



City of Avondale

City Council Meeting

Monday, February 7, 2022

Mayor and Council

Kenneth Weise, Mayor

Veronica Malone, Vice Mayor

Tina Conde, Council Member | Bryan Kilgore, Council Member

Curtis Nielson, Council Member | Mike Pineda, Council Member

Gloria Solorio, Council Member

Administration

Cherlene Penilla, Acting City Manager

Tracy Stevens, Deputy City Manager | Lindsey Duncan, Deputy City Manager

Nicholle Harris, City Attorney | Marcella Carrillo, City Clerk

City Council Chambers

11465 West Civic Center Drive

Avondale, AZ 85323



City Council Meeting
Notice & Agenda
Monday, February 7, 2022

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

Request to Speak: Anyone wishing to address the Council regarding items listed on the agenda or under unscheduled public appearance should complete a Request to Speak online at www.avondaleaz.gov/RequestToSpeak prior to the start of the meeting.

**REGULAR MEETING
6:00 PM**

**CALL TO ORDER BY MAYOR
PLEDGE OF ALLEGIANCE
&
MOMENT OF REFLECTION**

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

2. UNSCHEDULED PUBLIC APPEARANCES (Time is limited per person. Please state your name.)

3. PRESENTATION ITEMS

a. SWEARING IN OF NEW COUNCIL MEMBER

Newly appointed Council Member Gloria Solorio will take her Oath of 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. MINUTES

City Council will consider a request to approve the following City Council meeting minutes: (a) December 22, 2021, (b) December 23, 2021, and (c) January 4, 2022. The Council will take appropriate action.

b. TRANSFER OF BUDGET APPROPRIATION BETWEEN DEPARTMENTS

City Council will consider a request to approve certain transfers of budget appropriations between departments. The Council will take appropriate action.

c. RESOLUTION 1007-0222 - MEMORANDUM OF UNDERSTANDING WITH MARICOPA COUNTY ATTORNEY'S OFFICE FOR TESTING OF SEXUAL ASSAULT KITS

City Council will consider a request to adopt Resolution 1007-0222, authorizing the Avondale Police Department's continued participation in the memorandum of understanding with Maricopa County Attorney's Office for the testing of Sexual Assault Kits and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

d. RESOLUTION 1008-0222 - FUNDING AGREEMENT WITH THE MARICOPA COUNTY COMMUNITY COLLEGE DISTRICT FOUNDATION FOR THE AVONDALE EDGE EMCC SCHOLARSHIP FUND

City Council will consider a request to adopt Resolution 1008-0222, approving the Funding Agreement between the City of Avondale and Maricopa County Community College District Foundation for the Avondale EDGE EMCC Scholarship Fund, and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

e. RESOLUTIONS 1009-0222 AND 1010-0222 – MAINTENANCE IMPROVEMENT DISTRICT NO. 22 FOR ALAMAR PHASE 4 AND ALAMAR PHASE 4 RE-PLAT

City Council will consider a request to: (a) approve the Petition for Formation; (b) adopt Resolution 1009-0222, declaring its intention to form the Maintenance Improvement District No. 22, Alamar Phase 4 and Alamar Phase 4 Re-Plat, providing for the assessment; and (c) adopt Resolution 1010-0222, declaring its intention to order the improvements within the newly established maintenance improvement district, providing for the assessment and declaring an emergency, and authorize the Mayor, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

f. ORDINANCE 2006-0222 - ABANDONMENT OF A WATER LINE EASEMENT - DUTCH BROS

City Council will consider a request to adopt Ordinance 2006-0222, authorizing the abandonment of a public water line easement on Dutch Bros. property located at the southwest corner of 114th Avenue and Dale Earnhardt Drive and authorize the Mayor or Acting City Manager, City Attorney and the City Clerk to execute the necessary documents. The Council will take appropriate action.

g. ALAMAR PHASE 4 RE-PLAT - FINAL PLAT - APPLICATION PL-21-0311

City Council will consider a request by Mr. Frank Koo PE, Wood, Patel & Associates, Inc., for approval of a Final Plat - Alamar Phase 4 Replat to create 22 single-family residential lots, area tracts, and dedicates streets and easements on approximately 14 acres located at the southwest corner of El Mirage Road and Alamar Boulevard. The Council will take appropriate action.

5. REGULAR AGENDA

a. COUNCIL APPOINTMENT TO SUBCOMMITTEE ON BOARDS, COMMISSIONS AND COMMITTEES

City Council will consider a request to appoint a member to the Council Subcommittee on Boards, Commissions and Committees. The Council will take appropriate action.

b. PUBLIC HEARING AND ORDINANCE 2007-0222 — THE RESIDENCES AT AGUA FRIA ANNEXATION — APPLICATION PL-21-0191

City Council will hold a public hearing and consider a request to adopt Ordinance 2007-0222, approving a request by Adam Baugh, Withey Morris PLC, on behalf of property owner Mattfeld Holdings LLC to annex approximately 4.11 acres generally located approximately 1,203 feet southwest of the southwest corner of Buckeye Road and El Mirage Road. The Council will take appropriate action.

c. PUBLIC HEARING AND RESOLUTION 1011-0222 - THE RESIDENCES AT THE AGUA FRIA - MINOR GENERAL PLAN AMENDMENT - APPLICATION PL-21-0335

City Council will hold a public hearing and consider a request to adopt Resolution 1011-0222, approving a request by Adam Baugh, Withey Morris PLC, on behalf of property owners Gisela and Carlos Roberto Blancas and Carl and Patricia Weiler, to amend the General Plan 2030 Land Use Map for approximately 7.16 acres of a larger 22-acre property, located approximately 500 west of the southwest corner of Buckeye Road and El Mirage Road, for The Residences at the Agua Fria which is a proposed 22 acre multi-family development. The proposed Minor General Plan Amendment (GPA), if approved, will amend the General Plan 2030 Land Use Map designation from Medium Density Residential (MDR) to High Density Residential (HDR). The Council will take appropriate action.

d. PUBLIC HEARING AND ORDINANCE 2008-0222 – THE RESIDENCES AT THE AGUA FRIA – REZONE – APPLICATION PL-21-0192

City Council will hold a public hearing and consider a request to adopt Ordinance 2008-0222, approving a request by Adam Baugh, Withey Morris PLC, on behalf of property owners Mattfeld Holdings LLC, Gisela and Carlos Roberto Blancas and Carl and Patricia Weiler, to rezone approximately 22.3 net acres located approximately 500 feet west of the southwest corner of Buckeye Road and El Mirage Road from Urban Residential-6 (R1-6), Rural Residential-43 (RR-43), and Diamond Ridge PAD zoning to The Residences at the Agua Fria PAD for a multi-family residential use. The Council will take appropriate action.

e. LIV AVONDALE - DEVELOPMENT PLAN (SITE PLAN & DESIGN REVIEW) - APPLICATION PL-21-0260

City Council will consider a request by Mr. Dan Mann, 3engineering on behalf of Jason Lentz, LIV Development, for approval of PL-21-0260 LIV Avondale Development Plan (Site Plan and Design Review), a proposed 316-unit multi-family residential apartment community and 1,064 square foot retail space located within The BLVD Specific Plan on approximately 13.03 acres at the southwest corner of Avondale Boulevard and the Roosevelt Street. The Council will take appropriate action.

6. RECESS OF THE REGULAR MEETING

WORK SESSION

Convene immediately following the Regular Meeting

CALL TO ORDER BY MAYOR

1. ROLL CALL BY THE CITY CLERK

2. WATER RESOURCES UPDATE

City Council will receive an update from staff regarding the City's diverse water portfolio, the current condition of our resources, and the planning underway to ensure that our water resources grow with the future of our City. This item is for discussion only.

3. ADJOURNMENT

REGULAR MEETING
Resume immediately following the Work Session

CALL TO ORDER BY MAYOR

1. ROLL CALL NOTED BY THE CITY CLERK

2. ADJOURNMENT INTO EXECUTIVE SESSION

City Council will consider a request to adjourn the Regular Meeting and hold an executive session pursuant to Ariz. Rev. Stat. § 38--431.03(A)(3) and (A)(4) for discussion with the City Attorney or attorneys for the City for legal advice concerning contemplated litigation with the former city manager and to instruct the City Attorney or attorneys for the City on such litigation.

Council Members of the City of Avondale will attend either in person or by telephone or video 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 o por vídeo. 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.