

# CITY COUNCIL AGENDA

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

WORK SESSION  
January 22, 2008  
6:00 PM

## CALL TO ORDER BY MAYOR ROGERS

**1 ROLL CALL BY THE CITY CLERK**

**2 COX COMMUNICATIONS ACTIVITIES UPDATE**

Michael Stull, Manager of Government Relations, Cox Communications will give a short briefing to update the council on Cox Communications' activities in the City of Avondale, to include: the Phoenix metropolitan network architecture, overview and update of Cox service offerings, municipality/county communications services, community support, etc. For information only.

**3 ORDINANCE FOR PUBLIC ART - DISCUSSION**

The City Council will review, discuss and give direction on an ordinance that will require public art for public and private developments, with an option for private developers to pay a fee in lieu of artwork on site to the Public Art Fund. For review, discussion and direction.

**4 PROPOSED 2008 STATE AND LEGISLATIVE AGENDA**

Council will review and provide guidance to Intergovernmental Affairs staff on the proposed 2008 City of Avondale federal and state legislative agenda. For information, discussion and direction.

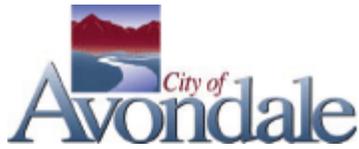
**5 ADJOURNMENT**

Respectfully submitted,

A handwritten signature in cursive script that reads "Linda M. Farris".

Linda Farris, CMC  
City Clerk

Any individual with a qualified disability may request a reasonable accommodation by contacting the City Clerk at 623-333-1200 at least 48 hours prior to the council meeting.



# CITY COUNCIL REPORT

**SUBJECT:**  
Cox Communications activities update

**MEETING DATE:**  
January 22, 2008

**TO:** Mayor and Council  
**FROM:** Linda Farris, City Clerk (623)333-1211  
**THROUGH:** Charlie McClendon, City Manager

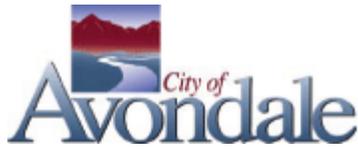
**PURPOSE:**

Michael Stull, Manager of Government Relations, Cox Communications will give a short briefing to update the council on Cox Communications' activities in the City of Avondale, to include: the Phoenix metropolitan network architecture, overview and update of Cox service offerings, municipality/county communications services, community support, etc. For information only.

**ATTACHMENTS:**

[Click to download](#)

No Attachments Available



# CITY COUNCIL REPORT

**SUBJECT:**  
Ordinance for Public Art - Discussion

**MEETING DATE:**  
January 22, 2008

**TO:** Mayor and Council  
**FROM:** Rogene E. Hill  
**THROUGH:** Charlie McClendon, City Manager

**PURPOSE:**

The Avondale Municipal Art Committee recommends that Council consider an ordinance that will require public art for public and private developments, with an option for private developers to pay a fee in lieu of artwork on site to the Public Art Fund.

**BACKGROUND:**

The Avondale Municipal Art Committee was created two years ago and tasked with selecting, recommending and procuring public art for the City of Avondale. After completing a Public Art Master Plan and preparing a priority list of sites and artists, the AMAC purchased three public art pieces, the Solar Continuum Sun Dial, Elephant Walk and Family at Play.

In researching the ways other cities build extensive public art collections, it became clear that the most acceptable and widely used approach was to establish an ordinance that requires public art be included in development projects. It is a straightforward approach that recognizes public art as an essential element of a quality development. Public Art is also an essential element in meeting the Council Goal of enhancing Quality of Life.

Public art creates a unique sense of community and self-image, as well as a public image presented to others which, in turn, can positively affect property owners' willingness to maintain their property and its value.

Development Services staff drafted an ordinance for review by the AMAC, after reviewing sample ordinances from other cities. The AMAC comments were incorporated into the draft and reviewed by staff and the City Attorney. The Avondale Municipal Art Committee recommends adoption of the proposed amendment to the Zoning Ordinance.

**DISCUSSION:**

The proposed ordinance requires public art valued at one percent of the total construction cost of the project up to \$100,000. The valuation is calculated at the time the building permit is issued at which time the developer may elect to make an in lieu of art work on site contribution to the Public Art Fund. Although municipal buildings are included, the ordinance recognizes the annual general fund contribution of up to \$100,000 to the Municipal Art Committee Public Art Fund, and therefore allows for the exemption of specific municipal projects.

The Art in Public Spaces Fund will be a separate fund, where monies will be pooled. All public art purchases or temporary exhibits that require the expenditure of these funds requires Council approval.

If the developer elects to provide art work on site, a public art application form must be completed which specifies the proposed piece and placement. A public art application must be part of the development site plan to assure that the artwork is well integrated with the overall site plan. It shall include:

1. Landscape site plan indicating the location and orientation of the artwork and the landscaping and architectural treatment integrating the piece into the overall project design;
2. A sample, model, photograph or drawings of the proposed artwork;
3. Material samples and finishes if appropriate;
4. A resume of the proposed artist;
5. Slides and/or photographs of the proposed artist's past work which demonstrates like work to the proposal;
6. A written statement by the artist describing any theme or development of the artwork.
7. A written statement or invoice by the artist declaring the valuation of the artwork.
8. Statement of the ongoing maintenance requirements.

The completed application along with the recommendation of staff and/or consultants shall be forwarded to the Avondale Municipal Art Committee for review and action.

The Avondale Municipal Art Committee will review the artwork proposal within sixty (60) days of receipt of a complete application. The Avondale Municipal Art Committee may make recommendations regarding possible changes, modifications or additions to the proposed artwork.

The Avondale Municipal Art Committee shall approve or deny the artwork based on their review of the application and provide documentation to the Applicant and Development Services. The Avondale Municipal Art Committee may conditionally approve a proposed artwork subject to conditions that the Avondale Municipal Art Committee deems reasonably necessary.

The artwork must be installed prior to final issuance of approval of a certificate of occupancy for the new construction, unless the posting of security has been approved.

The AMAC considers public art to be any work of art created by visual or public context artists that is sited in a public place for people to experience. The required artwork that may be used to satisfy the requirements of this Chapter shall include but are not limited to, the following:

1. Sculpture: in the round, bas-relief, mobile, kinetic, electronic, in any material or combination of materials;
2. Painting: all media, including, but not limited to, murals;
3. Mosaics;
4. Artwork: in clay, wood, metal, plastics and other materials;
5. Mixed Media: any combination of forms or media, including collage;
6. Any other form of work of artwork determined by the Avondale Municipal Art Committee or City Council on appeal, to satisfy the intent of this Chapter.
7. Preference may be given to local artist; however, all artists must be able to provide a portfolio of accomplished public artwork projects showcasing their experience.

Public art is art located in public spaces. It is art that people encounter on a daily basis in the public sphere.

The following shall not be included as part of the Art Valuation, but shall be born separately by the developer and or property owner:

1. The cost of locating the artist;
2. Architect and landscape architect fees;
3. Land costs;
4. Mass produced objects such as playground equipment, services or utilities necessary to operate or maintain the artwork over time;
5. Landscaping around sculpture, not integral to sculpture design;
6. Publicity, public relations, photographs or dedication ceremonies;

7. Utility fee associated with activating artwork;
8. Illuminating the sculpture, not integral to sculpture design;
9. Logo and identifying signage.

The AMAC will consider the following objectives in reviewing artwork on site applications. Is the proposed art work?

1. A unique or thematic design;
2. Appropriate in scale, form, content, materials, textures, colors, and design to the site and surrounding environment;
3. Compatible with the design character or historic character of the site;
4. Integrate and complement the surrounding environment;
5. Preserve and integrate natural features;
6. Consider the public's safety;
7. Durable in material and ease of maintenance;
8. Demonstrate quality, artistic excellence and originality.

A developer may appeal a denial of proposed art work on site to the City Council.

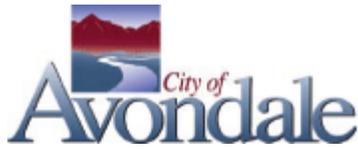
**RECOMENDATION:**

For review, discussion and direction.

**ATTACHMENTS:**

[Click to download](#)

No Attachments Available



# CITY COUNCIL REPORT

**SUBJECT:**  
Proposed 2008 State and Legislative Agenda

**MEETING DATE:**  
January 22, 2008

**TO:** Mayor and Council  
**FROM:** Shirley Gunther  
**THROUGH:** Charlie McClendon, City Manager

**PURPOSE:**

To review and provide guidance to Intergovernmental Affairs staff on the proposed 2008 City of Avondale federal and state legislative agenda. This report presents Federal and State legislative priorities identified by Mayor, Council and staff .

**BACKGROUND:**

Legislation enacted at both the federal and state level can have significant effects on the ability of municipal government to serve its citizens. Therefore, it is important to identify the City of Avondale's Legislative priorities regarding potential or pending legislative actions. Prior to each legislative session, the Intergovernmental Affairs Manager seeks Council adoption of the City's Federal and State Legislative Agenda. The approved Agenda will define the City's legislative priorities and guide the City's lobbying activities. The Governmental Affairs Manager will appear before the Avondale City Council on a regular basis throughout the session to provide updates and seek additional direction.

**DISCUSSION:**

**Guiding Principals**

In order to prioritize and guide staff's lobbying efforts; staff recommends that the Council endorse the following two key guiding principles as our highest priorities:

1. Maintain and enhancing fiscal sustainability, and
2. Protecting local authority.

**Fiscal Sustainability** – The City's budget includes revenues from a number of State sources, most importantly "shared revenues" from state income, sales and vehicle license taxes. Shared revenues make up one-third of the City's General Fund, helping to pay for police, fire, streets, parks, and other critical City services. Staff recommends that the City oppose any reduction of shared revenues. Further, staff recommends that the City advocate maintaining its other state revenue sources such as highway user revenue (HURF), local transportation assistance (LTAF) and Heritage funds.

**Local Authority** - Support efforts to ensure continuing local decision making authority and to prohibit preemption. Like other municipalities, Avondale has unique needs and characteristics and those needs are best met by policies set by its local governing body. Statewide preemptive efforts to remove the ability to set policy at the local level should be opposed.

## AVONDALE'S LEGISLATIVE PRIORITIES

In addition to the guiding principals described above, staff recommends the review and consideration of additional issues to include in its agenda for 2008. These issues have been identified by staff as well as the Council over the last few weeks to respond to the specific needs of the community.

**Public Safety**

## Liquor Laws

Poorly managed liquor establishments pose considerable problems for law enforcement and surrounding communities. Cities recommendations to the Arizona State Liquor Board regarding licenses authority or renewal should hold greater influence than what currently exists. Staff recommends supporting efforts to ensure safe communities and support legislation that allows municipalities to have more influence over liquor licensees.

## **Human Services and Neighborhoods**

### Statewide Retail Restriction on Graffiti Materials

Avondale recently passed an ordinance requiring retailers to store aerosol spray paint and graffiti implements such as broad tip markers behind the counter or in cases. When aerosol spray paint cans are out of reach, shoplifting the product is more difficult, and the amount of spray paint the street that can be used for graffiti is reduced. A statewide uniform provision that similarly restricts these materials would benefit the city. Staff recommends support efforts that would require retail businesses to restrict access to graffiti materials.

### Foreclosures

Home foreclosures have been on the rise in the City. Foreclosure rates are highest in areas that have experienced the fastest growth in the past five years. According to a recent MAG Human Services Resource Report, Avondale experiences 20 foreclosures per 1,000 homes. Foreclosures cost cities revenue. Falling property values jeopardize crucial property tax streams which fund public systems like schools and law enforcement. Houses that become vacant after foreclosure also increase expenses for the City. These costs come from code enforcement, increased police expenses due to increased crime, loss of utility payments and taxes. Cities hard-hit by home foreclosures cannot afford these costs. Staff suggests supporting legislative efforts that help resolve this growing trend and efforts that reduce the negative impact on neighborhoods.

Federal Neighborhood and Family Programs. Community Development Block Grant (CDBG), Community Services Block Grant (CSBG), Job Access Reverse Commute (JARC) and Low Income Home Energy Assistance Program (LIHEAP) consist of programs that provide communities with resources to address a wide range of unique community development needs. Staff recommends opposing any federal funding cuts to: Community Development Block Grant (CDBG), Community Services Block Grant (CSBG), Job Access Reverse Commute (JARC) and Low Income Home Energy Assistance Program (LIHEAP). Staff recommends continuing to work with other stakeholders to persuade Congress and the Administration to ensure that any funding formula revisions account for the funding disparities between older cities and fast growing cities like Avondale.

## **Transportation**

### Funding

Transportation funding remains a priority at local and state levels. Last year, Avondale made significant progress in the area of state and federal transportation funding. However, transportation and transit issues remain a priority for the City. Staff recommends continuing to engage in dialogue to offer input on the City's transportation needs on a state and Federal level and requests authority to seek a more equitable funding process.

### Economic Development

Solar Arizona For months our region has been in the final running for numerous domestic and international solar manufacturing projects. As these projects progress, we are having trouble competing with final packages offered by states with aggressive business attraction programs for the solar industry, such as Oregon. Since solar is a focused area in which Arizona could be a global leader, staff recommends supporting legislation that

stimulates the production and use of solar energy in commercial and industrial applications.

## **Environment**

### Tres Rios

The United Corps of Engineers (USACE) has been working municipalities and stakeholders partnering in the Tres Rios Ecosystem Restoration project. This project focuses on a seven-mile stretch of the Salt and Gila Rivers include restoration of native riparian habitat, water quality improvement, flood damage reduction, recreational expansion, cultural resource preservations, and environmental education. Staff recommends seeking federal funds to assist in local costs associated with its restoration and any levee costs.

### Monument Hill

Monument Hill is a US Geological Survey bench marker that may meet the criteria as a National Heritage Area. Staff recommends perusing that privileged designation along with any federal funds that may accompany this distinction.

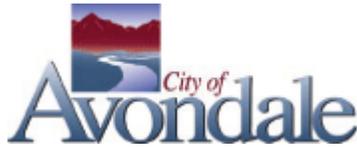
## **RECOMENDATION:**

Staff seeks input and direction from the Council reading the proposed 2008 State and Federal 2008 Legislation.

## **ATTACHMENTS:**

**Click to download**

No Attachments Available



# CITY COUNCIL AGENDA

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

**REGULAR MEETING**  
**January 22, 2008**  
**7:00 PM**

**CALL TO ORDER BY MAYOR ROGERS**  
**PLEDGE OF ALLEGIANCE**  
**MOMENT OF REFLECTION**

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

**2 UNSCHEDULED PUBLIC APPEARANCES**

(Limit three minutes 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. APPROVAL OF MINUTES**

Regular meeting of January 7, 2008

**b. CLAIMS FOR DECEMBER 2007**

**c. SPECIAL EVENT LIQUOR LICENSES - ST. THOMAS AQUINAS CHURCH - MOZART CONCERT**

The Council will consider a request for a special event liquor license from the St. Thomas Aquinas Church to be used in conjunction with a Mozart concert on Sunday, February 10, 2008. The Council will take appropriate action.

**d. COUNCIL SUBCOMMITTEE APPOINTMENT - BOARDS, COMMISSIONS AND COMMITTEES**

Mayor Lopez Rogers is requesting that the Council confirm the appointment of Council Member Stephanie Karlin and Vice-Mayor Ken Weise to the Council Subcommittee for Boards, Commissions and Committees. The Council will take appropriate action.

**e. FINAL PLAT - HAWKINS ESTATES PLAT FP-07-9**

The Council will consider a request for final plat approval for Hawkins Estates, .93 acres, 507 South 3rd Street between 3rd and 4th Streets. The Council will take appropriate action.

**f. ORDINANCE 1288-108 ACCEPTING RIGHT-OF-WAY DEDICATION - PAUL FAITH - DYSART RD. SOUTH OF JACKSON STREET.**

The Council will consider an ordinance accepting the dedication of right-of-way by Paul Faith of an existing roadway easement for Dysart road south of Jackson Street and authorizing the Mayor or City Manager, and the City Clerk to execute the appropriate documentation. The Council will take appropriate action.

**g. RESOLUTION 2714-108 ACCEPTING GRANT FUNDING FROM THE GOVERNOR'S OFFICE OF HIGHWAY SAFETY**

The Council will consider a resolution authorizing the acceptance of a grant in the amount of \$80,000 for the Avondale Police Department's Driving Under the Influence Task Force overtime through the Governor's Office of Highway Safety Program. The Council will take appropriate action.

**h. RESOLUTION 2715-108 AUTHORIZING - SECOND AMENDMENT - INTERGOVERNMENTAL AGREEMENT - LANDFILL SERVICES**

The Council will consider a resolution authorizing the second amendment to the intergovernmental agreement with the City of Glendale to allow the City of Avondale continued use of the landfill and materials recovery facility services. The Council will take appropriate action.

**4 DISCUSSION ITEMS**

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

- a. Councilmember Wolf would like to discuss the current appointment process for boards, commissions, and committees**

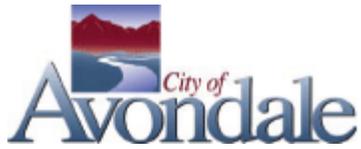
**5 ADJOURNMENT**

Respectfully submitted,



Linda Farris, CMC  
City Clerk

Any individual with a qualified disability may request a reasonable accommodation by contacting the City Clerk at 623-333-1200 at least 48 hours prior to the council meeting.



# CITY COUNCIL REPORT

**SUBJECT:**  
Approval of Minutes

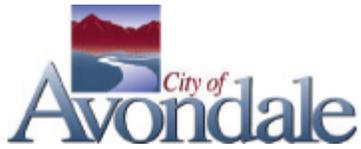
**MEETING DATE:**  
January 22, 2008

**TO:** Mayor and Council  
**FROM:** Linda Farris  
**THROUGH:** Charlie McClendon, City Manager

**ATTACHMENTS:**

[Click to download](#)

No Attachments Available



# CITY COUNCIL REPORT

**SUBJECT:**  
Claims for December 2007

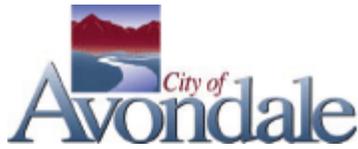
**MEETING DATE:**  
January 22, 2008

**TO:** Mayor and Council  
**FROM:** Linda Farris  
**THROUGH:** Charlie McClendon, City Manager

**ATTACHMENTS:**

[Click to download](#)

No Attachments Available



# CITY COUNCIL REPORT

**SUBJECT:**  
Special Event Liquor Licenses - St. Thomas Aquinas  
Church - Mozart Concert

**MEETING DATE:**  
January 22, 2008

**TO:** Mayor and Council  
**FROM:** Deann Helman  
**THROUGH:** Linda M. Farris, City Clerk (623) 333-1211

**PURPOSE:**

Staff is requesting that Council consider a special event liquor license for the St. Thomas Aquinas Church, 13720 West Thomas Road, Avondale for February 10, 2008.

**DISCUSSION:**

The City Clerk's Office has received an application for a special event liquor license from Carl Sappenfield, representing St. Thomas Aquinas Church, to be used in conjunction with a Mozart concert. This event will be held on Sunday, February 10, 2008 from 1:00 p.m. to 4:00 p.m., at St. Thomas Aquinas Church.

Staff has reviewed this application using the 14 factors set forth in Ordinance 1031-04. The findings are as noted below:

- 1) The event will be open to the public.
- 2) Criminal history of the applicant - A background check of the organizer, Mr. Carl Sappenfield, revealed no contact with the Avondale Police Department.
- 3) The event is a concert.
- 4) Security measures taken by the applicant – Police Department has reviewed the security plan and is recommending approval.
- 5) & 6) Wine and beer will be sold in plastic cups during the intermission.
- 7) Has this event created any neighborhood disturbances in the past three years –no problems have been reported with similar concerts at the same location.
- 8) Potential for problems in the neighborhood in terms of noise, hours and time of the event - All activities will be confined to the church and no amplification will be used.
- 9) Length of the event – 3 hours, including intermission.
- 10) Sanitary facilities available to the participants – Church has facilities.
- 11) Is zoning appropriate - Zoning is A-1 General Industrial. Planning staff has indicated that the proposed use will not result in incompatible land uses.
- 12) Anticipated number of attendees - The anticipated total daily attendance is 100 to 150 people at the event.

13) Nature of sound amplification system – none.

14) Traffic control measures will not be necessary per the Chief of Police.

The required fees have been paid. The Police and Fire Departments have reviewed the applications and are recommending approval. Their comments are attached.

**RECOMENDATION:**

Staff is recommending the approval of a special event liquor license for St. Thomas Aquinas Church, 13720 West Thomas Road, for the Mozart concert to be held February 10, 2008.

**ATTACHMENTS:**

Click to download

 [State Special Event Liquor License Application](#)

 [Recommendations](#)

# ARIZONA DEPARTMENT OF LIQUOR LICENSES & CONTROL

800 W Washington 5th Floor  
Phoenix AZ 85007-2934  
(602) 542-5141



400 W Congress #521  
Tucson AZ 85701-1352  
(520) 628-6595

## APPLICATION FOR SPECIAL EVENT LICENSE

Fee = \$25.00 per day, for 1-10 day events only  
A service fee of \$25.00 will be charged for all dishonored checks (A.R.S. § 44-6852)

**PLEASE NOTE: THIS DOCUMENT MUST BE FULLY COMPLETED OR IT WILL BE RETURNED.**

**\*\*APPLICATION MUST BE APPROVED BY LOCAL GOVERNMENT**

DEPT USE ONLY  
LIC#

1. Name of Organization: St. Thomas Aquinas Church  
2. Non-Profit/I.R.S. Tax Exempt Number: 86-0337499

3. The organization is at: (check one box only)
- Charitable       Fraternal (must have regular membership and in existence for over 5 years)
- Civic               Political Party, Ballot Measure, or Campaign Committee
- Religious

4. What is the purpose of this event? Fundraiser  
5. Location of the event: 13720 W Thomas Rd. Avondale Maricopa 85323  
Address of physical location (Not P.O. Box)      City      County      Zip

**Applicant must be a member of the qualifying organization and authorized by an Officer, Director or Chairperson of the Organization named in Question #1. (Signature required in section #18)**

6. Applicant: Sappenfield Carl Henry  
Last                      First                      Middle                      Date of Birth

7. Applicant's Mailing Address: \_\_\_\_\_  
Street                      City                      State                      Zip

8. Phone Numbers: (602) 935-2151      ( )  
Site Owner #                      Applicant's Business #                      Applicant's Home #

9. Date(s) & Hours of Event: (Remember: you cannot sell alcohol before 10:00 a.m. on Sunday)

	Date	Day of Week	Hours from A.M./P.M.	To A.M./P.M.
Day 1:	<u>02-10-08</u>	<u>Sunday</u>	<u>1:00 PM</u>	<u>4:00 PM</u>
Day 2:	_____	_____	_____	_____
Day 3:	_____	_____	_____	_____
Day 4:	_____	_____	_____	_____
Day 5:	_____	_____	_____	_____
Day 6:	_____	_____	_____	_____
Day 7:	_____	_____	_____	_____
Day 8:	_____	_____	_____	_____
Day 9:	_____	_____	_____	_____
Day 10:	_____	_____	_____	_____

10. Has the applicant been convicted of a felony in the past five years, or had a liquor license revoked?  
 YES  NO (attach explanation if yes)
11. This organization has been issued a special event license for 1 days this year, including this event  
(not to exceed 10 days per year).
12. Is the organization using the services of a promoter or other person to manage the event?  YES  NO  
If yes, attach a copy of the agreement.
13. List all people and organizations who will receive the proceeds. Account for 100% of the proceeds.  
**THE ORGANIZATION APPLYING MUST RECEIVE 25% of the gross revenues of Alcoholic Beverage Sales.**

Name	Address	Percentage
St. Thomas Aquinas Church	13720 W Thomas Rd	100%

(Attach additional sheet if necessary)

14. Knowledge of Arizona State Liquor Laws Title 4 is important to prevent liquor law violations. If you have any questions regarding the law or this application, please contact the Arizona State Department of Liquor Licenses and Control for assistance.

NOTE: ALL ALCOHOLIC BEVERAGE SALES MUST BE FOR CONSUMPTION AT THE EVENT SITE ONLY.  
"NO ALCOHOLIC BEVERAGES SHALL LEAVE SPECIAL EVENT PREMISES."

15. What security and control measures will you take to prevent violations of state liquor laws at this event?  
(List type and number of security/police personnel and type of fencing or control barriers if applicable)

1 # Police  Fencing  
1 # Security personnel  Barriers

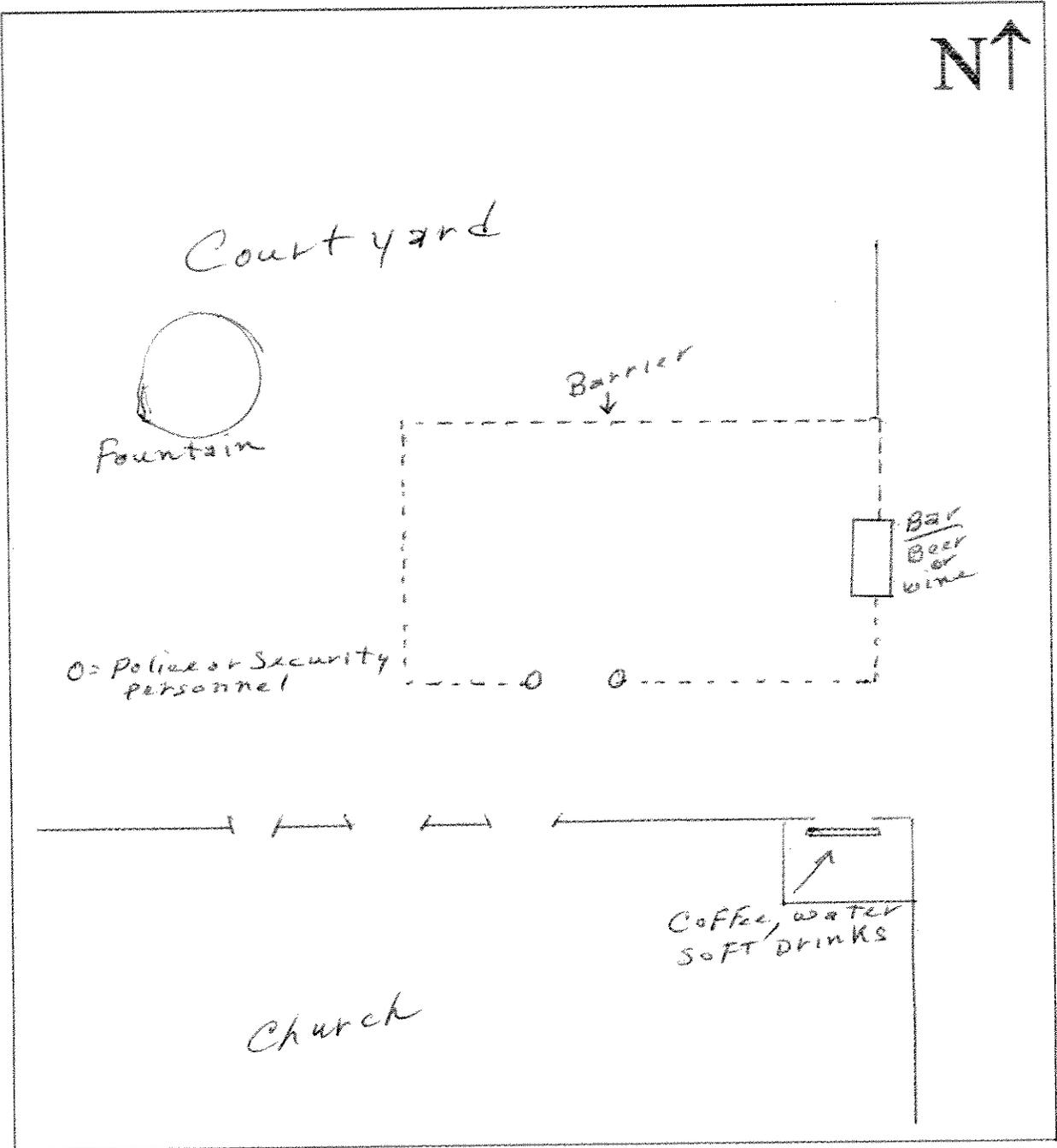
16. Is there an existing liquor license at the location where the special event is being held?  YES  NO  
If yes, does the existing business agree to suspend their liquor license during the time period, and in the area in which the special event license will be in use?  YES  NO  
**(ATTACH COPY OF AGREEMENT)**

\_\_\_\_\_  
Name of Business ( ) Phone Number

17. Your licensed premises is that area in which you are authorized to sell, dispense, or serve spirituous liquors under the provisions of your license. The following page is to be used to prepare a diagram of your special event licensed premises. Please show dimensions, serving areas, fencing, barricades or other control measures and security positions.

**SPECIAL EVENT LICENSED PREMISES DIAGRAM**  
(This diagram must be completed with this application)

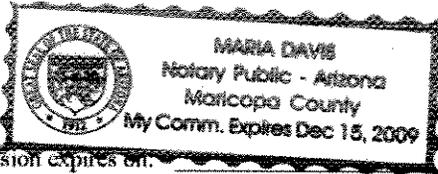
Special Event Diagram: (Show dimensions, serving areas, and label type of enclosure and security positions)  
NOTE: Show nearest cross streets, highway, or road if location doesn't have an address.



**THIS SECTION TO BE COMPLETED ONLY BY AN OFFICER, DIRECTOR OR CHAIRPERSON OF THE ORGANIZATION NAMED IN QUESTION #1**

18. ✓ I, Matthew S. Sprinkle, declare that I am an Officer/Director/Chairperson appointing the applicant listed in Question 6, to apply on behalf of the foregoing organization for a Special Event Liquor License.

X [Signature] Dir. of Music Jan. 8, 2008 623.9353917  
(Signature) (Title/Position) (Date) (Phone #)



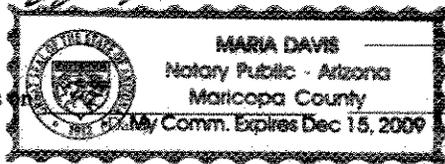
State of ARIZONA County of Maricopa  
The foregoing instrument was acknowledged before me this 8 JANUARY 2008  
Day Month Year  
[Signature]  
(Signature of NOTARY PUBLIC)

My Commission expires on: \_\_\_\_\_  
(Date)

**THIS SECTION TO BE COMPLETED ONLY BY THE APPLICANT NAMED IN QUESTION #6**

19. ✓ I, Carl H. Sappentfield, declare that I am the APPLICANT filing this application as listed in Question 6. I have read the application and the contents and all statements are true, correct and complete.

X [Signature] State of ARIZONA County of Maricopa  
(Signature) The foregoing instrument was acknowledged before me this



8 JANUARY 2008  
Day Month Year  
[Signature]  
(Signature of NOTARY PUBLIC)

My commission expires on \_\_\_\_\_

**You must obtain local government approval. City or County MUST recommend event & complete item #20. The local city or county jurisdiction may require additional applications to be completed and additional licensing fees before approval may be granted.**

**LOCAL GOVERNING BODY APPROVAL SECTION**

20. I, \_\_\_\_\_ hereby recommend this special event application  
(Government Official) (Title)  
on behalf of \_\_\_\_\_  
(City, Town or County) (Signature of OFFICIAL) (Date)

**FOR DLLC DEPARTMENT USE ONLY**

Department Comment Section:  
\_\_\_\_\_  
\_\_\_\_\_  
(Employee) (Date)

APPROVED  DISAPPROVED BY: \_\_\_\_\_  
(Title) (Date)

**SERIES: 15 SPECIAL EVENT LICENSE (Temporary)**

**Non-transferable  
On-sale retail privileges**

**PURPOSE:**

Allows a charitable, civic, fraternal, political or religious organization to sell and serve spirituous liquor for consumption only on the premises where the spirituous liquor is sold, and only for the period authorized on the license. This is a temporary license.

**ADDITIONAL RIGHTS AND RESPONSIBILITIES:**

The applicant for a special event license must request a special event application from the Department and file the application with the governing body of the city or town, or Board of Supervisors of an unincorporated area of a county, where the special event is to take place, for approval or disapproval.

If the application is approved by the local authority, and the event meets the requirements for granting the license, the DIRECTOR will issue a special event license to the qualifying organization.

Qualifying organizations will be granted a special event license for no more than ten (10) days in a calendar year. Events must be held on consecutive days and at the same location or additional licenses will be required. The license is automatically terminated upon closing of the last day of the event or the expiration of the license, whichever occurs first.

The qualified organization must receive at least twenty-five percent (25 %) of the gross revenues of Alcoholic Beverage Sales of the special event.

A person selling spirituous liquor under a special event license must purchase the spirituous liquor from the holder of a license authorized to sell off-sale; except that, in the case of a non-profit organization which has obtained a special event license for the purpose of charitable fund raising activities, a person may receive the spirituous liquor from a wholesaler as a donation.

**AVERAGE APPROVAL TIME:** One (1) to seven (7) days.

**PERIOD OF ISSUANCE:**

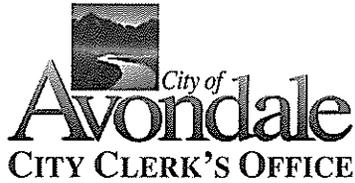
Issued for no more than a cumulative total of ten (10) days in a calendar year. A special event may be held for more than one (1) day, but it must be held on consecutive days and at the same location, or additional licenses will be required.

**FEES:** \$25.00 per day.

**ARIZONA STATUTES AND REGULATIONS:**

ARS 4-203.02, 4-244, 4-261; Rule R19-1-214, R19-1-244, R19-1-250.

**Disabled individuals requiring special accommodations please call (602) 542-9051**



**DEPARTMENTAL REVIEW FORM**

**TYPE OF LICENSE:**

SPECIAL EVENT LIQUOR LICENSE

**ROUTING:**

POLICE DEPARTMENT

FIRE DEPARTMENT

---

**APPLICANT'S NAME:** CARL SAPPENFIELD

**ORGANIZATIONS NAME:** ST. THOMAS AQUINAS CHURCH

**EVENT ADDRESS:** 13720 WEST THOMAS ROAD

**CITY:** AVONDALE    **STATE:** AZ    **ZIP CODE:** 85323

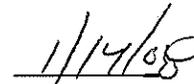
**PURPOSE OF EVENT:** MOZART CONCERT

**DEPARTMENTAL COMMENTS:**

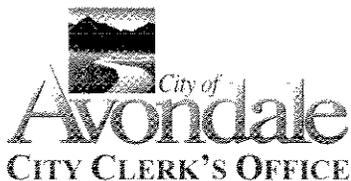
APPROVED

DENIED

  
\_\_\_\_\_  
SIGNATURE  
  
\_\_\_\_\_  
TITLE

  
\_\_\_\_\_  
DATE

**THIS LICENSE IS SCHEDULED FOR THE COUNCIL MEETING OF: JANUARY 22, 2007  
PLEASE RETURN YOUR COMMENTS TO THE CITY CLERK'S OFFICE BY: JANUARY 16, 2007**



DEPARTMENTAL REVIEW FORM

TYPE OF LICENSE:

SPECIAL EVENT LIQUOR LICENSE

ROUTING:

POLICE DEPARTMENT

FIRE DEPARTMENT

---

APPLICANT'S NAME: CARL SAPPENFIELD

ORGANIZATIONS NAME: ST. THOMAS AQUINAS CHURCH

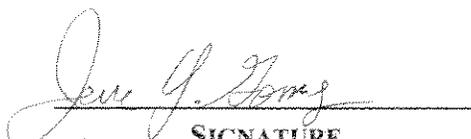
EVENT ADDRESS: 13720 WEST THOMAS ROAD

CITY: AVONDALE      STATE: AZ      ZIP CODE: 85323

PURPOSE OF EVENT: MOZART CONCERT

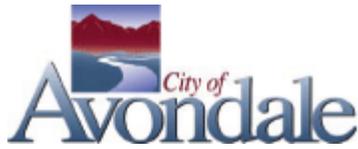
DEPARTMENTAL COMMENTS:

APPROVED  
 DENIED

  
SIGNATURE  
Assistant Fire Marshal  
TITLE

  
DATE

THIS LICENSE IS SCHEDULED FOR THE COUNCIL MEETING OF: JANUARY 22, 2007  
PLEASE RETURN YOUR COMMENTS TO THE CITY CLERK'S OFFICE BY: JANUARY 16, 2007



# CITY COUNCIL REPORT

**SUBJECT:**  
Council Subcommittee Appointment - Boards,  
Commissions and Committees

**MEETING DATE:**  
January 22, 2008

**TO:** Mayor and Council  
**FROM:** Linda Farris, City Clerk (623)333-1211  
**THROUGH:** Charlie McClendon, City Manager

**PURPOSE:**

Mayor Lopez Rogers is requesting that the Council confirm the appointment of Council Member Stephanie Karlin and Vice-Mayor Ken Weise to the Council Subcommittee for Boards, Commissions and Committees. Councilmember Frank Scott will remain on the subcommittee.

**BACKGROUND:**

Section 15.2 of the Council Rules of Procedure provide that the Mayor may appoint a Council Subcommittee for Boards, Commissions and Committees. The purpose of this Council Subcommittee is to interview applicants and recommend to the City Council possible appointments to Boards, Commissions and Committees. The Subcommittee is to be made up of three Council Members.

The current subcommittee membership is Council Member Frank Scott and Council Member Chuck Wolf. Council Member Scott was appointed in July 2006 and Council Member Wolf was appointed in August 2003

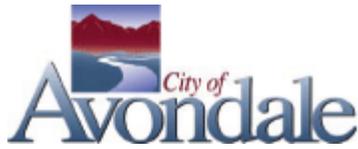
**RECOMENDATION:**

Council confirm Mayor Lopez Rogers' appointment of Council Member Stephanie Karlin and Vice Mayor Ken Weise to the Council Subcommittee for Boards, Commissions and Committees.

**ATTACHMENTS:**

[Click to download](#)

No Attachments Available



# DEVELOPMENT SERVICES

**SUBJECT:**  
Final Plat - Hawkins Estates Plat FP-07-9

**MEETING DATE:**  
January 22, 2008

**TO:** Mayor and Council  
**FROM:** Brian Berndt, Development Services Director (623) 333-4011  
**THROUGH:** Charlie McClendon, City Manager

---

**REQUEST:** Final Plat for Hawkins Estates

**PARCEL SIZE:** 0.93 Acres

**LOCATION:** 507 South 3rd Street between 3rd and 4th Streets.

**APPLICANT:** Bryan Goetzenberger, Alliance Land Surveying, LLC

**OWNER:** Toni M. Seehorn

**BACKGROUND:**

The subject property was annexed into the City on December 16, 1946 as part of the original townsite and is designated as Medium Density Residential in the General Plan.

The property has been zoned Multi-Family Residential (R-3) since at least 1982.

The property is currently vacant and undeveloped. The final plat will allow the approximately one acre site to be split into four separate residential lots.

**SUMMARY OF REQUEST:**

1. The applicant is proposing to subdivide the parcel into four equally sized parcels.
2. Each parcel will be +/-10,000 sq. ft. in area.
3. A seventeen foot right-of-way easement is to be dedicated for 3rd Street. A 25 foot right-of-way easment is to be dedicated for 4th Street.
4. Eight foot public utility easements will be dedicated on both 3rd and 4th streets.
5. A three foot drainage easement is included along the entire southern-most property line.
6. Two parcels will have access from 3rd Street and two will have access from 4th Street.

**PARTICIPATION:**

Public notifications and public hearing are not required for final plats.

**ANALYSIS:**

The proposed plat is consistent with the General Plan and the Zoning for the area. The plat is in conformance with the City of Avondale Subdivision Regulations.

**RECOMMENDATION:**

Staff recommends that the City Council **APPROVE** the final plat subject to the following stipulation:

1. The recorded plat shall be in conformance with the final plat date stamped January 2, 2008.

**PROPOSED MOTION:**

I move that the City Council **APPROVE** application FP-07-9, the final plat for Hawkins Estates subject to the staff recommended stipulation.

**ATTACHMENTS:**

Click to download

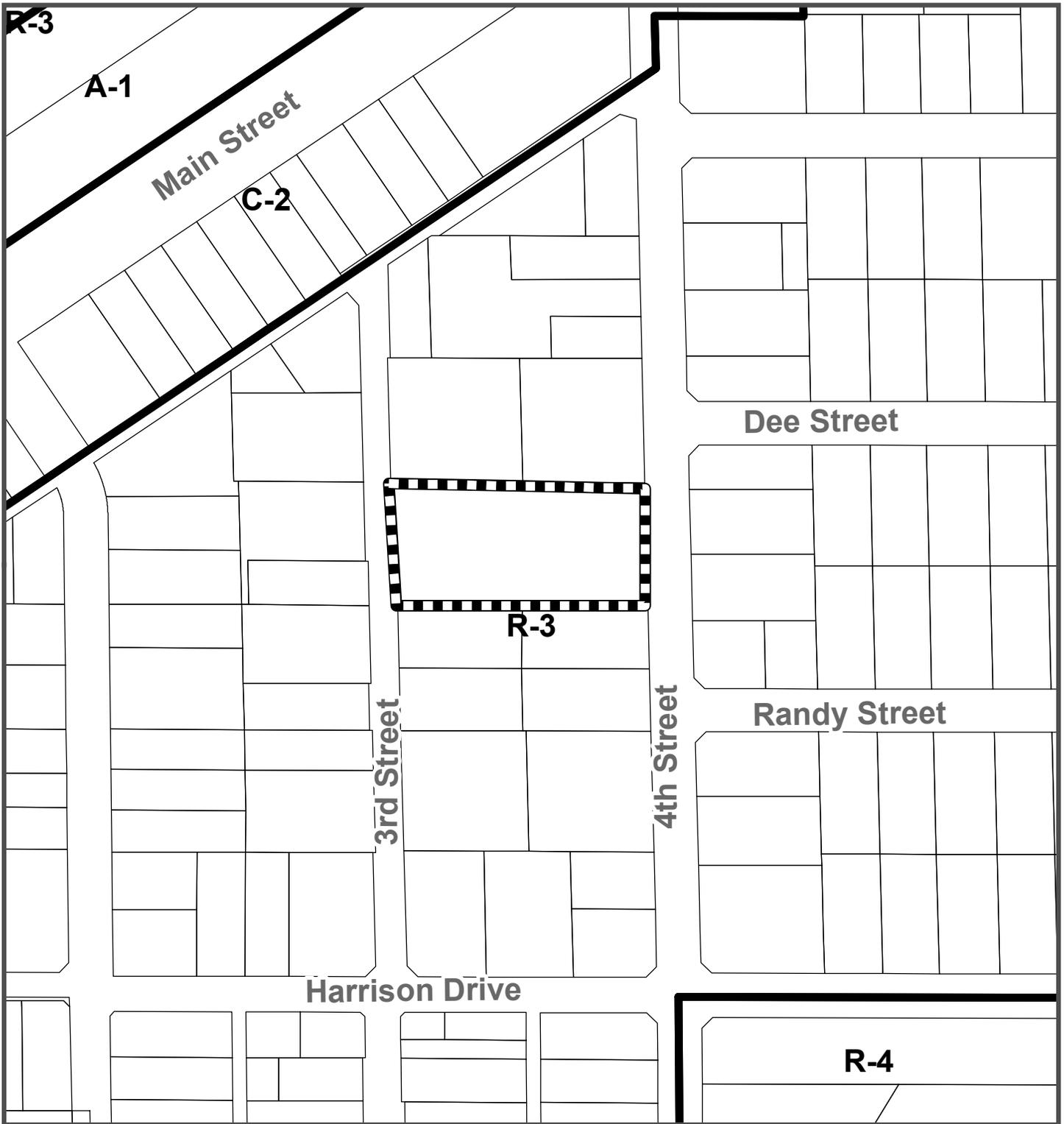
📎 [FP-07-9 Exhibits](#)

**FULL SIZE COPIES (Council Only):**

Proposed final plat date stamped January 2, 2008

**PROJECT MANAGER:**

John Vater, Planner (623) 333-4014



**Zoning Map  
FP-07-9**



**Subject Property**





Air Photo 2007  
FP-07-9



Subject Property



## SUMMARY OF RELATED FACTS

## APPLICATION CU-07-3

<i>THE PROPERTY</i>	
PARCEL SIZE	.093 Acres
LOCATION	507 South 3 <sup>rd</sup> Street Between 3 <sup>rd</sup> and 4 <sup>th</sup> Streets
PHYSICAL CHARACTERISTICS	Flat, dirt lot
EXISTING LAND USE	Vacant
EXISTING ZONING	Multi-Family Residential (R-3)
ZONING HISTORY	Annexed in 1946 and zoned R-3 prior to 1982.
DEVELOPMENT AGREEMENT	None

<i>SURROUNDING ZONING AND LAND USE</i>	
NORTH	R-3 Multifamily Residential (single-family residential)
EAST	R-3 Multifamily Residential (single-family residential)
SOUTH	R-3 Multifamily Residential (single-family residential)
WEST	R-3 Multifamily Residential (single-family residential)
<i>GENERAL PLAN</i>	
The subject property is designated as Medium Density Residential on the General Plan Land Use Map.	

<i>PUBLIC SCHOOLS</i>	
SCHOOL DISTRICT(S)	Avondale Elementary School District Agua Fria Union High School District
ELEMENTARY SCHOOLS	Lattie Coor (K-8)
JUNIOR HIGH SCHOOL	Lattie Coor (K-8)
HIGH SCHOOL	Agua Fria High School

***STREETS***

**3<sup>rd</sup> Street**

Classification	Local Street
Existing half street ROW	17 feet
Standard half street ROW	25 feet
Existing half street improvements	1 paved lane, 17' to back of curb, gutter, 4' sidewalk, streetlights
Standard half street improvements	1 traffic lanes, curb, gutter, sidewalk and streetlights.

**2<sup>nd</sup> Street**

Classification	Local Street
Existing half street ROW	25 feet
Standard half street ROW	25 feet
Existing half street improvements	1 paved lane, 20.5' to back of curb, gutter, 4' sidewalk, streetlights
Standard half street improvements	1 traffic lane, curb, gutter, sidewalk and streetlights.

***UTILITIES***

A 4" waterline runs along the property in 3<sup>rd</sup> Street and a 6" waterline in 4<sup>th</sup> Street.

There is an existing 6" sewer line in both 3<sup>rd</sup> and 4<sup>th</sup> Streets.

**DEDICATION**

STATE OF ARIZONA )  
 COUNTY OF MARICOPA )  
 KNOWN ALL MEN BY THESE PRESENTS,  
 THAT TOM M. SERRANO, AS OWNER OF LOT 44, HAS BE-ASSIGNED A PORTION OF LOT 44 OF BROOK TRACT AS SHOWN IN BOOK 27 OF MAPS PAGE 1, RECORDS OF MARICOPA COUNTY, ARIZONA, TO THE CITY OF AVANODALE, ARIZONA, AS SHOWN IN SECTION 15, TOWNSHIP 1 NORTH, RANGE 1 WEST OF THE GILA AND SALT RIVER BASIN AS SHOWN PLATTED HEREIN AND HEREBY HEREBY DEEDS THE PART AS SHOWN ESTABLY OF "HAWKINS ESTATES" AND HEREBY DEEMES THAT SAID PLAT SETS FORTH THE CORRECT AND TRUE LOCATION OF SAID BROOK TRACT AND THAT EACH LOT AND STREET SHOWN HEREON, THE STREETS AND EASEMENTS AS SHOWN HEREON AND INCLUDED IN THE ABOVE SECTION, OWNER OF LOT 44 OF BROOK TRACT, RESPECTED ON SAID PLAT THAT TOM M. SERRANO, HAS HEREUNDER CAUSED HER NAME TO BE SIGNED AS OWNER OF LOT 44 THIS \_\_\_\_\_ DAY OF DECEMBER, 2007.  
 BY: \_\_\_\_\_

**ACKNOWLEDGMENT**

STATE OF ARIZONA )  
 COUNTY OF MARICOPA )  
 ON THIS, THE \_\_\_\_\_ DAY OF DECEMBER, 2007, BEFORE ME THE UNDERSEIGNED OF MARICOPA COUNTY, ARIZONA, AS SHOWN IN SECTION 15, TOWNSHIP 1 NORTH, RANGE 1 WEST OF THE GILA AND SALT RIVER BASIN AS SHOWN PLATTED HEREIN AND HEREBY HEREBY DEEDS THE PART AS SHOWN ESTABLY OF "HAWKINS ESTATES" AND HEREBY DEEMES THAT SAID PLAT SETS FORTH THE CORRECT AND TRUE LOCATION OF SAID BROOK TRACT AND THAT EACH LOT AND STREET SHOWN HEREON, THE STREETS AND EASEMENTS AS SHOWN HEREON AND INCLUDED IN THE ABOVE SECTION, OWNER OF LOT 44 OF BROOK TRACT, RESPECTED ON SAID PLAT THAT TOM M. SERRANO, HAS HEREUNDER CAUSED HER NAME TO BE SIGNED AS OWNER OF LOT 44 THIS \_\_\_\_\_ DAY OF DECEMBER, 2007.  
 BY: \_\_\_\_\_

**APPROVAL**

APPROVED BY THE BOARD OF SUPERVISORS OF THE CITY OF AVANODALE, ARIZONA THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2007.  
 MAYOR \_\_\_\_\_ DATE \_\_\_\_\_  
 ATTEST CITY CLERK \_\_\_\_\_ DATE \_\_\_\_\_  
 CITY ENGINEER \_\_\_\_\_ DATE \_\_\_\_\_

**NOTES**

1. ALL LANDSCAPING WITHIN THE COLLECTOR AND ARTERIAL STREET RIGHT-OF-WAY IS TO BE MAINTAINED BY LOT OWNER.
2. ALL UTILITY AND PUBLIC SERVICE EASEMENTS, INCLUDING ANY LIMITATIONS OF FACILITIES, AND CONSTRUCTION WITHIN SAID EASEMENTS SHALL BE LIMITED TO THE MINIMUM NECESSARY TO MAINTAIN THE EXISTING UTILITIES.
3. ALL UTILITIES SHALL BE INSTALLED UNDERGROUND.
4. ALL EXISTING AND CONSTRUCTION UTILITIES TO BE CONSTRUCTED UNDERGROUND.
5. NO ALTERATIONS SHALL BE MADE TO THE EXISTING WATER RETENTION AREAS THAT ARE A PART OF THESE PREMISES WITHOUT WRITTEN APPROVAL BY THE CITY OF AVANODALE.
6. NO STRUCTURES SHALL BE CONSTRUCTED IN OR ACROSS NON SHALL OTHER EASEMENTS OR ALTERNATIONS BE MADE TO THE DRAINAGE FACILITIES THAT ARE A PART OF THESE PREMISES WITHOUT WRITTEN APPROVAL BY THE CITY OF AVANODALE.
7. ALL RETENTION AREAS WITHIN THE CITY OF AVANODALE SHALL BE MAINTAINED TO THE DESIGN AND CONSTRUCTION STANDARDS SET FORTH IN THE CITY OF AVANODALE'S WATER SERVICE UTILITY DEPARTMENT'S DESIGN MANUAL.
8. THE NEAR PLATTED HEREON LIES WITHIN THE CITY OF AVANODALE WATER SERVICE UTILITY DEPARTMENT'S DESIGN MANUAL AS SHOWN IN ASSIGNED WATER SERVICE UNDER PARAS 4.8.3-4.8.37N.
9. ALL UTILITIES SHALL BE INSTALLED UNDERGROUND.

**SITE INFORMATION**

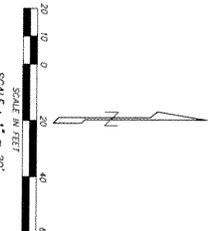
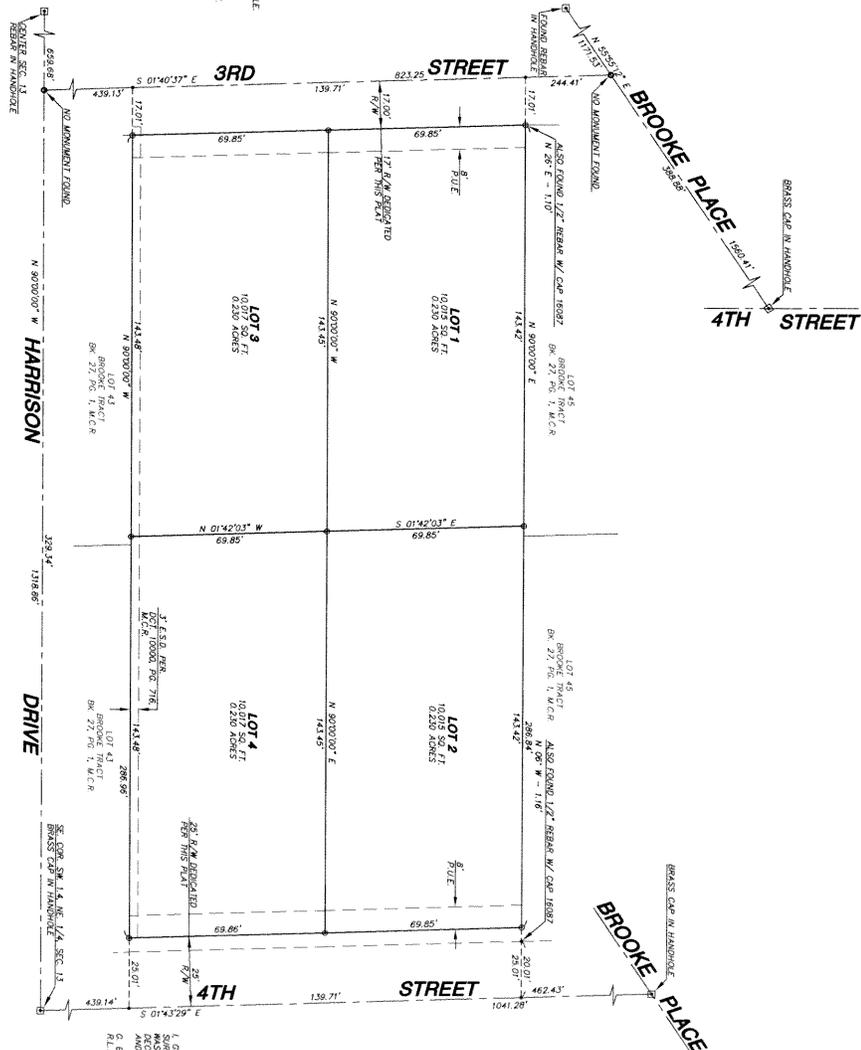
1. SITE ADDRESS IS 507 S. 3RD STREET, AVANODALE, ARIZONA.
2. ACCORDING TO SANITATION DEPARTMENT, THE SUBJECT PROPERTY IS ZONED R-1.5. THE ZONE X IS DESIGNATED AS "HARVEST OR 0.2% ANNUAL CHANCE FLOOD AREAS OF 1% DRAINAGE AREAS LESS THAN 1 SQUARE MILE AND AREAS PROTECTED BY LEVERS FROM 1% ANNUAL CHANCE FLOOD."
3. THE SUBJECT PROPERTY AND ADJACENT PROPERTIES ARE ZONED R-1.5, MULTI-FAMILY RESIDENTIAL.

**BASIS OF BEARING**

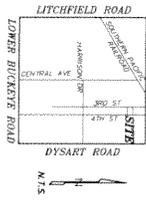
THE BASIS OF BEARING IS THE MONUMENT LINE OF HARRISON STREET, ALSO BEING THE SOUTH LINE OF THE NORTHEAST QUARTER OF SECTION 15, USING A BEARING OF NORTH 90 DEGREES 00 MINUTES 00 SECONDS WEST.

**"HAWKINS ESTATES"**

A RE-PLAT FOR LOT 44, BROOK TRACT, BOOK 27, PAGE 1, M.C.R. SITUATED IN THE NORTHEAST QUARTER OF SECTION 15, TOWNSHIP 1 NORTH, RANGE 1 WEST OF THE GILA AND SALT RIVER BASIN AND MERIDIAN, MARICOPA COUNTY, ARIZONA.



**VICINITY MAP**



**LEGEND**

Property Corner  
 Set 1/2" (Please see notes)  
 E.S.D. Easement for Surface Drainage  
 Property Line  
 Public Utility Easement  
 Indicated per this Plat

**OWNER**

OWNER: OVERSEER  
 ADDRESS: 507 S. 3RD STREET, AVANODALE, ARIZONA  
 DEED: 05-143423

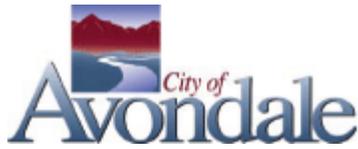
**CERTIFICATION**

I, G. BRIAN OETTINGER, HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF ARIZONA AND THAT THE SAID SURVEY HEREON WAS MADE BY ME OR UNDER MY CLOSE PERSONAL SUPERVISION AND THAT I AM A MEMBER OF THE SURVEYING SOCIETY OF ARIZONA AND THAT I AM A MEMBER OF THE SURVEYING SOCIETY OF ARIZONA AND THAT I AM A MEMBER OF THE SURVEYING SOCIETY OF ARIZONA AND THAT I AM A MEMBER OF THE SURVEYING SOCIETY OF ARIZONA.

**-REDUCTION-  
 NOT AN ACTUAL  
 SURVEY**

**ALLIANCE LAND SURVEYING, LLC**  
 7800 N. CENTRAL AVENUE, SUITE 100  
 PHOENIX, ARIZONA 85020  
 Phone: (602) 972-2500 Fax: (602) 972-1818  
**HAWKINS ESTATES**  
 AVANODALE, ARIZONA

DATE	SCALE	SHEET 1 OF 1
12/26/07	1" = 20'	070903



# CITY COUNCIL REPORT

**SUBJECT:**

Ordinance 1288-108 accepting Right-of-way dedication -  
Paul Faith - Dysart Rd. south of Jackson Street.

**MEETING DATE:**

January 22, 2008

**TO:** Mayor and Council

**FROM:** Kathy Mathiesen, Plan Review Engineer (623) 333-4036

**THROUGH:** Charlie McClendon, City Manager

**PURPOSE:**

Staff is requesting that the City Council adopt an ordinance accepting the dedication of right-of-way by Paul Faith of an existing roadway easement for Dysart Road south of Jackson Street and authorize the Mayor or City Manager, and the City Clerk to execute the appropriate documentation.

**DISCUSSION:**

Mr. Faith is constructing additional improvements to Faith Plaza on Dysart Road and has agreed to dedicate an existing roadway easement (see Vicinity Map) to the City for right-of-way purposes.

**BUDGETARY IMPACT:**

No financial impact to the City.

**RECOMENDATION:**

Staff recommends that the City Council adopt an ordinance accepting the dedication of right-of-way by Mr. Faith of an existing roadway easement for Dysart Road south of Jackson Street and authorize the Mayor or City Manager, and the City Clerk to execute the appropriate documentation.

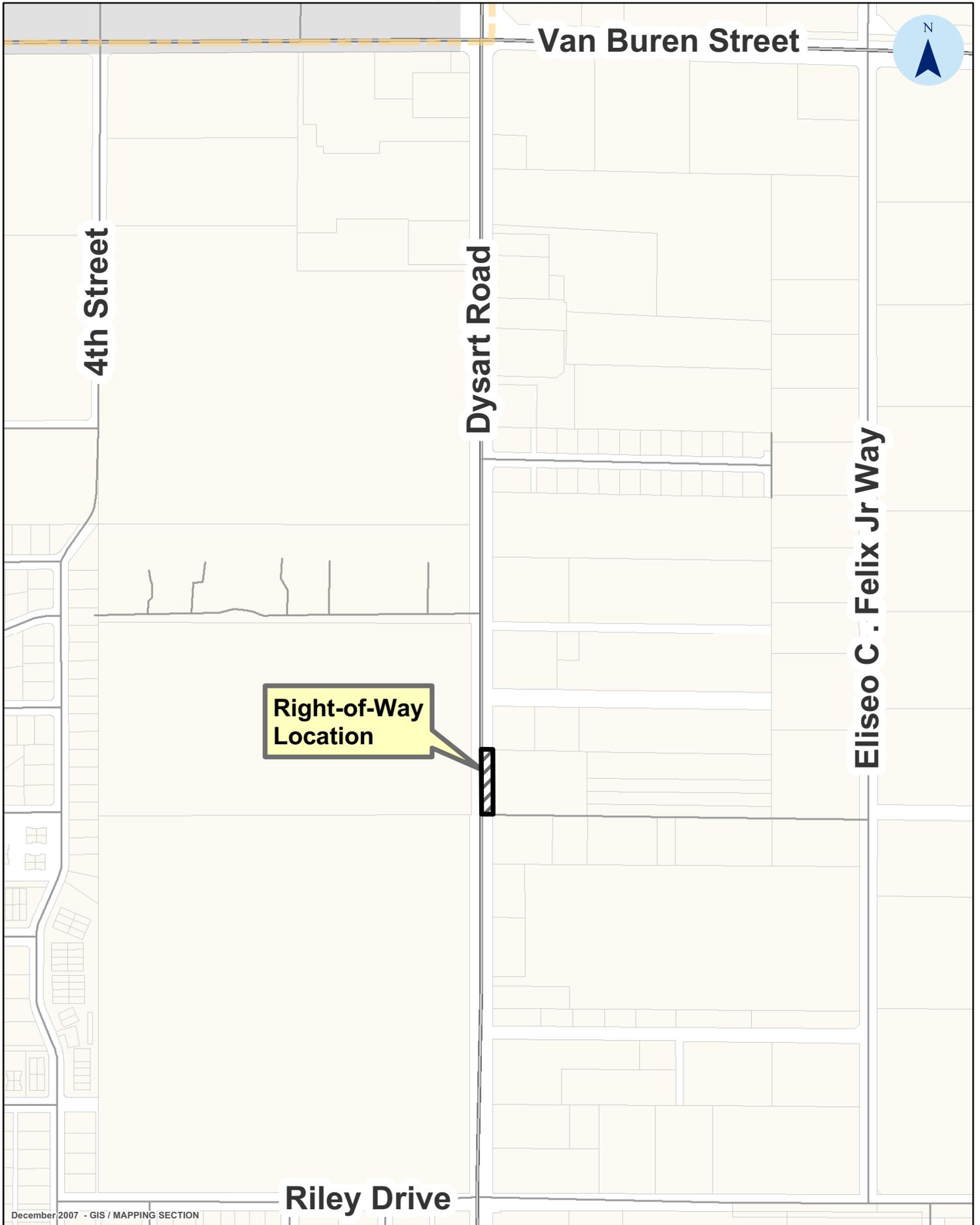
**ATTACHMENTS:**

Click to download

[☐ Vicinity Map](#)

[☐ ORD - 1288-108](#)

VICINITY MAP



December 2007 - GIS / MAPPING SECTION

**ORDINANCE NO. 1288-108**

AN ORDINANCE OF THE COUNCIL OF THE CITY OF AVONDALE,  
ARIZONA, ACCEPTING THE DEDICATION OF REAL PROPERTY FOR  
USE AS PUBLIC RIGHT-OF-WAY.

**BE IT ORDAINED** BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. That certain real property, being a portion of Maricopa County Assessor's Parcel No. 500-23-011G, generally located east of Dysart Road, south of Jackson Street, as more particularly described in Exhibit A, attached hereto and incorporated herein by reference, is hereby accepted by the City of Avondale from PJF Investment Holdings, LLC, for use as public right-of-way.

SECTION 2. That the Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to take all steps and to execute all documents necessary to carry out the purpose and intent of this Ordinance.

**PASSED AND ADOPTED** by the Council of the City of Avondale, January 22, 2008.

---

Marie Lopez Rogers, Mayor

ATTEST:

---

Linda M. Farris, City Clerk

APPROVED AS TO FORM:

---

Andrew J. McGuire, City Attorney

EXHIBIT A  
TO  
ORDINANCE NO. 1288-108

[Legal description of acquisition portion of APN 500-23-011G]

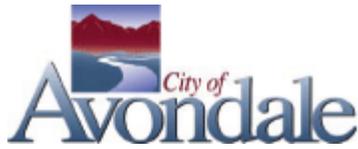
See following pages.

LEGAL DESCRIPTION

A PORTION OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 11, TOWNSHIP 1 NORTH, RANGE 1 WEST OF THE GILA AND SALT RIVER BASE AND MERIDIAN, MARICOPA COUNTY, ARIZONA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WEST QUARTER CORNER OF SAID SECTION 11; THENCE NORTH 220 FEET; THENCE EAST 40 FEET; THENCE SOUTH 220 FEET; THENCE WEST 40 FEET TO THE POINT OF BEGINNING

10/4



# CITY COUNCIL REPORT

**SUBJECT:**

Resolution 2714-108 accepting grant funding from the Governor's Office of Highway Safety

**MEETING DATE:**

January 22, 2008

**TO:** Mayor and Council

**FROM:** Janeen Gaskins, Grants Administrator (623)333-1025

**THROUGH:** Charlie McClendon, City Manager

**PURPOSE:**

Staff is requesting that the City Council adopt a resolution authorizing the acceptance of a grant in the amount of \$80,000 for the Avondale Police Department's Driving Under the Influence Task Force overtime through the Governor's Office of Highway Safety Program. The City of Avondale requires that the City Council approve all grant awards over \$50,000.

**BACKGROUND:**

During the time from July 1, 2006 to March 31, 2007, the Avondale Police Department investigated 931 reportable collisions, 14 were alcohol related non injury, 2 were alcohol related with injuries, and 6 collisions resulted in fatalities. During the same time frame, the Avondale Police Department arrested approximately 315 drivers for D.U.I. related offenses.

The Avondale Police Department is committed to keeping Avondale residents safe and has no tolerance for impaired driving and will strive to remove those impaired drivers from the road.

**DISCUSSION:**

Without further funding Avondale Police Officers will be extremely limited in the amount of dedicated enforcement that could be conducted for the next fiscal year. This grant funding will be used to support the need for dedicated enforcement during D.U.I. enforcement activities. The Avondale Police Department depleted \$80,000 in grant money for equipment and overtime, which was awarded by the Governor's Office of Highway Safety for fiscal year 2006-2007. In addition to the funds received from the Governor's Office of Highway Safety, a grant was obtained from the Oversight Council in the amount of \$30,001. This money was also depleted during the 2007 Thanksgiving, Christmas and New Years Holiday. The grant funding is needed to continue the overtime services that will take place for the rest of this fiscal year.

**BUDGETARY IMPACT:**

The City of Avondale Police Department is requesting permission to accept grant funds for \$80,000 to provide for D.U.I. related overtime. There are no match requirements for this grant. The Police Department has received internal approval for submitting this grant from the Risk Management Division, Finance Department and Police Chief Kotsur.

**RECOMENDATION:**

Staff recommends that the City Council adopt a resolution authorizing the acceptance of a grant in the amount of \$80,000, for the Avondale Police Department's Driving Under the Influence Task Force overtime through the Governor's Office of Highway Safety Program.

**ATTACHMENTS:**

Click to download

 [RES - 2714-108](#)

**RESOLUTION NO. 2714-108**

A RESOLUTION OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, AUTHORIZING THE ACCEPTANCE OF GRANT FROM THE GOVERNOR'S OFFICE OF HIGHWAY SAFETY FOR OVERTIME EXPENSE FUNDING

**WHEREAS**, on May 7, 2007, the Council of the City of Avondale (the "City Council") passed and adopted Resolution 2640-507 authorizing the submittal of an application to the Governor's Office of Highway Safety (the "GOHS") for project funding relating to overtime funding with respect to participation in the Driving Under the Influence Task Force; and (the "Grant"); and

**WHEREAS**, the GOHS desires to award the to the City a Grant in the amount of \$80,000; and

**WHEREAS**, the City Council desires to authorize the acceptance of the Grant.

**NOW, THEREFORE, BE IT RESOLVED** BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. That acceptance of the Grant totaling \$80,000.00 is hereby authorized.

SECTION 2. That the Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to execute and submit all documents and any other necessary or desirable instruments in connection with the Grant and to take all steps necessary to carry out the purpose and intent of this Resolution.

[SIGNATURES ON FOLLOWING PAGE]

**PASSED AND ADOPTED** by the Council of the City of Avondale, January 22, 2008.

---

Marie Lopez Rogers, Mayor

ATTEST:

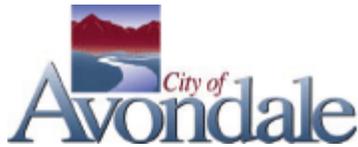
---

Linda M. Farris, City Clerk

APPROVED AS TO FORM:

---

Andrew J. McGuire, City Attorney



# CITY COUNCIL REPORT

**SUBJECT:**

Resolution 2715-108 authorizing - Second Amendment -  
Intergovernmental Agreement - Landfill Services

**MEETING DATE:**

January 22, 2008

**TO:** Mayor and Council

**FROM:** Janet Stewart, Field Operations Director (623)333-4747

**THROUGH:** Charlie McClendon, City Manager

**PURPOSE:**

Staff is requesting that the City Council amend the current intergovernmental agreement with the City of Glendale to allow the City of Avondale the continued use of the landfill and materials recovery facility services.

**BACKGROUND:**

The City of Avondale entered into an intergovernmental agreement with the City of Glendale for landfill and materials recovery facility services in October 2005.

**DISCUSSION:**

This amendment covers the period from July 1, 2007 through June 30, 2011, providing for the City of Avondale's continued use of the landfill and materials recovery (recycling) facility. This is a non-exclusive agreement, which allows the City of Avondale the option of utilizing other facilities for either refuse or recycling.

This amendment adjusts the tipping fees and the freon removal fee. The tipping fee will be increased to \$22.50 per ton from the current rate of \$22.00 per ton for the period July 1, 2007 through June 30, 2009. For the period July 1, 2009 through June 20, 2010 the fee will be increased to \$24.00 per ton, and for the period July 1, 2010 through June 30, 2011 the fee will be increased to \$25.00 per ton.

Under the current agreement all appliances containing freon are assessed a separate fee, in addition to the tipping fee, to cover the cost of freon removal. The current fee is \$5.00 per unit for refrigerators and \$8.00 per unit for air conditioners. The freon removal fee will be increased to \$8.00 per unit regardless of the type.

The remaining terms and conditions set forth in the original agreement remain in force.

**BUDGETARY IMPACT:**

The adjustments in this amendment have been included in the sanitation rate model developed by the budget office and are reflected in the user rates.

**RECOMENDATION:**

Staff recommends that the City Council approve the amendment to the intergovernmental agreement with the City of Glendale for landfill and materials recovery facility services.

**ATTACHMENTS:**

Click to download

 [RES - 2715-108](#)

**RESOLUTION NO. 2715-108**

A RESOLUTION OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, APPROVING AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF GLENDALE, RELATING TO LANDFILL AND MATERIALS RECOVERY FACILITY SERVICES.

**BE IT RESOLVED** BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. That the Second Amendment to the Intergovernmental Agreement with the City of Glendale for Landfill and Materials Recovery Facility Services, (the “Second Amendment”), is hereby approved in the form attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2. That the Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to take all steps necessary to cause the execution of the Amendment.

**PASSED AND ADOPTED** by the Council of the City of Avondale, January 22, 2008.

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Marie Lopez Rogers, Mayor

ATTEST:

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Linda M. Farris, City Clerk

APPROVED AS TO FORM:

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Andrew J. McGuire, City Attorney

EXHIBIT A  
TO  
RESOLUTION 2715-108

[Second Amendment]

See following pages.

SECOND AMENDMENT TO  
INTERGOVERNMENTAL AGREEMENT  
BETWEEN THE CITY OF AVONDALE  
AND  
THE CITY OF GLENDALE FOR  
LANDFILL AND MATERIALS RECOVERY  
FACILITY SERVICES

THIS SECOND AMENDMENT to Intergovernmental Agreement (this "Second Amendment") is entered into \_\_\_\_\_, 2007, between the City of Avondale, an Arizona municipal corporation ("Avondale") and the City of Glendale, an Arizona municipal corporation ("Glendale").

RECITALS

A. Avondale and Glendale entered into that certain Intergovernmental Agreement for Landfill and Materials Recovery Facility Services (MRF), No. 11945C (the "IGA").

B. The parties desire to amend certain provisions of the IGA relating to (1) Adjusted landfill gate rate (2) Adjusted rate for Freon removal from appliances delivered to the Landfill by Avondale vehicles.

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing and the mutual promises and covenants set forth herein, Avondale and Glendale hereby agree as follows:

1. Section 3.3 - Tipping Fees and Revenue Share is hereby <sup>amended</sup> ~~added~~ to read as follows in their prescribed sections:

b. ~~1.~~ Tipping Fee shall be increased to \$22.50 per ton including the \$0.25/ton Arizona Department of Environmental Quality (ADEQ) tax; effective July 1, 2007 through June 30, 2009. July 1, 2009 through June 30, 2010 the tipping fee shall be \$24.00 per ton including the \$0.25/ton ADEQ tax and increase to \$25.00 per ton July 1, 2010 through June 30, 2011, including the \$0.25/ton ADEQ tax.

c. Adjustments to the Tipping Fee shall be based upon the change in cost considerations specific to the landfill operation, such as increases in fuel and other operational costs.

f. All appliances containing Freon and delivered by Avondale vehicles will be assessed a separate fee, in addition to the Tipping Fee, to cover the cost the Facility incurs for Freon removal. Currently, it costs the Facility \$8.00 per unit for Freon removal. effective July 1, 2007 the cost will increase to \$10 per unit. This fee is subject

to change at any time to reflect the market cost of Freon removal.

2. ~~Except~~ <sup>Except</sup> as specifically amended in this Second Amendment, all of the terms and conditions of the Agreement shall remain in full force and effect.
3. Effect of Amendments In all other respects, the IGA is affirmed and ratified and, except as expressly modified herein, all terms and conditions of the IGA shall remain in full force and effect.
4. ~~First~~ <sup>Second</sup> Amendment may be cancelled pursuant to Arizona Revised Statute 38-511.

IN WITNESS WHEREOF, the parties have executed this Second Amendment as of the day and year first set forth above.

"AVONDALE"

"GLENDALE"

By: \_\_\_\_\_  
Marie Lopez Rogers, Mayor

By: \_\_\_\_\_  
Elaire M. Scruggs, Mayor

ATTEST

ATTEST:

By: \_\_\_\_\_  
Linda M. Farris, City Clerk

By: \_\_\_\_\_  
Patricia Hanna, City Clerk

The foregoing agreement between the City of Avondale and the City of Glendale, has been reviewed pursuant to ARIZ. REV. STAT. § 11-952, as amended, by the undersigned City Attorney who has determined that it is in the proper form and is within the powers and authority granted to the City of Avondale. No opinion is expressed as to the authority of any parties, other than the City of Avondale to enter into this agreement.

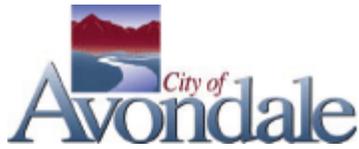
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Andrew J. McGuire,  
Avondale City Attorney

The foregoing agreement between the City of Avondale and the City of Glendale, has been reviewed pursuant to ARIZ. REV. STAT. § 11-952, as amended, by the undersigned City Attorney who has determined that it is in the proper form and is within the powers and authority granted to the City of Glendale. No opinion is expressed as to the authority of any parties, other than the City of Glendale to enter into this agreement.

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Craig Tindall  
Glendale City Attorney



# CITY COUNCIL REPORT

**SUBJECT:**

Board, Commission, and Committee application process

**MEETING DATE:**

January 22, 2008

**TO:** Mayor and Council

**FROM:** Sammi Curless, Assistant to the Mayor and Council (623)333-1613

**THROUGH:** Charlie McClendon, City Manager

**PURPOSE:**

Councilmember Wolf would like to discuss the current appointment process for boards, commissions, and committees.

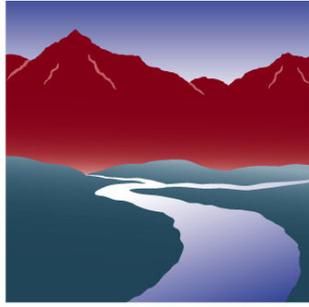
**RECOMENDATION:**

Discussion and possible direction to staff.

**ATTACHMENTS:**

Click to download

 [Board, Commission, & Committee Apointment Process](#)



# City of Avondale

## **BOARD, COMMISSION & COMMITTEE APPOINTMENT APPLICATION**

NAME \_\_\_\_\_

DATE \_\_\_\_\_

Date Received: \_\_\_\_\_

Board/Commission/Committee appointed to: \_\_\_\_\_

Date Appointed: \_\_\_\_\_

**City of Avondale  
Board, Commission and Committee Appointment  
Application Form**

Name	Date:
Address:	
E-Mail Address:	
Home Telephone:	Work Telephone:
Occupation:	Best Time to Call:                      am/pm
Do you own commercial property and/or operate a business in Avondale?	
Work/Business Name:	
Work/Business Address:	
Length of Residency in Avondale:	
Are you now, or have you ever served on a board, commission or committee for the City of Avondale? <input type="checkbox"/> Yes <input type="checkbox"/> No	
If yes, please give name of board, commission and/or committee and dates served:	

BOARD, COMMISSION OR COMMITTEE PREFERENCE(S): Refer to last page for list of Boards, Commissions and Committees (Please list <u>no more</u> than two boards, commissions or committees in order of preference)	
1	2

If appointed, how much time would you be able to devote to the board/commission/committee:	
Hours per week? _____	Hours per month? _____

Employment History		
Employment Period	Employer's Name and Address	Title

Education		
Name of School, College or University	Degree	Year

Civic Activities – Service Organizations

Please state what you believe to be the mission, purpose or role of the boards, commissions or committees you are applying for and what personal and professional experience or background can you contribute to them. \_\_\_\_\_

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What do you believe is the key responsibility of a Board, Commission or Committee members to: (a) the City Council, (b) the citizens of Avondale, (c) other Board, Commission or Committee members?

(a) \_\_\_\_\_

(b) \_\_\_\_\_

(c) \_\_\_\_\_

What is the most significant contribution you can make as a member of the Board, Commission or Committee for which you are applying? \_\_\_\_\_

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Please state in what ways you have been involved in the Avondale community and what prompted you to apply for appointment to the City's boards, commissions and committees. \_\_\_\_\_

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I understand that my attendance at all regularly scheduled meetings is critical even if I am an alternate member and that the City Council may appoint a replacement for members who are chronically absent from regular meetings. I also understand that this application is considered a public record.

Applicant's Signature: \_\_\_\_\_

All applications are kept on file for one year. During that time, your application will be considered when there is an opening for the Board, Commission or Committee for which you have applied.

- Please notify the City Clerk's Office at 623-478-3030 if you move or no longer wish to be considered for appointment.
- Please feel free to attach a resume and/or copies of any certificates pertinent to the appointment you are seeking.
- Mail or deliver your completed application to: City of Avondale, City Clerk's Office, 11465 W. Civic Center Drive, Suite 200, Avondale, AZ 85323

\* Application must be completely filled out in order to be considered \*  
THANK YOU FOR YOUR INTEREST IN THE CITY OF AVONDALE

## CITIZEN'S GUIDE TO.....Avondale's Boards, Committees, & Commissions

### **Board of Adjustment**

Duties: Serves as a quasi-judiciary board that hears variances, appeals and ordinance interpretations relating to regulations contained in the Zoning Ordinance.  
Membership: Seven members appointed by the City Council for three-year terms.  
Meetings: *As needed on the second Tuesday of each month.*

### **Capital Improvement Plan Citizen Committee**

Duties: Advise the City Staff and Council on issues pertaining to the CIP  
Membership: Up to 13 members and four alternates\* appointed by the City Council for three year terms to represent one of four zones.  
Meetings: *Once a week for five weeks in late January early February.*

### **Property Maintenance Code Board of Appeals**

Duties: To hear appeals relating to the interpretation and application of the Property Maintenance Code.  
Membership: Five members, three of which must be Avondale residents, and two alternates\*. Applicants must not be employed by the City, and must be a licensed architect, engineer, contractor, developer or have extensive technical experience in an area related to property maintenance.  
Meetings: *Once a month or as necessary.*

### **Library Advisory Board**

Duties: To promote the interests of the Avondale Public Library.  
Membership: Seven regular members and one alternate\* appointed by the City Council for three-year terms.  
Meetings: *Third Tuesday of each month.*

### **Municipal Arts Committee**

Duties: Advises the City Council and Staff on matters and issues pertaining to the acquisition, maintenance and disposition of works of art, public art displays, monuments and memorials.  
Membership: Seven members and two alternates\* appointed by the City Council for three-year terms.  
Meetings: *Third Thursday of each month*

### **Neighborhood and Family Services Commission**

Duties: Advises the staff of the new Neighborhood and Family Services Department in its mission to support, nurture and develop strong families and the neighborhoods in which they live with a focus crime prevention, safety and aesthetics in Avondale's neighborhoods.  
Membership: Eleven members and two alternates\* appointed by the City Council for three-year terms.  
Meetings: *Monthly meetings on a day and time to be determined*

### **Parks & Recreation Board**

Duties: Advises City Council and Staff on issues pertaining to Parks and Recreation.  
Membership: Seven members and one alternate\* appointed by the City Council for three-year terms.  
Meetings: *Second Wednesday of each month.*

### **Personnel Board**

Duties: Hears appeals regarding employee discipline and makes recommendations to the City Manager .  
Membership: Five members and two alternates\* appointed by the City Council for three-year terms.  
Meetings: *As needed.*

### **Planning & Zoning Commission**

Duties: Analyze, review and make recommendations to the Council regarding land use and development related issues.  
Membership: Seven members and two alternates\* appointed by the City Council for three-year terms.  
Meetings: *Third Thursday of each month and in special session as required.*

### **Public Safety Retirement Board (Fire & Police)**

Duties: Responsible for administering the provisions of the Public Safety Retirement System including benefits eligibility and claims.  
Membership: Five members composed of Mayor or designee, two citizens, and two members elected by Fire or Police Department employees respectively.  
Meetings: *As needed.*

### **Risk Management Trust Fund Board**

Duties: to review the operations and status of the Risk Management Fund including claim activity, actuarial reports, funding level recommendations and loss control efforts.  
Membership: Three members appointed to two or three year staggered terms  
Meetings: *As required (at least once per year).*

### **Social Services Advisory Board**

Duties: To serve as an advisory board to the City Council for the purpose of identifying social service needs of the community and finding resources to meet those needs through collaboration with community groups, agencies, cities and organizations.  
Membership: Twenty one members appointed by the City Council for three-year terms.  
Meetings: *Third Thursday of the month.*

### **Water and Wastewater Advisory Board**

Duties: Advise City Council and Staff on water and wastewater issues.  
Membership: Seven members and three alternates\* appointed by the City Council for three-year terms.  
Meetings: *As needed.*

\* Alternates are not selected to fill in for board, commission or committee members that do not attend meetings. Alternates may attend meetings and are encouraged to do so as their attendance will enhance their overall knowledge and abilities and help them prepare for future appointment. However, alternates may not formally participate in the board, committee or commission decisions unless and until there is a vacancy, at which time they are automatically appointed to the open position.