



City of Avondale

City Council Meeting

 [**Link to Summary of Council Actions**](#)

 [**Link to Meeting Minutes**](#)



Summary of Council Actions

City Council Meeting Agenda Monday, April 8, 2019

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

WORK SESSION 6:30 PM

CALL TO ORDER BY MAYOR

1. **ROLL CALL BY THE CITY CLERK**
2. **CONTRIBUTIONS ASSISTANCE PROGRAM FISCAL YEAR 2019-2020 UPDATE AND PROGRAM RECOMMENDATIONS**
Staff *presented* the eligibility requirements, funding priorities and evaluation criteria and request feedback from City Council for the Fiscal Year 2019-2020 Contributions Assistance Program.
3. **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 (MAYOR PRESENTATIONS)

a. **RESOLUTION 3530-419 - HONORING CHIEF FARRIS ON THE OCCASION OF HIS RETIREMENT**
Mayor and Council **approved** a request to adopt Resolution 3530-419 recognizing Chief Farris on the occasion of his retirement.

b. **PROCLAMATION - WATER PROFESSIONALS APPRECIATION WEEK**
Mayor and Council **issued** a Proclamation recognizing the week of April 14-20, 2019 as Water Professionals Appreciation Week.

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

City Council **approved** the February 4, 2019 and February 11, 2019 City Council Meeting minutes. The Council will take the appropriate action

b. CONTRACT AWARD WITH ARTISTIC LAND MANAGEMENT INC.

City Council **approved** a contract with Artistic Land Management Inc. to provide site clean-up services of various sites on an as needed basis for the city's Clean and Lien Program in the amount of \$19,000 with up to four successive renewals for an aggregate amount not to exceed \$95,000, and authorized the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

c. COOPERATIVE PURCHASING AGREEMENT - RUSH TRUCK CENTERS - EQUIPMENT, PRODUCTS AND SERVICES

City Council **approved** a Cooperative Purchasing Agreement with Rush Truck Centers of Arizona, Inc. to provide medium and heavy duty cabs, chassis, buses, products and services in an annual amount not to exceed \$15,000 and a maximum aggregate amount not to exceed \$75,000 over the term of the contract and authorized the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

d. FIRST AMENDMENT - COOPERATIVE PURCHASING AGREEMENT WITH NORWOOD EQUIPMENT, LLC FOR STREET SWEEPER EQUIPMENT AND PARTS

City Council **approved** a first amendment to the Cooperative Purchasing Agreement with Norwood Equipment, LLC to provide the City with sewer vacuum, hydro-excavation and street sweeper equipment, related accessories and supplies to extend the contract term to February 20, 2023, increase the maximum aggregate amount over the term of the agreement to \$406,000, and authorized the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

e. PROFESSIONAL SERVICES AGREEMENT WITH PROJECT ENGINEERING CONSULTANTS, LTD. FOR SEWER REPAIR PROJECTS

City Council **approved** a Professional Services Agreement with Project Engineering Consultants, Ltd. to provide design services for two sewer repair projects at the Dysart Road and 4th Avenue alignment in the amount of \$278,994.73 and authorized Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

f. PURCHASE AND SERVICES AGREEMENT - CAPITAL PUMP AND EQUIPMENT, LLC - VAUGHAN PUMPS, PARTS AND SERVICES

City Council **approved** a Purchase and Services Agreement with Capital Pump and Equipment, LLC to provide Vaughan brand pumps, parts and related services in an annual amount not to exceed \$75,000 and a maximum aggregate amount not to exceed \$375,000 over the term of the contract and authorized the Mayor or, City and City Clerk to execute the necessary documents. The Council will take appropriate action.

g. SECOND AMENDMENT TO THE DESIGN-BUILD AGREEMENT #14805C WITH HAYDON BUILDING CORP FOR FESTIVAL FIELDS PHASE II

City Council **approved** a budget amendment utilizing appropriation authority from the improvement district line item in the amount of \$9,000,000 with funding from the general obligation bonds and general fund savings for the full scope of work on Festival Fields project costs and approve the Second Amendment to the Design-Build Agreement #14805C with Haydon Building Corp. to establish the Guaranteed Maximum Price No. 2 for the Festival Fields Phase II Design-Build Project in the amount of \$9,250,352 and authorized the Mayor, or City Manager and City Clerk to execute the necessary documents.

h. MINOR LAND DIVISION - AVONDALE RECYCLING - APPLICATION PL-18-0332

City Council **approved** a request by Mr. Adrian Barraza, Basurto General Contractor, for a Minor Land Division for 1.5 net acres of property located on the southwest corner of Brinker Drive and Eliseo C. Felix Jr. Way. The proposed Minor Land Division will dedicate an 8' public utility easement (PUE) adjacent to both Brinker Drive and Eliseo C. Felix Jr. Way, and a 15'x15' right-of-way visibility triangle at the intersection of Brinker Drive and Eliseo C. Felix Jr. Way. The Council will take appropriate action.

5. REGULAR AGENDA

a. RESOLUTION 3541-319 - NAMING OF THE CARE1ST AVONDALE RESOURCE AND SENIOR CENTER BUILDING

City Council **approved** a request to adopt Resolution 3541-319, naming the building that will house the City's Care1st Avondale Resource and Senior Center in honor of former Mayor Marie Lopez Rogers. The Council will take the appropriate action.

RECESS (approximately 15 minutes)
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6. DISCUSSION ITEMS

Council will discuss items listed below and possibly give direction to city staff to research and prepare item for future meeting.

a. RESULTS OF THE 2018 CITIZEN SURVEY

Staff, along with representatives from the National Research Center, Inc., **reported** on the results of the 2018 National Citizen Survey, conducted this past fall in Avondale.

b. 2019 LEGISLATIVE UPDATE

Staff **presented** a legislative update which will allow the City Council to provide guidance on proposed state legislation.

7. EXECUTIVE SESSION

The Council **held** an executive session pursuant to: (i) Ariz.Rev.Stat. § 38-431.03(A)(6) for discussion of negotiations by a city with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city; (ii) Ariz.Rev.Stat. § 38-431.03(A)(7) for discussion or consultation with the City Manager in order to consider its position and instruct the City Manager regarding negotiations for the acquisition of real property; (iii) Ariz.Rev.Stat. § 38-431.03(A)(4) for discussion or consultation with the City Attorney in order to consider its position and instruct the City Attorney regarding contracts that are the subject of negotiations; and (iv) Ariz.Rev.Stat. § 38-431.03(A)(3) for discussion or consultation for legal advice with the City Attorney; all relating to property acquisition.

8. 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 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.

MINUTES OF THE AVONDALE CITY COUNCIL
CITY OF AVONDALE, ARIZONA
CITY COUNCIL CHAMBER
April 8, 2019

A **Work Session** of the City Council of the City of Avondale, Arizona was convened at 11465 Civic Center Drive in open and public session at 6:33 p.m.

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

Members Absent: Council Members Bryan Kilgore and Tina Conde.

Other Municipal Officials Present: Gina Montes, Assistant City Manager; Michael Wawro, City Attorney; Marcella Carrillo, City Clerk; Paul Adams, Fire Chief; Cindy Blackmore, Public Works Director; Jessica Blazina, Intergovernmental Affairs Administrator; Dan Davis, Economic Development Services Director; Lindsey Duncan, Finance and Budget Director; Kirk Haines, Parks and Recreation Director; Dale Nannenga, Police Chief; Jeffrey Scheetz, Chief Information Officer; and Pier Simeri, Community Relations and Public Affairs Director.

Audience: One member of the public was present.

1. ROLL CALL

Note: Council Members Bryan Kilgore and Tina Conde arrived at the meeting at 6:35 p.m.

2. CONTRIBUTIONS ASSISTANCE PROGRAM FISCAL YEAR 2019-2020 UPDATE AND PROGRAM RECOMMENDATIONS

Sheryl Steele, Family Services Manager, presented the eligibility requirements, funding priorities and evaluation criteria for the Fiscal Year 2019-2020 Contributions Assistance Program.

Ms. Steele provided the following highlights of the Contributions Assistance Program:

- The program has traditionally funded up to \$100,000 to local non-profits with 501(C)(3) status who are supporting health and human services in Avondale.
- The purpose of the presentation is to review current eligibility criteria, to consider and discuss one additional criteria item, and to review agencies funded in fiscal year 2019.
- Council Members Conde, Malone, and Nielson were selected for the Council Subcommittee.
- The program level funding for fiscal year 2019 of \$100,000 is included in the proposed Non-Departmental Budget.
- In fiscal year 2019, 29 agencies (list provided) were funded with 35 applications received from a wide range of agencies providing vital services such as food and shelter.

- Current criteria:
 - o Provision of direct services that will improve health and welfare of Avondale residents.
 - o Timely and accurate reports from current recipients.
 - o Ability to generate revenue from other sources, looking at leveraging of funds.
 - o Priority will be given to special projects. However, requests for operating support towards direct and measurable services will be considered. Administrative costs will not be eligible for this funding.
 - o Priority will be given to services and initiatives that support and address City Council goals.
 - o Services provided at the Care1st Avondale Resource Center will be given priority.
 - o Organizations that received funding in the previous year will participate in a mid-year review and demonstrate satisfactory progress towards stated goals and objectives.
 - o All awards should be at or above the minimum amount requested by the organization. The minimum amount is established to provide adequate funding to effectively complete the project or the proposal.

Ms. Steele asked for comments or questions. Mayor Weise thanked Ms. Steele and expressed his appreciation for the update. Mayor Weise stated he remembers sitting on the subcommittee and there were times where the requests were coming in high. He asked how staff achieve their goal of meeting or exceeding what is requested. In response, Ms. Steele explained it is a difficult process, mentioning last year was a share the wealth type of goal, where many different agencies were getting a little bit of funding, which came from a very good place. Ms. Steele presented an example of the mentioned challenge, explaining one agency submitted a funding request of \$5,000 for an early literacy program for staff, books, training and teaching, with a minimum request of \$3,000. The organization was funded at around \$1,500 but later called asking to do a book program because they did not have quite enough funding but thanked the city for the generous offer. Ms. Steele explained this happened with a few different agencies, not for lack of trying to help but it spread the wealth a little too thin. Ms. Steele explained, after talking with the department staff, the department thought it was something to take a little stronger look at, funding a little bit more with a lesser amount.

Mayor Weise stated he does not disagree with that and it makes sense to have a larger impact with the people you are dealing with. Mentioning he believes there are times when an organization puts in a request of what they really need from the city and if the city cuts it in half or cuts it by a little bit more, then the organization will no longer be able to do what they planned on doing, acknowledging staff for having these conversations with the applying groups, having a pretty good idea. Mayor Weise asked Council Member Malone if that is where she is looking for too on this topic.

Council Member Malone responded, stating last year the subcommittee received the information a little late in the game so they were not able to read up on the information and felt that they wanted to just give. When the subcommittee pulled away because they

thought they were duplicating efforts, they found there was an applicant who started her own program who was fifteen years old and the subcommittee missed out on the opportunity by not having the information in front of them, but also understood they are overlapping and spreading the funding too thin. Going forward, they want to look at that so each of the non-profits have the adequate amount of funding that they need to process and push forward the program or the request that they need for funding.

Council Member Conde agreed with Council Member Malone, thanking staff for bringing this to their attention, stating it is important to maximize the funding and also looking at the non-profits that make the greatest impact for the City. She said that this year they would be more mindful of those points, commenting on getting information before decisions are made and have staff share information with the subcommittee and explain more about each of the non-profits. She shared her appreciation for staff's direction and information and stated she was looking forward to this year's applications.

Council Member Nielson noted on comments from Council Members Malone and Conde from the past and one concern from last year is the small amount of time they have to give. He commented on having more time to review and talk with staff. He expressed interest in a mid-year review update from staff to Council on the progress of the success of the agencies.

Vice Mayor Dennis addressed administrative costs not being eligible and stated that is a small concern because every program has administrative costs. She would like the subcommittee to consider allowing administrative costs if not this year, but next year because the administrative accountability is important, and not funding those activities puts the onus on the recipient organizations to make up the difference.

Council Member Pineda thanked staff for the presentation and asked if an information piece regarding the criteria was available when agencies apply for the assistance. Ms. Steele said that the criteria is listed very clearly on the front of the application, and she and other staff answer questions year-round, to reiterate the education piece. She believed applicants were very clear by the time they got to the level of completing the application and noted that staff tries to educate the applicants as best as they can. Additionally, Ms. Steele agreed with Vice Mayor Dennis with respect to allowing administrative cost funding.

Council Member Kilgore thanked Ms. Steele for the presentation and stated providing the funding to the community is huge. He has heard from the community that they are excited for the opportunity to have the funds. He commented on past recipients, Pastor Robinson and Pastor Jack, who are grateful for the funding they have received. He asked if there was a possibility in future to increase funding levels. Ms. Steele stated she will always say yes to the question.

Mayor Weise stated that he recalled that when he first started on Council there was \$100,000 to be awarded, and at one time after that, \$60,000 was the amount available. He added that the goal was to always get up to \$100,000. He had no issue going above \$100,000 if the need is there, but it should be one-time funds. He thought it might be too

late for this year, but going forward, he believed further discussion on this would be helpful.

Council Member Kilgore provided reasoning as to why he asked the question, stating there are major developments coming which will generate revenue for the City.

Council Member Malone inquired on the timeline, and Ms. Steele provided the following:

- April 11, 2019 at 9:00 a.m. – Applications will be available online
- April 12, 2019 through May 9, 2019 – Staff available to answer any programmatic questions and computer troubleshooting
- May 9, 2019 at 5:00 p.m. – application acceptance will close online
- May 31, 2019 – Application review process completed by staff sub-committee
- June 6, 2019 – Application review meeting for the staff sub-committee (all ratings compiled, and recommendations made for Council sub-committee)
- June 12, 2019 – Council Subcommittee meeting in the Mesquite Room
- July 22, 2019 – Tentative City Council presentation
- August 12, 2019 – Tentative City Council check presentation

Council Member Conde thanked Ms. Steele and staff for walking applicants through the application process, noting that she heard comments from applicants who had applied at other cities how staff assisted them through the application process.

Council Member Malone asked if staff had reached out to Gail from Experience Matters, and Ms. Steele stated she would find out and get back to her.

Council Member Pineda stated that Council Member Conde's comment was what he was looking for as far as the education piece of the application process to assure smaller agencies have the same opportunities.

3. ADJOURNMENT

There being no further business before the Council, Council Member Malone moved to adjourn the meeting; seconded by Council Member Nielson.

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

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

Meeting adjourned at 6:49 p.m.

A **Regular Meeting** of the City Council of the City of Avondale, Arizona was convened at 11465 Civic Center Drive in open and public session at 7:00 p.m.

Mayor Kenn Weise led the Pledge of Allegiance followed by a moment of silent reflection in remembrance Summer Bell Brown who was tragically killed last week in Phoenix.

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

Members Absent: None.

Other Municipal Officials Present: Gina Montes, Assistant City Manager; Michael Wawro, City Attorney; Marcella Carrillo, City Clerk; Paul Adams, Fire Chief; Cindy Blackmore, Public Works Director; Jessica Blazina, Intergovernmental Affairs Administrator; Dan Davis, Economic Development Services Director; Lindsey Duncan, Finance and Budget Director; Kirk Haines, Parks and Recreation Director; Dale Nannenga, Police Chief; Tracy Stevens, Development and Engineering Services Director; Jeffrey Scheetz, Chief Information Officer; Linda Mendenhall, Deputy City Clerk; and Pier Simeri, Community Relations and Public Affairs Director.

Audience: Members of the public were present.

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2 RECOGNITION ITEMS (MAYOR PRESENTATIONS)

a. RESOLUTION 3530-419 – HONORING CHIEF FARRIS ON THE OCCASION OF HIS RETIREMENT

Paul Adams, Fire Chief, introduced the agenda item, stating retirements are bittersweet occasions, and this case, the retirement of Battalion Chief Jeff Farris, retiring from active service on March 22, 2019, after more than 30 years of service with the City of Avondale. He added that the City wished to commend him for his years of service and wish him all the best on his retirement.

Mayor Weise asked Chief Farris to come forward, and then read the resolution as follows:

“Resolution No. 3530-419:

A Resolution of the Council of the City of Avondale, Arizona, honoring Battalion Chief Jeff Farris, for 30 years of dedicated service to the City of Avondale,

Whereas, on November 18, 1988 Battalion Chief Jeff Farris began his career with the City of Avondale as a Firefighter; and

Whereas, Chief Farris served the City as a Firefighter, Paramedic, Technical Rescue Specialist, Engineer, Captain and most recently as a Battalion Chief; and

Whereas, over the course of his career Chief Farris saw significant growth in the city and in the emergency service demands placed on the department; and

Whereas, Chief Farris served with distinction and made significant contributions to the Avondale Fire and Medical Department; and

Whereas, during his tenure Chief Farris was instrumental in initiating the department's Technical Rescue program, was deployed for 30 days as part of the national emergency response to Hurricane Katrina, served as a recruit training officer and served as the official representative of Santa for a variety of city and department events; and

Whereas, fellow employees have embraced Chief Farris as a team member and friend; and

Whereas, Chief Farris has demonstrated integrity and professionalism throughout his career and has faithfully served the City during periods of transition and growth; and

Whereas, the Council of the City of Avondale wishes to express its appreciation for his hard work, dedication and years of service and to honor Battalion Chief Jeff Farris on the occasion of his retirement after thirty years of exemplary service to the citizens of Avondale.

Now, therefore. Be it resolved by the Council of the City of Avondale, Arizona that the City of Avondale does hereby thank Battalion Chief Jeff Farris for his thirty years of loyal, dedicated service to the City of Avondale and its citizens and wishes him success and happiness in all his future endeavors.

Mayor Weise called for a motion.

Motion was made by Council Member Conde, seconded by Council Member Nielson, to adopt Resolution 3530-419 recognizing Chief Farris on the occasion of his retirement. Upon vote, the motion carried unanimously 7 to 0.

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

Mayor Weise

Aye

Chief Farris thanked Council and stated it has been a pleasure working for the City of Avondale.

b. PROCLAMATION – WATER PROFESSIONALS APPRECIATION WEEK

Cindy Blackmore, Public Works Director, introduced the agenda item, stating in attendance to the meeting are some of the 50 certified water operators in the Public Water Department who work very hard to protect the city's water resources and supply; manage the infrastructure, as well as expertly manage water and wastewater systems while providing outstanding customer service. Ms. Blackmore said staff always goes the extra mile and she is proud to work with them.

Mayor Weise recognized April 14 through April 20, 2019 as Water Professionals Week by reading the following City of Avondale Proclamation:

“Avondale Water Professionals Appreciation Week, April 14-20, 2019:

Whereas, Arizona has diverse water resources, including groundwater preserved in vast underground aquifers, runoff from mountain rainfall and snowmelt collected in reservoirs, Colorado River water moved through hundreds of miles of canals around the State of Arizona and recycled wastewater treated to drinking water standards; and

Whereas, every sector of Avondale's economy, and every aspect of our Citizen's quality of life requires safe and reliable water to thrive; and

Whereas, Avondale's streams, springs, rivers and riparian corridors, such as the Base & Meridian Wildlife Area and Crystal Gardens Wetlands, are important water-dependent environmental resources that contribute to Avondale's natural beauty and unique recreational opportunities; and

Whereas, Avondale has been a leader in sustainable management of groundwater resources including innovations such as water banking, wetlands treatment, aquaculture, and water recharge to expand the reuse of treated wastewater to replenish aquifers and improve local water supply reliability; and

Whereas, Avondale invests annually in local water-related programs and projects that provide drinking water and sanitary services, protect public health and the environment, improve our local water supply reliability and replenish groundwater basins; and

Whereas, protecting our precious water resources is essential to Avondale's future and requires a well-trained workforce of certified operators in water distribution, wastewater collection, water treatment,

water production, water reclamation, water recharge and wetlands management; and

Whereas, the Public Works Department's water and wastewater professionals are dedicated to ensuring our water resources are safe and reliable and are well managed for future generations. And

Now therefore, I Kenneth Weise, by virtue of the authority vested in me as Mayor of the City of Avondale, Arizona do hereby proclaim April 14-20, 2019 as Water Professionals Appreciation Week and extend sincere gratitude and appreciation to the certified water operators who are on the front line of the delivery of Avondale's safe and reliable water supply."

Vice Mayor Dennis stated she was very excited about the proclamation and working towards preserving future water needs, with the federal government reviewing federal legislation to approve the packet approved by all the states, with Avondale a major leader in bringing that forward with Arizona. She thanked all involved.

3 UNSCHEDULED PUBLIC APPEARANCES

None.

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 asked if any Council Member wished to have an item removed from the Consent Agenda. Having no requests from Council, motion was made by Council Member Kilgore, seconded by Council Member Malone, to approve the Consent Agenda.

Upon vote, the motion carried unanimously 7 to 0.

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

a. APPROVAL OF MINUTES

City Council approved the February 4, 2019 and February 11, 2019 City Council Meeting minutes.

b. **CONTRACT AWARD WITH ARTISTIC LAND MANAGEMENT INC.**

City Council approved a request to award a contract to Artistic Land Management Inc. to provide site clean-up services of various sites on an as needed basis for the city's Clean and Lien Program in the amount of \$19,000 with up to four successive renewals for an aggregate amount not to exceed \$95,000, and authorize the Mayor, or City Manager and City Clerk to execute the contract documents.

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on Festival Fields project costs and approve the Second Amendment to the Design-Build Agreement #14805C with Haydon Building Corp. to establish the Guaranteed Maximum Price No. 2 for the Festival Fields Phase II Design-Build Project in the amount of \$9,250,352 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents

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City Council approved a request by Mr. Adrian Barraza, Basurto General Contractor, and approved a Minor Land Division for 1.5 net acres of property located on the southwest corner of Brinker Drive and Eliseo C. Felix Jr. Way. The proposed Minor Land Division will dedicate an 8' public utility easement (PUE) adjacent to both Brinker Drive and Eliseo C. Felix Jr. Way, and a 15'x15' right-of-way visibility triangle at the intersection of Brinker Drive and Eliseo C. Felix Jr. Way.

5 REGULAR AGENDA

a. RESOLUTION 3541-319 - NAMING OF THE CARE1ST AVONDALE RESOURCE AND SENIOR CENTER BUILDING

Mayor Weise stated that a combination Care1st Facility and Senior Center would be constructed within the next few months, with Council showing a real willingness to move forward and put a lot of energy into this project. He added that when the project came up, he had a chance to discuss this with former Mayor Marie Lopez Rogers, and tonight's resolution was a culmination of that.

Mayor Weise asked former Mayor Marie Lopez Rogers to come forward, and then read the resolution as follows:

"Resolution No. 3541-319:

A Resolution of the Council of the City of Avondale, Arizona, naming the building which will house the City's Resource and Senior Center in honor of former Mayor Marie Lopez Rogers.

Whereas, Mayor Marie Lopez Rogers served in the capacity of Avondale Council Member and Vice Mayor from January 1996 to 2006 whereupon she was appointed as the City's 19th Mayor, serving in that capacity till May of 2014; and

Whereas, during her tenure she represented Avondale with leadership roles on numerous regional committees, including the Maricopa Association of Governments, the League of Arizona Cities and Towns, the Greater Phoenix Economic Council, the Luke West Valley Council and others; and

Whereas, Mayor Lopez Rogers rose in the ranks at the national level, serving as President of the National League of Cities; and

Whereas, Mayor Lopez Rogers was recognized as a leader in public service and was awarded, among several awards, the Public Service Award by the Hispanic Leadership Institute-West, the Valle Del Sol Profiles of Success Special Recognition Award and the Jacque Steiner Public Leadership Award, and

Whereas, through her leadership and commitment to increasing education opportunities for our youngest residents, Mayor Lopez Rogers embraced the Kids At Hope philosophy, making Avondale the first Kids at Hope city nationwide, and

Whereas, during her tenure in public service, Mayor Lopez Rogers was a champion for promoting the well-being of all Avondale residents, especially the city's most vulnerable population, thus prompting the City to establish the Neighborhood and Family Services Department, and

Whereas, she continued her commitment to human services by advocating and supporting the City's partnership with Care1st Health Plan of Arizona to form a Resource Center dedicated to helping residents of the Southwest Valley through a variety of housing and human services, and

Whereas, the City of Avondale will continue its partnerships with Care1st and First Things First to build a new Resource Center that will be the hub for health, human and housing, and

Whereas, the City Council has committed funding to construct a dedicated facility that will expand the City's capability to serve the human service needs of residents, and

Whereas, the Avondale City Council seeks to honor the contributions of former Mayor Marie Lopez Rogers for Making Lives Better for the residents of Avondale by fostering a spirit of unity and compassion.

Now therefore, be it resolved by the Council of Avondale, Arizona, that the City of Avondale hereby wishes to name the building that will house the City's Resource and Senior Center in honor of Mayor Marie Lopez Rogers."

Motion was made by Vice Mayor Dennis to adopt Resolution 3541-319, naming the building that will house the City's Care1st Avondale Resource and Senior Center in honor of former Mayor Marie Lopez Rogers; seconded by Council Member Malone.

Vice Mayor Dennis commended former Mayor Marie Lopez Rogers on her involvement in the community. She stated she could not express enough of her love for the leadership of former Mayor Lopez Rogers.

Upon vote, the motion carried unanimously 7 to 0.

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

Mayor Weise stated that former Mayor Lopez Rogers had become Mayor during the downturn of the economy and she led the City through dark times, noting that she was the perfect Mayor for the perfect time. He added that the Care1st Facility is the single proudest accomplishment he has ever been a part of, as it impacts 70,000 people a year. Mayor Weise noted that when a bigger one was built it will impact even more lives. He stated that when Ms. Lopez Rogers was Mayor, she had ensured that fellow Council Members were always involved in running the City, and she respected them and relied on what they had to say, and even when under attack, the personal example that she set was inspiring for young people throughout the City and the entire West Valley. Mayor Weise stated that she had taught him to put his ego aside and reach out to others.

Council Member Malone thanked the former Mayor for her service. She said she was very happy that the facility would be named after former Mayor Lopez Rogers as her leadership and advice was still sought after, and she is always willing to listen. She thanked the former Mayor.

Council Member Pineda stated that former Mayor Lopez Rogers has many accomplishments, although he knew that she had not gotten into political life in order to have a building named after her. He added that this is truly a great honor to her legacy in the City of Avondale, and for the lives she has touched and will continue to touch for years to come through the services that will be provided.

Council Member Kilgore recalled that before he was on Council the former Mayor would show up at events, and to see her dedication showing up at event after event, for the people, so they could see her presence. He noted that he had a scholarship in her name, and now the mighty building will be named in her honor. He noted that her legacy lives on, thanking her and also Mr. Rogers for his support.

Council Member Conde recalled that when she was a new Council Member in 2017, she had contacted the former Mayor to meet for coffee. She was impressed with her excitement. Council Member Conde stated that the feedback from the former Mayor had been so helpful, and she appreciated her authenticity and encouragement, making her feel that anything is possible. She also applauded Ms. Lopez Rogers for starting the Avondale Inter-Faith Council, which she now chairs and takes great pride in doing so. She thanked former Mayor for laying the groundwork.

Council Member Nielson stated that former Mayor Lopez Rogers had influenced many people, as she built up people and brought them up as she went through life. He added the importance of appreciating what she and others had done throughout their lives, and he commended her accomplishments in the time she had worked in Avondale.

Former Mayor Marie Lopez Rogers stated that she could not have achieved anything without her family behind her. She discussed the past events and achievements of Avondale, noting being able to watch her children and grandchildren grow up in Avondale. She noted that every child in an Avondale home has the potential to be a City Council Member one day, and that remembering those people and what the City can do for them. She gave a heartfelt “thank you” to Council for the honor.

The City Council of the City of Avondale, Arizona took a break at 7:35 p.m.

The City Council of the City of Avondale, Arizona reconvened at 7:48 p.m.

6 DISCUSSION ITEMS

Council will discuss items listed below and possibly give direction to city staff to research and prepare item for future meeting.

a. RESULTS OF THE 2018 CITIZEN SURVEY

Pier Simeri, Community Relations and Public Affairs Director, along with Tim Miller, National Research Center, Inc, reported on the results of the 2018 National Citizen Survey, conducted this past fall in Avondale.

Presentation by Ms. Simeri included:

- **Background Information**
 - o Gathered citizen input from the community because it was an important component from the Council goal-setting retreat and budget process.
 - o Survey allowed all residents an opportunity to be heard and provide input, as well as give feedback to management to use for improvement.
 - o Between 2004 and 2016 citizen surveys were conducted in-house via Community Relations Department, with feedback gathered during Resident Appreciation Night and online.
 - o Good response and pertinent information were provided but the surveys did not show how Avondale was doing in comparison to other communities.
 - o In 2016, Assistant City Manager Gina Montez sought the services of the National Research Center through the International City Management Association, which has conducted the National Citizens’ Survey in communities around the country.
 - o Feedback from the 2016 survey laid the foundation for the survey conducted last year.

Ms. Simeri introduced Tom Miller, Ph.D., President and C.E.O. of the National Research Center, Inc, noting that he has worked in state and local government for 20 years. He has authored books and research papers on citizens surveys and founded the National Research Center in 1994 which developed the National Citizen Survey.

Dr. Miller commended Council on their remarkable heartfelt emotion to Former Maria Lopez Rogers and thanked Ms. Simeri and Ms. Montes for their help to National Research Center. He stated that the citizen survey is an example of fundamental best business practices and noted private sector businesses survey their customers all the time to sound customers on their quality of products or services delivered. The survey had been completed in over 500 jurisdictions in the country, which revealed that the survey was not only for the City Council, but also for other organizations in the community who would be able to use the results, such as non-profits, businesses, and residents, who are all stakeholders. Dr. Miller highlighted the following results of the 2018 survey:

- Eight facets of community livability with overall quality of life being the ninth facet of characteristics of Avondale.
- First set of data collected through probability sample (households selected without bias systematically and person in the household selected without bias), with an 11% response rate (low end).
- Response rates are going down across the country, but a representative and predictive sample was still achieved.
- Response rates are low by phone and generally higher by mail.
- The mail survey for Avondale was augmented by a web survey (opt-in).
- The online and mail surveys were compared, and it was found that they were close enough to be compiled as one result set (which are being reported tonight).
- Results are statistically weighted to give a fair representation of the Avondale as census data shows.
- Data in four districts (trash zones) and results shown for the entire city and separately in each zone to see geographic and demographic differences.
- Data was collected in fall of 2018.
- Benchmark comparisons schematic shows representative sample of residents around the country are being asked the same questions.
- Half of households had children, 40% identified as Latino and 30% were renters.

Dr. Miller stated that he would answer any questions throughout the presentation, and Mayor Weise opened the floor for discussion. Council did not present any questions or comments at that time.

Dr. Miller continued his report:

- The comparison of 125 questions have a value to responses for Avondale in comparison to other places around the country.
- The goal is not to be higher than the benchmark on every category but rather it is dependent on the goals or strategic plan.
- Comparison results between 2016 and 2018 show that a change occurred (towards improvement in every case) in areas such as:
 - o Crime prevention

- o Opportunities for jobs
 - o Recreation programs
 - o And 20 other areas
- Citizens believed focus areas for the next two years should be the same as in 2016:
 - o Economy and safety (highest priorities – this is typical across the country)

Mayor Weise asked whether people have a tendency to focus on their own local situation or what they perceive to be the national view?

Dr. Miller stated that the question was worded about the “sense of local safety”. He discussed the three key findings from a higher level:

- Quality of life was rated positively with a rating of 75%, compared to 68% in 2016.
- Quality of neighborhoods, place to live and raise children was scored with 7 or 8 out of 10 people giving positive ratings which also improved over 2016.
- Majority of respondents stated they would recommend Avondale as a place to live with a rating of 82%, compared to 75% in 2016.
- Majority of respondents stated they plan to remain in Avondale for the next five years with a rating of 82%.
- Safety and its importance were very positive with ratings for police and fire increasing since 2016.
- Overall safety, safety in own neighborhood, and safety downtown was rated lower than what is seen in other places, which is the same from 2016.

Vice Mayor Dennis asked about the comparison on the 61% overall feeling of safety to 2016 and Dr. Miller stated it was about the same. Vice Mayor Dennis inquired on any clarifying questions to see how they got to that statement and Dr. Miller stated that they do not have a good explanation on what people were thinking but it is helpful to know the same question is asked in other locations to have the ability to compare to other areas. Vice Mayor clarified that she was asking because although it is nice to get the overall perspective, depending on the area and improvements made, knowing the difference is important. She said that if the questionnaires were done down the road, perhaps a subset might give more details. Dr. Miller stated that on alternating years, Council or staff could decide upon those areas and the survey could be more in-depth in those areas.

Mayor Wiese stated the information is important and it is a big deal for him that 82% of residents feel safe in the neighborhood and 61% have an overall feeling of safety but what is driving the lower percentage perception. He stated he would like to dial down next year and see what their perception is and what causes the percentage to be lower. He stated it is the job of Council to take the numbers and improve on them but understands improvements on everything cannot be done but progress can be made, seeing what tools can be provided to the Police department to improve in this area.

Dr. Miller stated he believes there could be traumatic external events that impact the residents' perspective and these numbers may be a perception rather than a reality.

Council Member Kilgore asked about street repair being at 56%, and whether it was known how many residents answered the survey that were north or south of the I-10. Dr.

Miller explained that the trash service areas were used as the survey boundaries but was unable to answer the question due not being familiar with the geography of the area. Council Member Kilgore asked if it was known which trash zone responded the most. Dr. Miller stated the responses were in direct proportion to the percentage of households in each of the four areas, which were not equal. Roughly 45% of responses were from Zone 3. He added that the weighting system brought the entire survey sample to the right percentage. Council Member Kilgore asked about the percentage from 2016 and Dr. Miller responded the overall score for that question was very similar, according to the trend column.

Dr. Miller summarized the results:

- Crime prevention, emergency preparedness and fire prevention were the same as shown in the benchmark but have improved since 2016.
- Economy improvement was an important item for Council to consider. Overall economic health had almost two-thirds of responders giving an excellent or good rating, which was quite an improvement since 2016.
- Various economy trends went up from 2018 with Avondale as a place to visit the remaining the same.
- Cost of living and affordable housing got high ratings compared to other places.
- Overall conclusion is a summary of what was presented:
 - o People in Avondale value the quality of community life
 - o Safety is important and is an area for opportunity
 - o Economy health is on the rise
 - o Housing and cost of living seem to be better than seen in other places
- Overall sense of community had less than half of the respondents giving an excellent or good rating.
 - o Culture, arts and music had improved since 2016
 - o Educational opportunities and neighborliness were below benchmark
 - o Participation in clubs or attending events, using recreation centers and libraries were somewhat lower and were aspects of the sense of community needing some focus, although no huge concern but something for Council to pay attention to

Dr. Miller said that these types of surveys were just a window into what residents are saying and uncover what is already there. Most of the people who responded to the surveys do not typically attend city council meetings.

Mayor Weise stated that the lighter blue columns in the aspects of participation within the provided report show items such as “walk or bike instead of driving” or “use public transportation,” but noted that not everyone would answer yes or positive to those questions as they do not do those activities. He requested a work session in the next 60 days to give staff and leadership a chance to look at the numbers and dive deeper. He added that the question about drinking water jumped out at him, with the results showing 44% of the respondents think drinking water was good or excellent in the City of Avondale. He wondered if that was the nature of Avondale’s drinking water or the Valley’s drinking water as a whole. Mayor Weise believed this area warranted further investigation. He

added that he would like staff to also review this information. He noted that it is important to clarify how people perceive public safety in their neighborhoods and in general.

Vice Mayor Dennis stated that the overall feeling of safety in the neighborhood is a benchmark that went down from 2016, so that is a concern to pay attention to. In reference to use of public transportation, she was not sure what more could be done in the area of education and getting people more aware of what types of transportation is available in Avondale, and the biking trails. She said she saw this on Facebook, with citizens stating that there were not enough bike lanes, or they were not large enough, and drivers do not yield to cyclists appropriately. Vice Mayor Dennis added that the safety of bicycling in Avondale is a tough area that could be addressed in working on next year's budget.

Mayor Weise agreed with Vice Mayor Dennis, stating these issues could not be dealt with tonight, and recommended a work session. Overall image is another concerning category, not just because of the residents who live here but also for the overall image for those who visit Avondale and shop at the businesses. He sometimes sees the bus stop on the south side of McDowell Road, just before Dysart Road full of trash and shopping carts. City staff do as good of a job as possible to try and maintain that area although it is in another jurisdiction but the bus top in Goodyear nearby is not left in the same manner. Mayor Weise stated these were items to consider. He noted that one-time funds or some other plan should work for taking care of such items. He concluded that perhaps an hour work session in the next 60 days would be appropriate.

Council Member Kilgore commented regarding drinking water being rated 44%. He stated he has heard comments since 2014 about the water from people sitting on boards and commissions, visitors, and residents. Comments have been made on why the water looked and tasted a certain way. He would like to know what the city can do to increase the quality of the taste, stating these comments have been made numerous times and he has defended the city each time. He stated we cannot ignore this issue especially when comments are being made from residents from Phoenix. He stated this is an issue that needs to be looked at.

Council Member Conde asked about the low response level to the surveys, what might be done to increase the response, and how have people been directed to complete the opt-in survey online. Dr. Miller stated that a link was posted on the Avondale website which directed people to the survey. Ms. Simeri said email blasts were sent, inviting people to complete the survey as well as postings on social media. Nextdoor was used for the first time and received a good response using Nextdoor.

Mayor Weise said that Nextdoor is an important tool, but like any other tool should be used wisely. He commended Police Chief Nannenga and staff on carrying out their duties but noted that he did not think Avondale residents understand that crime has decreased in Avondale every year for several years. Figuring out why they were not getting that message is important. Mayor Weise added that the next 60 days will give everyone a chance to address what should be tackled for next year. He stated it was impressive the scores were up over 2016 results, but Avondale cannot stop there.

b. 2019 LEGISLATIVE UPDATE

Jessica Blazina, Intergovernmental Affairs Administrator, presented a legislative update to City Council.

Ms. Blazina presented the following highlights:

- Senator Steve Pearce was appointed to replace Representative David Stringer who resigned. Mr. Pearce is known to be friendly to cities and towns, is familiar with the legislative process, and will not have a learning curve.
- Over 1200 bills were introduced this year, despite the Governor's plea for fewer in his State of the State address.
- 47 bills passed with 46 bills signed, although more could be signed after today.

Overview of Bills:

- Senate Bill 1143 - Tax Conformity Internal Revenue Code - was vetoed and has caused debate at the Capitol.
 - o Every year a perfunctory update of that state tax codes has to be done to align with any changes made at the federal level, but in 2018 when the federal government made some changes to taxes, the State did not take action and still has not, so as a result, a big pot of money is coming to the state, which is creating a debate and Governor wants to put the money into the rainy-day fund.
 - o Senator J.D. Mesnard, who was the Speaker of the House last year (transitioned over to the Senate), would like to see some of that money come back to taxpayers in the form of tax breaks.
 - o No further update at this time.
 - o Whether or not the 1.5 million Arizonans who had already filed would need to amend taxes if a tax break were given, was not known and largely depended on what happens with the sales tax rates bill.
 - o The tax issue complicates budget discussions because we should be in full budget discussions, but this issue is still pending.
- Senate Bill 1460 TPT – Digital Goods and Services – exempts software as a service, which happens to be the largest growing segment of this type of service, with severe impacts not only to cities, counties and the state but also to proposition 301 which is used for education funding, so those stakeholders have engaged.
 - o Avondale is recommending continuing to oppose this bill and it saw its last action on February 26th, when it was heard in the Senate Rules Committee and came out with no further action and still needs to be heard by the Senate.
 - o President Fann is reluctant to put it up on the board because currently there are not enough votes to pass the bill.
 - o This bill will likely somehow get incorporated into the budget, so staff is keeping an eye on it, and continuing to communicate with legislators about concerns, hoping to prevent hamstringing cities and towns in the ability to collect sales taxes in the future.

- o Senate bill 1515 and 2633 are similar and revenue neutral and would codify the current practice. Avondale recommends supporting those bills and have language ready to propose once budget discussions proceed and amendments can be proposed.
- House Bill 2318 - Texting and Distracted Driving - was a “strike everything” amendment that would prohibit the use of mobile devices except for when in hands-free operation.
 - o The League Executive Committee and Avondale recommended supporting this bill.
 - o Bill is now awaiting action in the Senate but has widespread support.
 - o Floor action has been a little slow, but no problems are anticipated with it.
- House Bill 2320 - Highway Safety Fee - would reduce the highway safety fee to \$18 and would not be required to fully fund the Department of Public Safety Highway Patrol. Avondale recommends continuing to oppose the bill.
- Senate Bill 1001 - Highway Safety Fee – would repeal the \$32 registration fee that individuals are paying now and is being used to fund the Department of Public Safety Highway Patrol and preventing a sweep of the Highway User Revenue Fund for DPS which has been seen in the past several years.
 - o Heard in the House Transportation Committee, the House Transportation Chair, Representative Noel Campbell from LD1 stated that he wanted to let the Governor decide which demonstrated contention between the Governor and the Legislature (the Governor has built his budget, including the \$32 registration fee), and he said publicly that he is not inclined to sign this bill so it is likely that if it came to his desk he would have to sign or veto.
- Senate Bill 1047 – Tobacco Products, Vapor Products - was a “strike everything” amendment with broad pre-emption of local ordinances, including where smoking could be allowed.
 - o Because of the broad pre-emptions, staff recommends opposing the bill, as it would impact not only the ability of a city or town to regulate where cigarettes or vaping products could be utilized but would do the same for other government buildings.

Mayor Weise stated that he believed the Legislature would go past June. He noted that there had been a lot of support received from Legislative District 19 and they had been checking in to see what Avondale needed for their support. He asked if Ms. Blazina had any concerns. Ms. Blazina stated that Digital Goods would likely be tied into the budget in some way, and that is a huge concern for her. She stated that the Wayfair case allowed taxation of online purchases, and the bigger stores are largely doing it and some more independent websites are not. She noted that it could be tied into the budget as well, so it is being monitored. Ms. Blazina stated that Governor Ducey stated he was going to be the Governor who cuts regulations and cuts taxes. Another concern was a misconception with the Wayfair case being a windfall of sales tax revenue. Ms. Blazina said she did not believe that would be the case, and she was a bit concerned that something in the budget would address that idea. She stated conversations were being held with legislators across the state. Ms. Blazina stated that cities and towns had a friend in President Karen Fann (a former mayor), and there were thin margins that were not in place last year. She added

that Legislative District 19 Representatives have been fantastic, very responsive and willing to meet at the Capitol.

7 EXECUTIVE SESSION

The Council held an executive session pursuant to: (i) Ariz.Rev.Stat. § 38-431.03(A)(6) for discussion of negotiations by a city with members of a tribal council, or its designated representatives, of an Indian reservation located within or adjacent to the city; (ii) Ariz.Rev.Stat. § 38--431.03(A)(7) for discussion or consultation with the City Manager in order to consider its position and instruct the City Manager regarding negotiations for the acquisition of real property; (iii) Ariz.Rev.Stat. § 38--431.03(A)(4) for discussion or consultation with the City Attorney in order to consider its position and instruct the City Attorney regarding contracts that are the subject of negotiations; and (iv) Ariz.Rev.Stat. § 38--431.03(A)(3) for discussion or consultation for legal advice with the City Attorney; all relating to property acquisition.

8 ADJOURNMENT

There being no further business before the Council, Vice Mayor Dennis moved to adjourn the meeting into Executive Session; Council Member Nielson seconded the motion.

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

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

Meeting adjourned at 8:41 p.m.

Mayor Kenn Weise

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 8th day of April 2019. I further certify that the meeting was duly called and held and that the quorum was present.

Marcella Carrillo, CMC
City Clerk