



City of Avondale

City Council Meeting

Monday, December 16, 2024

Mayor and Council

Mike Pineda, Mayor

Curtis Nielson, Vice Mayor

Tina Conde, Councilmember | Jeannette Garcia, Councilmember

Veronica Malone, Councilmember | Gloria Solorio, Councilmember

Max White, Councilmember

Administration

Ron Corbin, City Manager

Tracy Stevens, Assistant City Manager | Katie Gregory, Assistant City Manager

Dale Nannenga, Deputy 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 the City Council shall appear in person to speak.



**City Council Meeting
Notice & Agenda
Monday, December 16, 2024**

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

A reception to honor Councilmember Veronica Malone and Mayor Kenneth Weise will be held beginning at 5:00 p.m. in the lobby of City Hall. The Avondale City Council will be in attendance at the reception; however, no City business will be conducted.

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. 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. MINUTES

City Council will consider a request to approve the November 18, 2024 City Council meeting minutes. The Council will take appropriate action.

b. AMERICAN RESCUE PLAN ACT (ARPA) MODIFICATION

City Council will consider a request to modify the city's American Rescue Plan Act (ARPA) plan as summarized in the attached Exhibit A and facilitate the modification of the city's ARPA plan by authorizing Finance and Budget Department staff to take the steps necessary to execute the necessary budget transfers. The Council will take appropriate action.

c. SETTLEMENT AGREEMENT AND PAYMENT FOR THE CLAIM OF DAENG PHONGSAVATH

City Council will consider a request to approve the settlement agreement with Daeng Phongsavath in the amount of \$110,000 and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

- d. **RESOLUTION 1110-1224 - AUTHORIZING GRANT ACCEPTANCE FROM THE ARIZONA INTERNET CRIMES AGAINST CHILDREN TASK FORCE FOR THE PURCHASE OF EQUIPMENT.**
City Council will consider a request to: a) adopt Resolution 1110-1224, authorizing a grant provided by the Arizona Internet Crimes Against Children Task Force in the amount of \$800, to purchase equipment which will support the Police Department's investigations related to Internet crimes against children of a sexual nature and authorize and direct staff to take all steps necessary to cause the execution of the Agreement; b) take all the 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.
- e. **RESOLUTION 1111-1224 - AGREEMENT WITH THE STATE OF ARIZONA FOR THE PARTICIPATION IN THE EXCESS PROPERTY (1033) PROGRAM**
City Council will consider a request to adopt Resolution 1111-1224, authorizing an agreement with the State of Arizona to authorize the Avondale Police Department to participate in the Federal Excess Property (1033) Program and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.
- f. **RESOLUTION 1112-1224 - AUTHORIZING THE EXTENSION OF THE INTERGOVERNMENTAL AGREEMENT WITH THE ARIZONA DEPARTMENT OF FORESTRY AND FIRE MANAGEMENT FOR THE HEALTHY FOREST INITIATIVE GRANT**
City Council will consider a request to adopt Resolution 1112-1224, approving the extension of the Intergovernmental Agreement with the Arizona Department of Forestry and Fire Management for the Healthy Forest Initiative Grant and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.
- g. **ORDINANCE 2035-1224 - AUTHORIZING THE SALE AND ISSUANCE OF CITY OF AVONDALE, GENERAL OBLIGATION BONDS, SERIES 2025**
City Council will consider a request to: a) adopt Ordinance 2035-1224, approving the sale, execution, and delivery of General Obligation bonds; approving the form and authorizing the execution and delivery of agreements necessary for such sale; delegating authority to determine certain matters and terms with respect to the foregoing and declaring an emergency; and b) authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.
- h. **ORDINANCE 2036-1224 - AUTHORIZING THE PURCHASE OF REAL PROPERTY FROM GREAT LAKE FUNDING I TRUST**
City Council will consider a request to adopt Ordinance 2036-1224, authorizing the purchase of property located at 518 E Western Avenue, Avondale, AZ 85323, from Great Lake Funding I Trust in the amount of \$1,150,000 and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

4. PRESENTATION ITEMS (DISCUSSION ONLY)

- a. **PROCLAMATION - RECOGNITION OF COUNCILMEMBER VERONICA MALONE**
The City Council will recognize Councilmember Veronica Malone for her service as a member of the Avondale City Council from 2017 - 2024 and present a Certificate of Appreciation to Terrance Malone for his unselfish "behind the scenes" service to the City of Avondale. This item is for discussion only.
- b. **PROCLAMATION - RECOGNITION OF MAYOR KENNETH WEISE**
The City Council will recognize prior Mayor Kenneth Weise for his service as a member of the Avondale City Council from 2006 - 2024 and present a Certificate of Appreciation to Shari Weise for her unselfish "behind the scenes" service to the City of Avondale. This item is for discussion only.

5. SUMMARY OF CURRENT EVENTS FROM MAYOR, VICE MAYOR, AND COUNCILMEMBERS

(5 minutes)

6. RECESS INTO EXECUTIVE SESSION

City Council will consider a request to recess the Regular Meeting and hold an Executive Session pursuant to Ariz. Rev. Stat. § 38-431.03 (A)(3) and (A)(4), discussion with the City Attorney or attorneys for the City for legal advice and to consider its positions on the Purchase and Sale agreement with Diversified Partners, LLC and to instruct the City Attorney and attorneys for the City on such contract negotiations, contemplated litigation and settlement offers in order to avoid litigation and (ii) Ariz. Rev. Stat. § 38--431.03(A)(1) for discussion of the mid-year performance evaluation and salary of the City Auditor.

Reconvene immediately following the Executive Session

7. REGULAR AGENDA

a. TERMINATION AGREEMENT AND MUTUAL RELEASE WITH DIVERSIFIED PARTNERS, LLC

City Council will consider a request to approve the Termination Agreement and Mutual Release with Diversified Partners, LLC in the amount of \$75,000 and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

8. ADJOURNMENT

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