



City of Avondale

City Council Meeting

Monday, July 11, 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, Acting Assistant 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, July 11, 2022

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

SPECIAL MEETING
5:30 PM

CALL TO ORDER BY MAYOR

1. ROLL CALL BY THE CITY CLERK

2. NEW EMPLOYEE INTRODUCTIONS

The following employees will be introduced to the City Council. This item is for discussion only.

City Clerk's Office

- Chris Pierson - City Clerk Specialist

Finance and Budget

- Aneyssa Romo - Budget Analyst
- Hortencia Reyes - Accounting Specialist

Office of Public Safety

- Gabrielle Bobinsky - Community Outreach Coordinator

3. LEGISLATIVE UPDATE

Staff will provide a legislative update to City Council. This item is for discussion only.

4. MINUTES

City Council will consider a request to approve the May 16, 2022, June 6, 2022, and June 13, 2022 City Council meeting minutes. The Council will take appropriate action.

5. ADJOURNMENT INTO EXECUTIVE SESSION

City Council will consider a request to adjourn the Special Meeting and hold an executive session pursuant to Ariz. Rev. Stat. § 38-431.03 (A)(1) for discussion regarding the City Judge's annual evaluation.

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 PublicComment@AvondaleAZ.gov prior to consideration of that agenda item.

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. 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. SERIES 10 (BEER AND WINE STORE) LIQUOR LICENSE FOR QUICK STOP SHOP

City Council will consider a request to recommend approval to the Arizona Department of Liquor License and Control of a Series 10 (Beer and Wine Store) Liquor License submitted by Jeffrey Craig Miller for the sale of beer and wine at Quick Stop Shop located at 127 West Main Street and authorize the City Clerk to execute the necessary documents. The Council will take appropriate action.

b. SERIES 12 (RESTAURANT) LIQUOR LICENSE - FIRST WATCH RESTAURANT #498

City Council will consider a request to recommend approval to the Arizona Department of Liquor License and Control of an application for a Series 12 (Restaurant) Liquor License submitted by Joanne Karen Feinstein for the sale of alcohol at First Watch Restaurant #498 located at 10485 West McDowell Road in Avondale and authorize the City Clerk to execute the necessary documents. The Council will take appropriate action.

c. SERIES 12 (RESTAURANT) LIQUOR LICENSE - BACKSTREET ASIA

City Council will consider a request to recommend approval to the Arizona Department of Liquor License and Control of an application for a Series 12 (Restaurant) Liquor License submitted by Lindsay Hansen Manchua for the sale of alcohol at Backstreet Asia located at 965 East Van Buren Street #124 in Avondale and authorize the City Clerk to execute the necessary documents. The Council will take appropriate action.

d. VEHICLE PURCHASE BUDGET AND AWARD AUTHORITY

City Council will consider a request to: (a) approve a budget amendment in the amount of \$844,000 from the Unanticipated Revenue line item for the purpose of ordering replacement vehicles scheduled for FY2024; (b) authorize administrative award authority for the outlined vehicle purchases; and (c) direct City staff to take appropriate action. The Council will take appropriate action.

e. CONTRIBUTIONS ASSISTANCE PROGRAM FISCAL YEAR 2022-2023 FUNDING RECOMMENDATIONS

City Council will consider a request to approve the funding recommendations made by the City Council Subcommittee for distribution of the proposed \$200,000 Contributions Assistance Program fund. The Council will take appropriate action.

f. FAIRWAY COMMERCE CENTER - RE-PLAT - APPLICATION PL-22-0099

City Council will consider a request by Matt Kuehn, for approval of a Re-Plat. The proposed Re-Plat combines two (2) parcels into a 25.56 net-acre parcel, dedicates 0.465 acres of right-of-way, dedicates an eight (8) foot Public Utility Easement (PUE) along Fairway Drive, and dedicates a sidewalk easement along both Fairway Drive and Corporate Drive. The site is located at the northeast corner of Fairway Drive and Corporate Drive. Council will take appropriate action.

g. CONTRACT FOR SERVICES, LEASE AGREEMENT, AND ITEMIZED BUDGET - AREA AGENCY ON AGING FISCAL YEAR 2022-2023

City Council will consider a request to approve: (a) a contract with Area Agency on Aging (AAA) for fiscal year 2022-2023 in the amount of \$408,745; (b) a Vehicle Lease Agreement in the amount of \$6; (c) adopt an itemized budget for the Senior Center Program; (d) authorize a transfer of expenditure appropriations from the grant contingency account to provide the expenditure authority for these funds; and (e) authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

h. PROFESSIONAL SERVICES AND EMPLOYMENT AGREEMENT WITH CRAIG L. JENNINGS (PRESIDING JUDGE)

City Council will consider a request to approve the reappointment and employment agreement with Craig L. Jennings (Presiding Judge) and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

i. RESOLUTION 1047-0722 - EMPLOYMENT AGREEMENT FOR THE CITY ATTORNEY

City Council will consider a request to adopt Resolution 1047-0722, approving the Employment Agreement with Nicholle Harris as City Attorney and authorizing the Mayor, Special Legal Counsel and City Clerk to execute the necessary documents. The Council will take appropriate action.

j. RESOLUTION 1048-0722 - FIRST THINGS FIRST GRANT RENEWAL

City Council will consider a request to adopt Resolution 1048-0722, authorizing a grant agreement with the First Things First Southwest Maricopa Regional Partnership Council to receive \$200,000 in funding and authorize the Mayor or Acting City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

k. RESOLUTION 1049-0722 - INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY HUMAN SERVICES DEPARTMENT FOR COMMUNITY ACTION PROGRAM SERVICES

City Council will consider a request to adopt Resolution 1049-0722, approving the Intergovernmental Agreement for services between Maricopa County administered by its Human Services Department and the City of Avondale, for the provision of the Community Action Program (CAP) services, and authorize the Mayor or Acting City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

l. RESOLUTION 1050-0722 - AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH THE REGIONAL PUBLIC TRANSPORTATION AUTHORITY (RPTA) – TRANSIT SERVICES

City Council will consider a request to adopt Resolution 1050-0722, approving an Amendment to the Intergovernmental Agreement with the Regional Public Transportation Authority for Fiscal Year 2023 (Contact # 106-75-2023) relating to public transportation services and authorize the Mayor or Acting City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

m. RESOLUTION 1051-0722 - AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH THE REGIONAL PUBLIC TRANSPORTATION AUTHORITY RPTA – PARK AND RIDE

City Council will consider a request to adopt Resolution 1051-0722, approving an Amendment to the Intergovernmental Agreement with the Regional Public Transportation Authority for Fiscal Year 2023 (Contract # 106-75-2023-01-TC) relating to the design and construction of the Avondale Transit Center and Park and Ride, and authorize the Mayor or Acting City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

n. RESOLUTION 1052-0722 - FOURTH AMENDMENT INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY HUMAN SERVICES DEPARTMENT FOR SHELTER AND HOMELESS SUPPORT SERVICES

City Council will consider a request to adopt Resolution 1052-0722 and approve the Fourth Amendment to an intergovernmental agreement with the Maricopa County Human Services Department for a grant in the amount of \$107,500 for the provision of emergency shelter services, outreach, and case management to individuals and families experiencing homelessness in Avondale, and authorize the Mayor, Acting City Manager and City Clerk to execute the necessary documents and amendments. The Council will take the appropriate action.

o. ORDINANCE 2043-0722 - AMENDMENT TO CITY CODE CHAPTER 23 TRAFFIC, SECTION 23-56

City Council will consider a request to adopt Ordinance 2043-0722, amending City Code Chapter 23, Traffic, Section 23-56 (Definitions; Prima Facie Evidence; Separate Offense) and authorize the Mayor or Acting City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

p. ORDINANCE 2045-0722 - AMENDMENT TO CITY CODE - CITY AUDITOR

City Council will consider a request to: (a) adopt Ordinance 2045-0722, approving changes to the city code related to the creation of the Office of the City Auditor and the position of City Auditor; (b) and authorize staff to transfer budget from the City Administration Department budget and contingency as necessary to establish the budget for the office; and (c) authorize the Mayor, Acting City Manager, City Attorney and City Clerk to take the necessary steps and execute the necessary documents. The Council will take appropriate action.

4. REGULAR AGENDA

a. PUBLIC HEARING AND ORDINANCE 2044-0722 – MAJOR AMENDMENT TO THE GRIFFITH COMMERCE PARK PLANNED AREA DEVELOPMENT (PAD) – APPLICATION PL-22-0034

City Council will hold a public hearing and consider a request to adopt 2044-0722, approving a request by Andy Jochums of Beus Gilbert McGroder PLLC, for a Major Amendment to the Griffith Commerce Park Planned Area Development (PAD); a proposed Major PAD Amendment to allow an auto body repair and paint facility to be permitted on Parcel J of the PAD development plan, also identified as Lot 12 of the recorded “Final Plat for Griffith Commerce Park” subdivision. This parcel consists of 2.11 net acres of vacant land located at the southwest corner of 105th Avenue and Roosevelt Street. Permitted uses on other parcels within the Griffith Commerce Park PAD are not modified by the proposed Amendment. The Council will take appropriate action.

b. RESOLUTION 1053-0722 - SETTING THE FISCAL YEAR 2023 PRIMARY AND SECONDARY PROPERTY TAX

City Council will consider a request to adopt Resolution 1053-0722, setting the primary and secondary property tax levy for the fiscal year ending June 30, 2023 and authorize the Mayor, Acting City Manager, and City Clerk to execute the necessary documents. The Council will take appropriate action.

5. ADJOURNMENT INTO EXECUTIVE SESSION

City Council will consider a request to adjourn the Regular Meeting and hold an executive session pursuant to (i) Ariz. Rev. Stat. § 38-431.03(A)(1) for the purpose of reviewing applications and discussing candidates for further consideration for the position of City Manager; and (ii) Ariz. Rev. Stat. § 38-431.03(A)(4) for discussion with the City Attorney or attorneys for the City for legal advice concerning contemplated or pending litigation and to instruct the City Attorney and attorneys for the City on such litigation for the Claim of Kenosha Skinner.

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