO Program was prompted by the civil unrest that the country was facing in the 2020-time frame and was designed to enhance police interaction with the Community. Another intent was to provide a workforce that could take on lower priority community services calls, freeing officers to be available for more serious calls. Staff was prepared through an 11-week training program. Types of calls handled by CSOs include: Parking problems, traffic control, perimeter assistance, translations, vacation watches, intensive patrols and misdemeanor criminal calls for service where no suspect or leads exist. Upon completing training, CSOs were assigned to squads on July 1, 2021. From July 1 to August 31, 2021, CSOs worked a total of 1,006 hours and responded to 367 calls for service.

Mayor Weise commented on the appropriateness of this approach for effectiveness and service of the police department.

Vice Mayor Malone inquired if the CSOs are assigned to a beat. Chief Espinoza stated that unlike Avondale officers, CSOs are not assigned to a beat. They are assigned to a squad and the sergeant assigns CSOs to patrol according to the City's needs. In response to an additional question from Vice Mayor Malone, Chief Espinoza provided an overview of the CSO shift schedules.

Council Member Kilgore inquired about backup timing for CSOs who require assistance. Chief Espinoza noted that CSOs are trained not to respond to calls for service where they could be facing a suspect or investigative lead. However, anything can happen and as such, they are trained to radio for support. If they encounter an aggressive individual, they will retreat to their vehicle and leave. Calls for assistance are answered within minutes. Council Member Kilgore inquired about the follow-up process after an incident occurs. Chief Espinoza noted if there is follow-up that is required, the CFOs will contact the citizens and if additional support is needed, the CFOs will contact neighbors who may have video surveillance by either phone or in-person.

Mayor Weise encouraged Council Member Kilgore to provide any additional follow-up with Chief Espinoza.

Council Member Conde commended everyone involved with implementing the program. She noted its benefits to the residents, the community, and the officers.

Council Member Dennis asked for the ratio of proactive versus reactive time for CSOs. Chief Espinoza acknowledged that he did not have specific figures in response to the question; however, CSOs and officers who are not attending calls for service are to be proactive by driving streets and engaging with the community. In response to a question from Council Member Dennis, Chief Espinoza stated that the City currently has seven beats. Council Member Dennis commended the program for freeing up officers to focus on community issues. It would be helpful to look at next year's budget to expand the number of CSOs for greater impacts and visibility in the community.

Mayor Weise stated that he would like to have an open discussion with Council and staff regarding quality life issues along with noise ordinances, live music and DJs. These discussions can be related directly with what the CSOs can do. It would be helpful to give the CSOs a year to adjust to the existing structure and then consider adding more people.

Council Member Nielson suggested visits to schools when feasible, to interact with students over lunch breaks and other activities. Chief Espinoza thanked him for the suggestion.

Council Member Pineda stated that the data and experience collected in the program will provide valuable feedback in terms of augmenting the program going forward. The CSO officers can also be referred to as customer service positions by going into the community and providing services not typically offered by officers.

Chief Espinoza stated that on July 1, 2021, the Avondale Police Department took over policing services at Litchfield Park. From July 1 through August 31st, officers responded to a total of 643 calls for service, with 266 of these being generated by citizens.

Kirk Beaty, Director of the Public Works Department, added that the Department has been providing fleet maintenance services to the City of Litchfield Park. An IGA established labor costs and preventative maintenance fees. The first invoice has been submitted to Litchfield Park for \$7,400. Public Works is facilitating the purchase of three new police vehicles, which will be purchased and owned by Litchfield Park for use by the Avondale Police Department. These vehicles are not expected to arrive for several months.

Mayor Weise discussed the importance of regional cooperation across boundaries and the hope that other cities get on board.

3. INTRODUCTION TO AVONDALE AQUATIC CENTER PROJECT

City Council received an update from staff regarding the Avondale Aquatic Center Project.

Bryan Hughes, Director of Parks and Recreation, provided a brief historical review of the project inception and progress. The site consists of 20 acres with retention areas to the east and west. Ultimately the project may take five to six additional acres in working around these retention areas. The design team will conduct a process overview, including: A needs assessment; facility programs and space requirements; and operations and business plan. Desired aquatic facility features include: Learn to swim classes, competitive swimming and diving, instructional programs, recreational swimming, lap swimming, exercise and aerobic classes, scuba diving; family and group gatherings, racing course, diving facility, aquatic therapy, ADA compliance, multipurpose rooms, concession, swimming and diving viewing stands.

Aquatic user groups and their amenity needs were reviewed. Potential recreational amenities include zero-depth entry, aquatic play structures, spray pads, water floatables, current channels, vortexes, climbing walls, water basketball and water slides. Competitive pool amenities may consist of: Dimensional requirements, water depth requirements, water temperatures, spectator seating, deck spacing, bulkheads, platform and springboard diving, timing systems, scoreboards, gutter design preferences. Minimum size requirement is six lanes and 25-yard length. Other size options were discussed. Photographs of examples of facilities were provided. Council has set aside approximately \$16 million for the project; however, it is not yet known what extent of development this will cover. A further discussion will likely be needed as the market for labor and supplies increase in cost. Council members provided their top amenity requests:

- Council Member Conde preferred a kiddie waterslide, water basketball, a lazy river, and the I-shaped 25-yard competition pool.
- Council Member Kilgore preferred the I-shaped 25-yard competition pool, the waterslides, an aquatic play structure, and the lazy river.
- Council Member Dennis preferred the I-shaped 25-yard competition pool, the zero-depth entry, the aquatic play structure with a water slide, and the spray pad. She expressed concern that the other pool elements would not be in accessible during

competitions. Lastly, she recommended coordinating an Intergovernmental Agreement with the local schools to fund and maintain the pools.

- Council Member Nielson preferred to not have a climbing wall, the water floatables, or basketball as these elements limit the swimming areas. He preferred to have a lazy river, dual water sides, and zero-depth entry near the play structures. Lastly, he preferred the I-shaped 25-yard competition pool. Council Member Nielson recommended seeking a pool that would be appropriate for swimming lessons.
- Council Member Pineda preferred the I-shaped 25-yard competition pool, the lazy river, kiddie structure with slides, and a sitting area for parents. He preferred to not incorporate basketball or a climbing wall. He recommended providing a small business with a 12-month opportunity to provide food and beverage at the facility.
- Vice Mayor Malone shared a comment from a resident who was inquiring on an aquatic center, she excitedly responded that it is coming soon. She preferred the aquatic play structure, the I-shaped 25-yard competition pool, and the zero-depth entry. She preferred to not incorporate climbing walls. In response to a question, Mr. Hughes noted there will be one indoor/outdoor room but no indoor amenities.
- Mayor Weise agreed with Council Members that the I-shaped 25-yard competition pool should be incorporated. He preferred the aquatic play structure over the zero-depth entry, the current channel/lazy river, and the waterslides. He noted there will be a nearby splash pad facility that family could utilize and acknowledged the concerns for the basketball and climbing wall.

While water basketball was requested by Council Members, there were comments from other Council Members that providing water basketball could create conflicts between those who wish to play and those who wish to swim and that it can be a rough water activity. There was consensus to exclude the climbing wall. There were also concerns regarding the potential for outside competitive organizations to monopolize availability of the pools for the general community.

Mr. Montoya noted the pool will be heated to be used year-round. He stated Mr. Hughes will be creating a schedule and program to ensure residents always have an opportunity to use the facility. Mr. Hughes will be coordinating partnerships with local agencies but stressed the fact that the aquatics facility is a resource for the community.

4. ADJOURNMENT

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

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

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

Meeting adjourned at 7:05 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 7:15 p.m. All participants attended by phone or video.

Council Member Pineda led the Pledge of Allegiance, followed by a moment of silent reflection.

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

Members Absent: None.

Other Municipal Officials Present: Charles Montoya, City Manager; Cherlene Penilla, Assistant City Manager; Tracy Stevens, Deputy City Manager; Lindsey Duncan, Deputy City Manager; Nicholle Harris, City Attorney; Marcella Carrillo, City Clerk; Kirk Beaty, Public Works Director; Ken Chapa, Economic Development Services Director; Tony Corsi, Fire & Medical Director; Memo Espinoza, Police Chief; Keith Fallstrom, Interim Finance and Budget Director; Bryan Hughes, Parks and Recreation Director; Chris Lopez, Neighborhood and Family Services Director; Callie McGraw, Interim Human Resource Director; Kevin Murphy, Development and Engineering Services Director; Dale Nannenga, Public Safety Chief; Marshall Pimentel, Intergovernmental Affairs Administrator; Jeffrey Scheetz, Chief Information Officer; and Pier Simeri, Marketing and Public Relations Director.

Audience: Approximately 30 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. EXCEPTIONAL STUDENT OF AVONDALE RECOGNITION (AVI STAR STUDENT)

City Council recognized Avondale students from schools located in Avondale for their character and achievement. Donna Gardner, Community Engagement Manager, presented the Exceptional Student of Avondale nominations:

- Sidney Casillas, Arizona Agribusiness and Equine Center - Estrella Mountain
- Kairy Gonzalez Perez, Avondale Elementary School District
- Paige Jensrud, Litchfield Elementary School District
- Aidan Stone, Pendergast Elementary School District
- Alanni Sarinana, Sun Valley Academy-Avondale
- Rebecca Rodriguez, Tolleson Union High School District

Mayor Weise took a moment to offer congratulations and encouragement to the students.

b. RECOGNITION OF FIREFIGHTERS BRAD DUELL, ELIAS AVILA, DAVID SANTANA AND ENGINEER MICHAEL REITER FROM THE AVONDALE FIRE AND MEDICAL DEPARTMENT

City Council, along with the Avondale Fire and Medical Department, recognized Firefighters Brad Duell, Elias Avila, David Santana and Engineer Michael Reiter for their decisive actions and professionalism during a water rescue, saving the life of another.

c. RECOGNITION OF FIRE MARSHAL JASON NAPIER FOR SUCCESSFUL COMPLETION OF THE NATIONAL FIRE ACADEMY'S EXECUTIVE FIRE OFFICER PROGRAM

City Council, along with the Avondale Fire and Medical Department, recognized Fire Marshal Jason Napier for his completion of the four-year Executive Fire Officer Program from the National Fire Academy in Emmitsburg, Maryland and presented Jason Napier with his Official Certificate of Completion.

d. INTRODUCTION OF NEW EMPLOYEES - FIRE AND MEDICAL DEPARTMENT

Tony Corsi, Director of the Fire and Medical Department, introduced the following new firefighters.

- Brant Arnold
- Elias Avila
- Ana Cano
- Justin Conn
- Alejandro Davila
- Aaron Fajardo
- Jovanny Gomez
- Ivaylo Ivanov
- Andrew Jachetta
- Brock Jacobo
- Rene Jimenez
- Jonathan Salazar
- Tyler Werth
- Clay Whitlow

e. INTRODUCTION OF NEW EMPLOYEE - CITY ATTORNEY'S OFFICE

Nicholle Harris, City Attorney, introduced Brandon Cartwright, Attorney I.

f. PROCLAMATION - OCTOBER 2021 AS NATIONAL DOMESTIC VIOLENCE AWARENESS AND PREVENTION MONTH

City Council issued a Proclamation on National Domestic Violence Awareness and Prevention Month.

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 requested agenda item 4i be continued to the November 15, 2021 City Council meeting. Motion was made by Council Member Dennis, seconded by Council Member Pineda, to approve the Consent Agenda with the exception of agenda item 4i.

Upon vote, the motion carried unanimously 7 to 0.

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

a. MINUTES

City Council approved the September 20, 2021 and October 4, 2021 City Council meeting minutes.

b. CAPITAL IMPROVEMENT PROGRAM BUDGET TRANSFERS

City Council approved a request to adjust the FY2022 Capital Improvement Plan and FY2022 Asset Replacement Program.

c. FIBER AND CONDUIT SHARING AGREEMENT

City Council approved a fiber and conduit sharing agreement with WANRack to provide in-kind services to the City, and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

d. RESOLUTION 1088-1021 – INTERGOVERNMENTAL AGREEMENT - CITY OF PHOENIX AND OTHER POLITICAL SUBDIVISIONS - EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM

City Council adopted Resolution 1088-1021, approving an Intergovernmental Agreement with the City of Phoenix and Other Political Subdivisions for the acceptance of the Edward Byrne Memorial Justice Assistance Grant and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

e. RESOLUTION 1089-1021 - INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY PARKS AND RECREATION FOR COOPERATIVE RECREATIONAL PROGRAMMING AT ESTRELLA MOUNTAIN REGIONAL PARK

City Council adopted Resolution 1089-1021 authorizing an Intergovernmental Agreement with the Maricopa County Parks and Recreation for cooperative recreational opportunities, programs, marketing, and events at the Estrella Mountain Regional Park, and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

f. RESOLUTION 1090-1021 - AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH LITCHFIELD PARK

City Council adopted Resolution 1090-1021, approving an amendment to the Intergovernmental Agreement with Litchfield Park relating to the annexation/deannexation of Wigwam Creek and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

g. ORDINANCE 2055-1021 - CITY CODE AMENDMENT - CHAPTER 19 - PRELIMINARY PLATS

City Council adopted Ordinance 2055-1021, amending Chapter 19 of the Avondale City Code related to the approval of preliminary plats and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

h. ORDINANCE 2056-1021 - LICENSE AGREEMENT WITH DEL RIO RANCH III HOMEOWNERS ASSOCIATION

City Council adopted Ordinance 2056-1021, authorizing a License Agreement with the Del Rio Ranch III Homeowners Association allowing an irrigation pipeline to cross the City's right-of-way and authorized the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents.

i. OMNI AVONDALE SELF-STORAGE – RE-PLAT – APPLICATION PL-21-0152

This item was pulled from the consent agenda for further discussion. Item is listed below in more detail.

j. AUTHORIZATION TO PROCEED WITH ANNEXATION – SHADOW RIDGE - APPLICATION PL-21-0100

City Council approved a request by Cindy Paddock of HILGARTWILSON, on behalf of property owner EIEIO LLC, to begin the annexation process of approximately 116.78 acres generally located at the southeast corner of Avondale Boulevard and Miami Avenue.

THE FOLLOWING ITEM WAS PULLED FROM THE CONSENT AGENDA TO BE VOTED ON SEPERATELY:

4i. OMNI AVONDALE SELF-STORAGE – RE-PLAT – APPLICATION PL-21-0152

City Council were to consider a request by Jason Sanks, Sanks and Associates, on behalf of the property owner Lower Buckeye and Avondale LLC, for approval of a Re-Plat. The proposed Re-Plat divides an 8.67 gross-acre subject property into three (3) parcels and dedicates an eighteen (18) inch private utility easement. The site is located approximately 323 feet north of the northeast corner of Avondale Boulevard and Lower Buckeye Road. City Council did not take action.

Council Member Pineda made a motion to continue agenda item 4i to the November 15, 2021 City Council 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 Kilgore	Aye
Council Member Nielson	Aye
Council Member Pineda	Aye
Vice Mayor Malone	Aye
Mayor Weise	Aye

5. REGULAR AGENDA

a. PUBLIC HEARING - OMNI AVONDALE SELF-STORAGE – CONDITIONAL USE PERMIT – APPLICATION PL-21-0151

City Council were to hold a public hearing and considered a request by Jason Sanks, Sanks and Associates, on behalf of the property owner Lower Buckeye and Avondale LLC, for approval of a Conditional Use Permit to allow for the operation of a mini-storage warehouse and personal storage facility in the Durango Park Planned Area Development (PAD) that allows for C-2 (Community Commercial) uses on the 8.57-acre subject property. City Council did not take action.

Vice Mayor Malone made a motion to continue agenda item 5a to the November 15, 2021 City Council meeting; Council Member Nielson seconded the motion.

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

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

6. ADJOURNMENT INTO EXECUTIVE SESSION

There being no further business before the Council, Vice Mayor Malone moved to adjourn the Regular Meeting into Executive Session pursuant to Ariz. Rev. Stat. § 38431.03(A)(4) for discussion or consultation with the City Attorney in order to consider its position and instruct the City Attorney regarding the public body's position regarding litigation; Council Member Pineda seconded the motion.

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

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

Meeting adjourned at 7:51 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 25th day of October 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