



City of Avondale
City Council Meeting
Tuesday, February 22, 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 Tuesday, February 22, 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. PROCLAMATION - JUNETEENTH DAY OF OBSERVANCE

City Council will present a Proclamation recognizing Juneteenth Day of Observance.

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 January 10, 2022 City Council meeting minutes. The Council will take appropriate action.

b. LIQUOR LICENSE - SERIES 12 (RESTAURANT) AND SERIES 7 (BEER & WINE BAR) - TAP 2

City Council will consider a request to recommend approval to the Arizona Department of Liquor License and Control of: (a) an application for a Series 12 (Restaurant) Liquor License; (b) an application for a Series 7 (Beer and Wine Bar) submitted by David Oscar Quintana for the sale of alcohol at TAP 2, located at 745 North 114th Avenue, #101 in Avondale; and (c) authorize the City Clerk to execute the necessary documents. The Council will take appropriate action.

c. BUDGET AMENDMENT-LITTLETON ELEMENTARY SCHOOL HAWK INSTALLATION PROJECT

City Council will consider a request to authorize a budget amendment in the amount of \$280,000 from the Unanticipated Revenue line item for the Littleton Elementary School HAWK (High Intensity Activated Cross Walk) installation Project in Development and Engineering Services, and authorize administrative award authority for the project. The Council will take appropriate action.

d. ARIZONA COMPLETE HEALTH FINANCIAL AGREEMENT AMENDMENT

City Council will consider a request to approve the Financial Assistance Agreement with Arizona Complete Health Arizona, Inc. (AzCH) to receive funds for sustainability and enhancement of the operation of the Arizona Complete Health Avondale Resource Center in the amount of \$340,429.63 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

e. RESOLUTION 1012-0222 - CONTRACT WITH HEINFELD, MEECH & CO., P.C. TO PROVIDE FINANCIAL AUDITING SERVICES.

City Council will consider a request to adopt Resolution 1012-0222 authorizing Heinfeld, Meech & Co., P.C. to provide financial auditing and consulting services to the City and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

f. RESOLUTION 1013-0222 - INTERGOVERNMENTAL AGREEMENT WITH THE TOWN OF GILBERT FOR LAW ENFORCEMENT TRAINING

City Council will consider a request to adopt Resolution 1013-0222, authorizing an Intergovernmental Agreement with the Town of Gilbert to utilize their sworn basic training academy for the training of new police recruits and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

g. RESOLUTION 1014-0222 - TITLE VI IMPLEMENTATION PLAN RELATING TO PUBLIC TRANSPORTATION SERVICES

City Council will consider a request to adopt Resolution 1014-0222, adopting the City of Avondale Title VI Implementation Plan relating to public transportation in order to ensure compliance with the applicable requirements and be entitled to receive federal funds for the transit program; the Title VI Implementation Plan will continue to provide the community with access to transit and transit amenities without regard to race, color, or national origin and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

h. ORDINANCE 2009-0222 – SALE OF REAL PROPERTY LOCATED WEST OF THE SOUTHWEST CORNER OF FAIRWAY DRIVE AND VAN BUREN STREET

City Council will consider a request to adopt Ordinance 2009-0222, authorizing the sale of approximately 265,234 square feet of real property located west of the southwest corner of Fairway Drive and Van Buren Street, Assessor Parcel Number 500-27-014, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

i. ORDINANCE 2010-0222 - AMENDING SECTIONS OF CITY CODE, RELATING TO DUTIES OF THE CITY ATTORNEY

City Council will consider a request to adopt Ordinance 2010-0222, approving changes to the City Code related to the duties of the City Attorney and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

j. ORDINANCE 2011-0222 - AMENDING CHAPTER 23, ARTICLE I AND ARTICLE II OF THE CITY CODE RELATING TO TRAFFIC

City Council will consider a request to adopt Ordinance 2011-0222, amending City Code Chapter 23, Traffic, Sections 23-10 (Use of vehicle upon private property) and 23-64.1 (Unpaved areas) and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

5. REGULAR AGENDA

a. **RESOLUTION 1015-0222 - AMENDMENT TO THE PERSONNEL POLICIES AND PROCEDURES FOR CHAPTER 6 EMPLOYEE BENEFITS - HOLIDAY LEAVE**

City Council will consider a request to adopt Resolution 1015-0222, approving the proposed amendments to the Personnel Policies and Procedures, Chapter 6 Employee Benefits as it relates to holiday leave, and authorize the City Manager, City Attorney, and City Clerk to execute the necessary documents. The Council will take appropriate action.

b. **PUBLIC HEARING AND ORDINANCE 2012-0222 - QUIKTRIP - REZONING FROM AG TO C-3 - APPLICATION PL-20-0031**

City Council will hold a public hearing and consider a request to adopt Ordinance 2012-0222, approving a request by Tim Reardon, MCR Companies, on behalf of property owner FER Properties, to rezone approximately 7.37 gross acres of land located at the southwest corner of McDowell Road and 107th Avenue from Agricultural (AG) to Freeway Commercial (C-3). The Freeway Commercial zone accommodates a range of commercial uses including office, medical, hospitality, retail, and restaurants that serve a community-wide to regional trade area along freeway corridors. There is an accompanying Conditional Use Permit request that is contingent upon City Council approval of the rezoning request described above. The rezoning request applies to 7.37 gross acres inclusive of the 5.74 net acre. The Council will take appropriate action.

c. **PUBLIC HEARING - QUIKTRIP - CONDITIONAL USE PERMIT - APPLICATION PL-20-0073**

City Council will hold a public hearing and consider a request by Tim Reardon, MCR Companies, on behalf of property owner FER Properties, for approval of a Conditional Use Permit (CUP) to allow for a gas station with a convenience store. The subject property includes approximately 5.73 net acres of land located at the southwest corner of McDowell Road and 107th Avenue. There is a concurrent request to rezone the property from Agricultural (AG) to Freeway Commercial (C-3). City Council approval of a CUP is required for a gas station with a convenience store in the C-3 district. The CUP approval is contingent on Council approval of the rezoning request. The Council will take appropriate action.

d. **PUBLIC HEARING AND ORDINANCE 2013-0222 - M&P TRANSPORT COMPANY – REZONE – APPLICATION PL-21-0131**

City Council will hold a public hearing and consider a request to adopt Ordinance 2013-0222, approving a request by Mr. Shaine T. Alleman, Tiffany & Bosco, P.A., on behalf of the property Galaxy II Land LLC, to Rezone approximately 27.6 acres generally located one-half mile south of the Lower Buckeye Road and Litchfield Road intersection on the east side of Litchfield Road from Agriculture (AG) and Manufactured Home Park (MH) to General Industrial (A-1). The proposed M&P Transport Company project will allow for pneumatic trailers that are dispatched to deliver construction materials such as cement, fly ash, and lime. A Conditional Use Permit in conjunction with this request for the operation of a truck and trailer fueling, dispatch and weighing station as part of its overall business operations on the 27.6-acre subject property is being processed under a separate application. The Council will take appropriate action.

e. **PUBLIC HEARING – M&P TRANSPORT COMPANY – CONDITIONAL USE PERMIT – APPLICATION PL-21-0132**

City Council will hold a public hearing and consider a request by Mr. Shaine T. Alleman, Tiffany & Bosco, P.A., on behalf of the property Galaxy II Land LLC, for approval of a Conditional Use Permit to allow for the operation of a truck and trailer fueling, dispatch and weighing station as part of its overall business operations on a 27.6-acre property generally located one-half mile south of the Lower Buckeye Road and Litchfield Road intersection on the east side of Litchfield Road. The Council will take appropriate action.

6. ADJOURNMENT

WORK SESSION
Convene immediately following the Regular Meeting

CALL TO ORDER BY MAYOR

1. ROLL CALL BY THE CITY CLERK

2. AVONDALE AQUATIC CENTER UPDATE – DESIGN PRESENTATION AND BUDGET UPDATE

City Council will receive an update from Parks and Recreation staff on the Avondale Aquatic Center, including current design and budget status. This item is for discussion only.

3. AVONDALE’S PUBLIC TRANSIT PROGRAM UPDATE

City Council will receive an update from Public Works staff on the current status of Avondale’s Public Transit program and proposed changes that were presented to Council and discussed previously on November 1, 2021. This item is for discussion only.

4. ADJOURNMENT

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 video. 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.