



# CITY COUNCIL AGENDA

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

**REGULAR MEETING**  
**December 14, 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**

1. Goal Setting Session of November 30, 2009
2. Regular Meeting of December 7, 2009

**b. RESCHEDULING OF CITY COUNCIL MEETINGS**

City Council will consider a request to reschedule two City Council meetings to accommodate scheduling conflicts and in observance of a legal holiday that falls on the day of a regularly scheduled meeting. The Council will take appropriate action.

**c. CONTRACT AWARD - CAPITALEDGE FOR 2010 FEDERAL ADVOCACY**

City Council will consider a request to approve a contract with CapitalEdge, a Washington, D.C. based advocacy firm, to represent Avondale in obtaining federal assistance to achieve the goals of Avondale's federal policy agenda and authorize the Mayor or City Manager, City Clerk and City Attorney to execute the necessary documents. The contract includes a not to exceed amount of \$69,000. The Council will take appropriate action.

**d. CONSTRUCTION CONTRACT AWARD - VISUS, INC. FOR THE AVONDALE BOULEVARD & ENCANTO BOULEVARD IMPROVEMENT PROJECT**

City Council will consider a request to award a construction contract to Visus, Inc. for the construction of traffic signal and paving improvements for the Avondale Boulevard and Encanto Boulevard Improvement Project in the amount of \$480,285.96 and authorize the Mayor or City Manager, City Clerk and City Attorney to execute the necessary documents.

**e. PROFESSIONAL SERVICES AGREEMENT - DIBBLE & ASSOCIATES - CHLORINATOR DESIGN**

City Council will consider a request to approve a Professional Services Agreement with Dibble & Associates for the design of chlorinators in the amount of \$87,720, and authorize the Mayor or City Manager, City Clerk and City Attorney to execute the necessary documents. The Council will take appropriate action.

- f. **PROFESSIONAL SERVICES AGREEMENT WITH DIBBLE & ASSOCIATES - WELL 25**  
City Council will consider a request to approve a Professional Services Agreement with Dibble & Associates to design and provide construction management services for the well head at Well 25 with a not-to-exceed amount of \$125,465.00 and authorize the Mayor or City Manager, City Clerk and City Attorney to execute the contract document. The Council will take appropriate action.
- g. **MASTER AND FINAL SITE PLAN EXTENSION - AVONDALE PHOENIX CHILDREN'S HOSPITAL (DR-09-19)**  
City Council will consider a request from Mr. Ron Lippincott on behalf of Phoenix Children's Hospital for a time extension for the Phoenix Children's Hospital Master and Final Site Plans until October 20, 2010. The Council will take appropriate action.
- h. **RESOLUTION 2878-1209 - AMENDMENT NO. 3 TO THE INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FOR THE COMMUNITY ACTION PROGRAM**  
City Council will consider a resolution authorizing a third amendment to the Intergovernmental Agreement with the Maricopa County Board of Supervisors for an amount of \$23,062 increasing funding from Maricopa County for the Community Action Program from \$116,762 to \$139,824 and authorize the Mayor or City Manager, City Clerk and City Attorney to execute the necessary documents. The Council will take appropriate action.
- i. **RESOLUTION 2879-1209 - AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH ARIZONA DEPARTMENT OF TRANSPORTATION FOR THE DESIGN OF A TRAFFIC OPERATION CENTER**  
City Council will consider a resolution approving an Amendment to the Intergovernmental Agreement with the Arizona Department of Transportation for the purpose of designing a Traffic Operation Center and developing a Strategic ITS Plan and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**4 APPOINTMENT OF MEMBERS TO THE CITY'S BOARDS, COMMISSION AND COMMITTEES AND TO THE POSITIONS OF CHAIR AND VICE CHAIR OF THE PLANNING COMMISSION**

City Council will consider the Council Subcommittee's recommendations for appointment to the City's Boards, Commissions and Committees and appoint two members to serve as Chair and Vice Chair of the Planning Commission. The Council will take appropriate action.

**5 AMENDMENT NO.2 TO CONSTRUCTION MANAGER AT RISK CONTRACT WITH FCI CONSTRUCTORS, INC.- NORTHWEST PUBLIC SAFETY FACILITY**

City Council will consider a request to approve Amendment No. 2 to the Construction Manager at Risk contract with FCI Constructors, Inc. in the amount of \$2,520,135 for the Northwest Public Safety Facility and authorize the Mayor, or City Manager, City Clerk and City Attorney to execute the necessary documents. The Council will take appropriate action.

**6 PUBLIC HEARING - TIME EXTENSION FOR THREE RIVERS PAD ZONING (ZE-09-1)**

City Council will hold a public hearing and consider a request from Ms. Lynne LaGarde of Earl Curley & LaGarde, P.C. on behalf of the Arizona Land Company, LLC and Maricopa County Public Finance Corporation for a two year extension to commence development of the Three Rivers PAD located at the northeast corner of Van Buren Street and 105th Avenue. The Council will take appropriate action.

**7 ORDINANCE 1394-1209 - AGUA FRIA RIVERFRONT REZONING (Z-08-5)**

City Council will consider an ordinance rezoning approximately 38.8 gross acres of land located at the northwest corner of Van Buren Street and 127th Avenue from AG (Agricultural) to PAD (Planned Area Development). The Council will take appropriate action.

**8 EXECUTIVE SESSION**

- a. The Council may hold an executive session pursuant to ARIZ. REV. STAT. § 38-431.03 (A)(4) for discussion or consultation with the City Attorney in order to consider its position and instruct the City Attorney regarding the Council's position regarding a potential economic development agreement.
- b. The Council may hold an executive session pursuant to ARIZ. REV. STAT. § 38-431.03 (A)(4) for discussion or consultation with the City Attorney in order to consider its position and instruct the City Attorney regarding the Council's position regarding the Hummingbird condemnation case.

**9 ADJOURNMENT**

Respectfully submitted,



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.

Personas con necesidades especiales de accesibilidad, incluyendo personas con impedimentos de vista u oído, o con necesidad de impresión grande o interprete, 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.