City of Avondale

City Council Meeting

Monday, June 17, 2019

Mayor and Council

Kenn Weise, Mayor

Pat Dennis, Vice Mayor

Tina Conde, Council Member | Bryan Kilgore, Council Member

Veronica Malone, Council Member | Curtis Nielson, Council Member

Mike Pineda, Council Member

Administration

Charles A. Montoya, City Manager

Gina Montes, Assistant City Manager

Michael Wawro, City Attorney

Marcella Carrillo, City Clerk

City Council Chambers

11465 West Civic Center Drive

Avondale, AZ 85323

City Council Meeting
Agenda
Monday, June 17, 2019

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

WORK SESSION
6:00 PM

CALL TO ORDER BY MAYOR

1. **ROLL CALL BY THE CITY CLERK**

2. **COMMERCIAL AND INDUSTRIAL DESIGN MANUAL UPDATE**
   Staff will present Application PL-19-0074, a request by the City's Planning Division to update the design manual for Commercial and Industrial development. The update is intended to refine development design guidelines reflecting local best practices in design standards, new development trends, increased attention to sustainability in the development process, and changes to industry standards as well as to reflect the City's current level of expectation for quality development in Avondale.

3. **AVONDALE STREET AND UTILITY IMPROVEMENT PROJECTS**
   Staff will present detail on scope, schedule and cost for the first three (3) years of the Avondale Street and Utility Improvement Program

4. **2019 LEGISLATIVE WRAP UP**
   Staff will provide a legislative wrap up of key bills heard during the 2019 Legislative Wrap Up.

5. **ADJOURNMENT**

Request to Speak: Anyone wishing to address the Council regarding items listed on the agenda or under unscheduled public appearance should fill out a card located at the back of the Council Chambers and hand it to the City Clerk prior to consideration of that agenda item.

REGULAR MEETING
7:00 PM

CALL TO ORDER BY MAYOR
PLEDGE OF ALLEGIANCE
MOMENT OF REFLECTION

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

2. RECOGNITION ITEMS

a. RECOGNITION OF DR. ERNEST LARA, OUTGOING PRESIDENT OF ESTRELLA MOUNTAIN COMMUNITY COLLEGE

b. NEW EMPLOYEE INTRODUCTIONS - CITY ATTORNEY'S OFFICE

City Attorney, Michael Wawro, will introduce new employees of the City Attorney's Office:

- Nicholle Harris, Deputy City Attorney
- Stephen (Steve) Kemp, Assistant City Attorney
- Ben Ganados, Legal Services Supervisor/Paralegal
- Bobbie Colvin, Legal Support Specialist

3. UNSCHEDULED PUBLIC APPEARANCES

(Limit three minutes per person. Please state your name.)

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 - RATIFICATION OF PAST MINUTES

City Council will consider a request to approve the May 3, 2018 City Council Meeting - Ratification of Past Minutes. The Council will take the appropriate action.

b. APPOINTMENT OF JUDGES PRO TEMPORE

City Council will consider a request to appoint four new judges pro tempore to two year terms expiring on June 1, 2021 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

c. ADJUSTMENTS TO FISCAL YEAR 2019 FUND TRANSFERS

City Council will consider a request to modify the approved interfund transfers for Fiscal Year 2018-19 (FY2019) budget. The Council will take appropriate action.

d. AUTHORIZATION TO THE RISK MANAGER TO PURCHASE VARIOUS INSURANCES

City Council will consider a request to authorize the Risk Manager to purchase Property, Auto, Liability, Crime, Environmental, Cyber and Workers' Compensation insurance for fiscal year 2019-2020 in the amount of $879,172.80 and authorize the Mayor, City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

e. SERIES 12 (RESTAURANT) LIQUOR LICENSE - MOTOR CITY CONEY

City Council will consider a request to approve an application for a Series 12 (Restaurant) Liquor License submitted by Gregory Lee Dunn to sell all spirituous liquors at Motor City Coney located at 1473 N Dysart Road, #103, in Avondale and authorize the Mayor and City Clerk to execute the necessary documents. The Council will take appropriate action.

f. SERIES 12 (RESTAURANT) LIQUOR LICENSE - CLAIM JUMPER RESTAURANT

City Council will consider a request to approve an application for a Series 12 (Restaurant) Liquor License submitted by Amy S. Nations to sell all spirituous liquors at Claim Jumper Restaurant located at 10125 W McDowell Road in Avondale and authorize the Mayor and City Clerk to execute the necessary documents. The Council will take appropriate action.

g. PROFESSIONAL SERVICES AGREEMENT WITH ABACUS PROJECT MANAGEMENT FOR PROFESSIONAL CONSULTING SERVICES FOR THE SENIOR AND RESOURCE CENTER AND THE POLICE EXPANSION PROJECTS

City Council will consider a request to approve a Professional Services Agreement with Abacus Project Management for Professional Consulting Services for the Senior and Resource Center and the Police Expansion Projects in an amount not to exceed $288,697.41, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents and amendments. The Council will take appropriate action.

h. FIFTH AMENDMENT TO THE CONSTRUCTION MANAGER AT RISK AGREEMENT WITH PCL CONSTRUCTION, INC. FOR A GUARANTEED MAXIMUM PRICE NO. 3 FOR THE WATER RECLAMATION FACILITY

City Council will consider a request to approve Contract Amendment No. 5 to the Construction Manager at Risk Agreement with PCL Construction, Inc., to establish the Guaranteed Maximum Price (GMP) No. 3 for the Water Reclamation Facility improvement project for $527,679.77 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

i. THIRD AMENDMENT TO CONSTRUCTION CONTRACT WITH STANDARD CONSTRUCTION COMPANY INC. FOR CDBG STREET AND SIDEWALK IMPROVEMENT

City Council will consider a request to approve a Third Amendment to the CDBG Streets and Sidewalk Improvement Project construction contract with Standard Construction Company, Inc. in the amount of $503,044.56, authorize the necessary budget transfers, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

j. FIRST AMENDMENT TO COOPERATIVE PURCHASING AGREEMENT WITH BOUND TREE MEDICAL, LLC FOR MEDICAL SUPPLIES

City Council will consider a request to approve a Cooperative Purchasing Agreement with Bound Tree Medical, LLC valid until January 31, 2020 for the purchase of emergency medical supplies for a maximum amount not to exceed $150,000 over the term of the agreement and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

k. COOPERATIVE PURCHASING AGREEMENT WITH EMERGENCY VEHICLE GROUP, INC., FOR A FIRE SERVICE APPARATUS

City Council will consider a request to approve a Cooperative Purchasing Agreement through the Houston Galveston Area Council (HGAC) with Emergency Vehicle Group, Inc. for the purchase of a Fire Department Technical Support Vehicle and specified technical rescue equipment for a maximum amount not to exceed $750,000 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

l. COOPERATIVE PURCHASING AGREEMENT WITH A TO Z EQUIPMENT RENTALS FOR HEAVY EQUIPMENT AND TOOL RENTAL

City Council will consider a request to approve a Cooperative Purchasing Agreement with A to Z Equipment Rental & Sales to provide heavy equipment rental in a maximum annual amount not to exceed $45,000 and a maximum aggregate amount not to exceed $225,000 over the five year contract term and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

m. COOPERATIVE PURCHASING AGREEMENT WITH BANK OF AMERICA FOR PURCHASING CARD (P-CARD) PROGRAM

City Council will consider a request to approve a Cooperative Purchasing Agreement (CPA) with Bank of America to provide purchasing card services and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

n. CONTRACT FOR SERVICES, LEASE AGREEMENT, AND ITEMIZED BUDGET - AREA AGENCY ON AGING FISCAL YEAR 2019-2020

City Council will consider a request to approve: (a) a contract with Area Agency on Aging (AAA) for fiscal year 2019-2020 in the amount of $335,500; (b) a Vehicle Lease Agreement in the amount of $4; and (c) adopt an itemized budget for Senior Center Program and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

o. RESOLUTION 3558-619 - AMENDMENT NUMBER 1 TO INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE VAN BUREN MULTI-USE PATH PROJECT

City Council will consider a request to adopt Resolution 3558-619 authorizing Amendment Number 1 to Intergovernmental Agreement with the Arizona Department of Transportation (ADOT) to allow ADOT to oversee the construction of the Van Buren Multi-Use Path Project and authorize the Mayor, or City Manager and City Clerk, to execute the necessary documents. The Council will take appropriate action.

p. RESOLUTION 3559-619 - THIRD AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY ADMINISTERED BY THE HUMAN SERVICES DEPARTMENT

City Council will consider a request to adopt Resolution 3559-619 approving the third amendment to an Intergovernmental Agreement with the Maricopa County Human Services Board for a grant in the amount of $79,744 for the provision of the Community Action Program (CAP) services, and authorize the Mayor, City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

q. RESOLUTION 3560-619 - INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF REVENUE FOR THE UNIFORM ADMINISTRATION OF THE CITY'S TRANSACTION PRIVILEGE TAX

City Council will consider a request to adopt Resolution 3560-619 approving an updated intergovernmental agreement with the State of Arizona Department of Revenue regarding the uniform administration, licensing, collection, and auditing of transaction privilege tax, use tax, severance tax, jet fuel excise tax, and rental occupancy tax imposed by the State or City and authorize the Mayor or City Manager and City Clerk to execute all necessary documents. The Council will take appropriate action.

r. RESOLUTION 3561-619 - GRANT AGREEMENT WITH FIRST THINGS FIRST SOUTHWEST MARICOPA REGIONAL PARTNERSHIP COUNCIL

City Council will consider a request to adopt Resolution 3561-619 authorizing the grant agreement with the First Things First Southwest Maricopa Regional Partnership Council to receive $200,000 in funding and authorize the Mayor, City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

s. RESOLUTION 3562-619 - INTERGOVERNMENTAL AGREEMENT WITH THE GILA RIVER INDIAN COMMUNITY TO PURCHASE PROPERTY SOUTH OF ESTRELLA MOUNTAINS

City Council will consider a request to adopt Resolution 3562-619 approving an Intergovernmental Agreement (IGA) with the Gila River Indian Community (GRIC) for the purpose of acquiring approximately 17.97 acres of land for future use as right-of-way, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

t. RESOLUTION 3564-619 - INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY HUMAN SERVICES DEPARTMENT FOR SHELTER AND HOMELESS SUPPORT SERVICES

City Council will consider a request to adopt Resolution 3564-619, approving an intergovernmental agreement with the Maricopa County Human Services Department for a grant in the amount of $100,000 for the provision of emergency shelter services, outreach, and case management to people experiencing homelessness in Avondale, and authorize the Mayor, City Manager and City Clerk to execute the necessary documents. The Council will take the appropriate action.

u. RESOLUTION 3555-619 - CABLE TELEVISION SYSTEMS - UNIFORM VIDEO SERVICE LICENSE AGREEMENTS

City Council will consider a request to adopt Resolution 3555-619, declaring the City's adoption of the Uniform License Agreement, Application, and Affidavit to comply with Arizona State law governing Video Service License Agreements by providing for a uniform license agreement and a standard form of application and affidavit and declare an emergency. The Council will take appropriate action.

v. FINAL PLAT OF PARK 10 PHASE 2 (APPLICATION PL-19-0034)

City Council will consider a request by Mr. Jeff D. Behrana, Optimus Design Group, for approval of a Final Plat of Park 10 Phase 2. The proposed Final Plat will divide an existing 11.6-acre parcel (Lot 5 of Park 10 Phase 1) into three lots, dedicate right-of-way for a new deceleration lane, and dedicate a water easement to accommodate water meters for the Portillo's Hot Dogs building and Shops B building currently under construction. The site is located west of the southwest corner of McDowell Road and 103rd Avenue. The Council will take appropriate action.

w. MY PLACE HOTELS RE-PLAT OF LOT A, AVONDALE CITY CENTER PHASE 3 (APPLICATION PL-18-0166)

City Council will consider a request by Mr. David Gustafson, Second Place, LLC., for approval of a Re-Plat of Lot A, Avondale City Center Phase 3 located at the northeast corner of Avondale Boulevard and Dale Earnhardt Drive. The proposed Re-Plat will subdivide 5.54-acres into two (2) lots, dedicate 315 square feet of public right-of-way, and a 30-foot shared access easement for development of the My Place Hotels site. The Council will take appropriate action.

5. REGULAR AGENDA

a. RESOLUTION 3563-619 - SETTING THE FISCAL YEAR 2019-2020 PRIMARY AND SECONDARY PROPERTY TAX LEVY

City Council will consider a request to adopt Resolution 3563-619 setting the primary and secondary property tax levy for the fiscal year ending June 30, 2020.

6. ADJOURNMENT

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

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

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.

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.