



# CITY COUNCIL AGENDA

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

**REGULAR MEETING**  
February 2, 2009  
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**

Work Session of January 12, 2009  
Regular Meeting of January 12, 2009

**b. RESCHEDULING OF FEBRUARY 16, 2009 MEETING DUE TO PRESIDENTS' DAY**

City Council will consider rescheduling the February 16, 2009 meeting to February 9th in observance of Presidents' Day. The Council will take appropriate action.

**c. SPECIAL EVENT LIQUOR LICENSE – RACEWAY ELKS – VALENTINES DAY FUNDRAISER**

City Council will consider a request from Gary Bruce on behalf of Raceway Elks #2852 for a special event liquor license for a fundraiser event to be held on February 14, 2009 at the Masonic Temple located at 1015 North 8th Street in Avondale. The Council will take appropriate action.

**d. FINAL PLAT AMENDMENT-FIRE STATION 172 (FP-08-9)**

City Council will consider a staff initiated request for a Final Plat Amendment for Fire Station 172, a 3.44 acre property located north of the northeast corner of 107th Avenue and McDowell Road. The Council will take appropriate action.

**e. INFRASTRUCTURE REIMBURSEMENT AGREEMENT WITH PHOENIX CHILDREN'S HOSPITAL, INC.**

Staff is requesting that the Mayor and City Council approve an Infrastructure Reimbursement Agreement between the City of Avondale and Phoenix Children's Hospital, Inc. relating to street, traffic signal, and landscaping improvement costs, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

**f. PROFESSIONAL SERVICES AGREEMENT – DAVID EVANS & ASSOCIATES - EAST AVONDALE CITY CENTER PROJECT**

City Council will consider a request to approve a Professional Services Agreement with David Evans & Associates(DEA) to provide design services for the East Avondale City Center Project in the amount of \$652,990, authorize the transfer of contingency funds, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**g. PURCHASE OF 2009 AERIAL LIFT VEHICLE**

City Council will consider a request to authorize the purchase of one 2009 Aerial Lift Vehicle from Time Manufacturing Company. The vehicle is available through the general services administration contract #GS-30F-1024H. The total vehicle cost is \$79,163.04, which includes use tax of \$4,198.04 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**h. RESOLUTION 2804-209 - IGA WITH THE ARIZONA DEPARTMENT OF HOMELAND SECURITY FOR CERT TRAINING AND CAPABILITY AGREEMENT**

City Council will consider a resolution authorizing an Intergovernmental Agreement between the City of Avondale and Arizona Department of Homeland Security for the purpose of executing Grant 444202-01 which will allow the City of Avondale to spend \$13,800 on items associated with training capability for the Avondale Fire Department's anti-terrorism efforts and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**i. ORDINANCE 1344-209 - ACCEPTING UTILITY EASEMENT AT AGUA FRIA RIVER AND LOWER BUCKEYE ROAD**

City Council will consider an ordinance accepting an easement from the Flood Control District for the purpose of constructing and maintaining water pipeline, sewer force main and fiber optic communication facilities located at the Agua Fria River on the north side of Lower Buckeye Road and authorize the Mayor or City Manager and City Clerk to execute all the necessary documents. The Council will take appropriate action.

**4 RESOLUTION 2803-209 - AMENDMENT TO THE COUNCIL RULES OF PROCEDURE**

City Council will consider a resolution amending the Council Rules of Procedure Section 15 Boards, Commissions and Committees to update the list of scheduled and unscheduled boards, modify the number of boards an individual may be a member of and reflect actual procedures for appointment. The Council will take appropriate action.

**5 APPOINTMENT OF MEMBERS TO THE CITY'S BOARDS, COMMISSIONS AND COMMITTEES**

City Council will consider the Council Subcommittee's recommendations for appointment to the City's Boards, Commissions and Committees. The Council will take appropriate action.

**6 PUBLIC HEARING AND ORDINANCE 1343-209 - Z-08-18 LA ENTRADA PAD AMENDMENT**

City Council will hold a public hearing and consider an ordinance approving a request from Chad Day of TCON Construction on behalf of the property owner, Bruce Bodner, for an amendment to the La Entrada PAD, 31.93 acres of land located at the southwest corner of 99th Avenue and Encanto Blvd. to allow additional uses. The Council will take appropriate action.

**7 PUBLIC HEARING AND ORDINANCE 1345-209 - PAVOGGI REZONING (Z-08-10)**

City Council will hold a public hearing and consider an ordinance to approve a request from Mike Conder of Swan Architects on behalf of Eugene Pavoggi, owner of Loving Care Day Care Center for the rezoning of a 0.47 acres parcel located at the northwest corner of Central Avenue and Hill Drive. The Council will take appropriate action. <br /><br /><br /><br /><br />

**8 EXECUTIVE SESSION**

**a.** The Council may hold an executive session pursuant to Ariz. Rev. Stat. § 38-431.03 (A)(7) for

discussion or consultation with City representatives in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property.

- b. The Council may hold an executive session pursuant to Ariz. Rev. Stat. § 38-431.03 (A)(7) for discussion or consultation with City representatives in order to consider its position and instruct its representatives regarding negotiations for the purchase, sale or lease of real property.

**9 ADJOURNMENT**

Respectfully submitted,

A handwritten signature in black ink that reads "Carmen Martinez". The signature is written in a cursive style with a large, looping initial "C".

Carmen Martinez  
City Clerk

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.