



City of Avondale

City Council Meeting

Monday, January 8, 2024

Mayor and Council

Kenneth Weise, Mayor

Mike Pineda, Vice Mayor

Tina Conde, Council Member | Curtis Nielson, Council Member

Veronica Malone, Council Member | Gloria Solorio, Council Member

Max White, Council Member

Administration

Ron Corbin, City Manager

Cherlene Penilla, Assistant City Manager | Tracy Stevens, Assistant City Manager

Nicholle Harris, City Attorney | Marcella Sarmiento, City Clerk

City Council Chamber

11465 West Civic Center Drive

Avondale, AZ 85323

Watch a City Council Meeting Online

Visit the link below to watch a City Council meeting live online:

<https://www.avondaleaz.new.swagit.com/views/540/>

Please note, the live stream will not be monitored by staff; therefore, anyone wishing to address City Council shall appear in person to speak.



City Council Meeting Notice & Agenda Monday, January 8, 2024

CITY COUNCIL CHAMBER | 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 submit a Request to Speak online at <http://www.avondaleaz.gov/requesttospeak> prior to consideration of that agenda item.

REGULAR MEETING

5:30 PM

Physical Access to the Council Chambers will be available 30 minutes prior to the meeting.

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

1. ROLL CALL BY THE CITY CLERK

2. PRESENTATION ITEMS (DISCUSSION ONLY)

2a. NEW EMPLOYEE INTRODUCTIONS

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

City Clerk's Office

Veronica Moreno, Administrative Clerk
Julie Knoll, Deputy City Clerk

Finance and Budget Department

Allison Bland, Senior Accountant

Fire and Medical Department

Amelia Torres, Fire & Medical Specialist
Richard Kimme, Fleet Program Manager
Nathan Williams, Support Services Technician

Human Resources Department

Priscila Pimentel, Human Resources Specialist

Office of Public Safety

Nancy Moreno, Municipal Security Officer

Parks and Recreation/Avondale Public Library

Stephanie Flood, Arts, Culture and Library
Manager
Jacob Andrada, Parks Maintenance Worker

2b. SWEARING-IN CEREMONY

The following Fire and Medical Department employees will be sworn in to their new roles. This item is for discussion only.

- Brendan Weise, Fire Engineer
- Ryan Nuetzman, Fire Engineer
- Brent Riggs, Fire Engineer
- Scott Miller, Fire Marshal

- Randal Micula, Fire Captain
- Robert MacTurk, Fire Captain
- Daniel Guerrero, Fire Captain

2c. PROCLAMATION - DR. MARTIN LUTHER KING, JR. DAY

The City Council will present a proclamation recognizing January 15, 2024, as Dr. Martin Luther King, Jr. Day. This item is for discussion only.

2d. PARKS AND RECREATION DEPARTMENT AMERICANS WITH DISABILITIES ACT ACCESS AUDIT AND TRANSITION PLAN

City Council will receive a presentation from staff regarding the City of Avondale Parks and Recreation Department Americans with Disabilities Act Access Audit and Transition Plan. This item is for discussion only.

2e. PHOTO RADAR PROGRAM

City Council will receive an update regarding the implementation of a photo radar program which was approved by City Council on May 2, 2022. This item is for information and discussion only.

3. UNSCHEDULED PUBLIC APPEARANCES

(Time is limited 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 will consider a request to approve the December 4, 2023 City Council meeting minutes. The Council will take appropriate action.

b. QUARTERLY BUDGET TRANSFER

City Council will consider a request to approve quarterly budget transfers as summarized in the attached Exhibit A, increasing the award authority for the projects and authorize Finance and Budget Department staff to take the steps necessary to execute the transfers. The Council will take appropriate action.

c. RESOLUTION 1001-0124 - ADOPTING THE STATE OF ARIZONA NOMINATION FILING DATES, BALLOT PREPARATION DATES, AND STATE ELECTION PROCEDURES MANUAL FOR THE AUGUST 6, 2024 MUNICIPAL ELECTION

City Council will consider a request to adopt Resolution 1001-0124, adopting the State of Arizona nomination petition filing dates and ballot preparation date for the August 6, 2024 election, adopting the Arizona Secretary of State Election Procedures Manual, and declaring an emergency; and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

d. RESOLUTIONS 1002-0124, 1003-0124, 1004-0124, 1005-0124 – AUTHORIZING THE CITY TO ENTER INTO ADDITIONAL DEFERRED COMPENSATION AND RETIREMENT PLAN CONTRACTS

City Council will consider a request to: a) adopt Resolutions 1002-0124, approving the participating employer addendum; b) adopt Resolution 1003-0124, approving the PSPRS Supplemental 401(a) Plan Adoption Agreement; c) adopt Resolution 1004-0124, adopting the supplemental salary deferral plan administered by the Arizona State Retirement System; d) adopt Resolution 1005-0124, approving the Public Safety Personnel Retirement System 457(b) plan adoption agreement; and d) authorize the Mayor, City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

- e. RESOLUTION 1006-0124 - AUTHORIZING GRANT ACCEPTANCE FROM GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR DUI/IMPAIRED DRIVING ENFORCEMENT OVERTIME**
City Council will consider a request to: a) adopt Resolution 1006-0124, authorizing a grant provided by the Governor's Office of Highway Safety in the amount of \$25,000, which will support the Police Department's funding of Personnel Services (Overtime), and Employee Related Expenses to enhance DUI/Impaired Driving Enforcement Overtime throughout the City of Avondale; b) authorize and direct staff to take all steps necessary to cause the execution of the Agreement and to take all steps necessary to carry out the purpose and intent of this Resolution; and c) authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.
- f. RESOLUTION 1007-0124 - AUTHORIZING GRANT ACCEPTANCE FROM AZ DEPARTMENT OF ADMINISTRATION FOR THE ARIZONA 911 GRANT PROGRAM**
City Council will consider a request to: a) adopt Resolution 1007-0124, accepting grant funding from the Arizona Department of Administration for the AZ 911 Grant Program in the amount of \$300,943 for Fiscal Year 2024; b) authorize and direct staff to take all steps necessary to cause the execution of the Agreement and to take all steps necessary to carry out the purpose and intent of this Resolution; and c) authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.
- g. RESOLUTION 1008-0124 – AUTHORIZING GRANT ACCEPTANCE FROM ARIZONA STATE PARKS AND TRAILS FOR HERITAGE FUND LRSP PROJECT AT DECONCINI PARK**
City Council will consider a request to: a) adopt Resolution 1008-0124 approving acceptance of a Arizona State Parks and Trails Heritage Grant – Local, Regional, State Parks (LRSP) in an amount of up to \$500,000; b) authorize and direct staff to take all steps necessary to cause the execution of the Agreement and to take all steps necessary to carry out the purpose and intent of this Resolution; and c) authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.
- h. RESOLUTION 1009-0124 - AUTHORIZING GRANT ACCEPTANCE FROM THE U.S. DEPARTMENT OF JUSTICE (DOJ) FOR THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM**
City Council will consider a request to: a) adopt Resolution 1009-0124, accepting grant funding from the U.S. Department of Justice (DOJ) for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program in the amount of \$26,613; b) authorize and direct staff to take all steps necessary to cause the execution of the Agreement and to take all steps necessary to carry out the purpose and intent of this Resolution; and c) authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.
- i. ALAMAR PHASE 5 FINAL PLAT - APPLICATION PL-23-0149**
City Council will consider a request by Baylee Lopez, Wood, Patel & Associates Inc., on behalf of the property owner Empire West Title Agency, LLC, for approval of the Alamar Phase 5 Final Plat, located north of the northwest corner of Alamar Boulevard and El Mirage Road and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The proposed Final Plat subdivides approximately 180.02 acres into 694 single family lots (108.4 acres), 37 acres of open space tracts, and dedicates approximately 34.65 acres of right-of-way and associated public utility easements throughout the subdivision. The Council will take appropriate action.
- j. SOMAR LEASING FINAL PLAT - APPLICATION PL-23-0170**
City Council will consider a request by Derek Jacques, Alliance Land Surveying LLC, on behalf of the property owner Somar Leasing LLC, for approval of a Re-Plat of a Final Plat for Somar Leasing on property located north of Main Street (MC85) in between Central Avenue and 3rd Avenue and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The proposed Re-Plat reconfigures 5.675 acres of developed industrial property into two (2) lots. The Council will take appropriate action.

k. AVONDALE TOWNHOMES ON DYSART FINAL PLAT – APPLICATION PL-23-0183

City Council will consider a request by Ms. Stephanie Watney, Withey Morris Baugh PLC, on behalf of the property owner, 1020 North 4th Street LLC., for the approval of a Final Plat and authorize the Mayor or City Manager, City Attorney, and City Clerk to execute the necessary documents. The proposed Final Plat is for Avondale Townhomes on Dysart, a 296-lot single-family attached townhome development on approximately 25.9-acres (gross) of vacant land, generally located approximately 750 feet south of the southwest corner of Dysart Road and Van Buren Street - between North 4th Street (on the West) and North Dysart Road (on the East). The Council will take appropriate action.

l. PARKSIDE 99TH AVENUE MAP OF DEDICATION – APPLICATION PL-20-0084

City Council will consider a request by Michael Park, P.E. of Atwell, LLC, on behalf of property owners Liv Avondale LLC, and William Lyon Homes, Inc., for approval of a Map of Dedication for a site located at the southwest corner of 99th Avenue and Indian School Road and authorize the Mayor or City Manager, City Attorney, and City Clerk to execute the necessary documents. The proposed Map of Dedication dedicates right-of-way and a public utility easement along 99th Avenue. The Council will take appropriate action.

m. LIV AVONDALE MINOR LAND DIVISION – APPLICATION PL-23-0200

City Council will consider a request to approve Application PL-23-0200, a request by Scott Lucas with Terrascope Consulting, on behalf of Beth Heath with Liv Avondale, LLC, for approval of a Minor Land Division for Liv Avondale located north of Indian School Road and east of El Mirage Road 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

5a. PUBLIC HEARING FOR ANNEXATION - TOLLESON UNION HIGH SCHOOL DISTRICT – APPLICATION PL-23-0266

City Council will hold a public hearing regarding a request by Sandy Hayden of HILGARTWILSON, LLC, on behalf of the property owners Tolleson Union High School District No. 214, to annex approximately 54.73 acres of land located at the southeast corner of Alamar Boulevard and Dysart Road (Assessor Parcel Numbers 500-72-001L and 500-72-001C). This item is for discussion and public hearing only; no action will be taken at this time.

5b. RESOLUTION 1010-0124 - AMENDMENTS TO THE PERSONNEL POLICIES AND PROCEDURES, CHAPTER 18 DISCIPLINE

City Council will consider a request to adopt Resolution 1010-0124, amending the Personnel Policies and Procedures Chapter Policy 18, Discipline to add language that would provide employees with the option of having a representative present during an administrative interview and/or a pre-disciplinary hearing and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

5c. ORDINANCE 2001-0124 - AMENDING CITY CODE CHAPTER 25 - PROCUREMENT

City Council will consider a request to adopt Ordinance 2001-0124, amending chapter 25 of the City Code, pertaining to city administration and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

5d. RESOLUTION 1011-0124 - SETTING FEES FOR SHORT-TERM RENTALS AND THE AQUATICS CENTER

City Council will: a) receive a presentation from staff regarding the aquatics center fee schedule; b) consider a request to adopt Resolution 1011-0124, setting fees for short-term rentals and the aquatics center; and c) authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

6. SUMMARY OF CURRENT EVENTS FROM MAYOR, VICE MAYOR, AND COUNCIL MEMBER
(5 minutes)

7. 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.