CITY COUNCIL AGENDA

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

REGULAR MEETING
January 3, 2011
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. Work Session of December 13, 2010
2. Regular Meeting of December 13, 2010

b. RESCHEDULING OF CITY COUNCIL MEETING
City Council will consider a request to reschedule the City Council meeting of January 17, 2011 in observance of Martin Luther King Jr. Day and to accommodate scheduling conflicts. The Council will take appropriate action.

c. MEMORANDUM OF AGREEMENT - CHILDHELP INC.
City Council will consider a request to approve a Memorandum of Agreement with Childhelp Inc. to assign two full-time Masters Level therapists to the Southwest Family Advocacy Center and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

d. PROFESSIONAL SERVICES AGREEMENT - BROWN AND CALDWELL FOR ARC FLASH ANALYSIS
City Council will consider a request to approve a Professional Services Agreement with Brown & Caldwell to perform ARC Flash Analysis for an amount not to exceed $141,086.00 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

e. SECOND AMENDMENT TO SOFTWARE SUPPORT AGREEMENT - INFOR GLOBAL SOLUTIONS (MICHIGAN), INC.
City Council will consider a request to approve the second amendment to software support agreement with Infor Global Solutions (Michigan), Inc., for Enterprise Asset Management annual technical support services not to exceed $40,317.92, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

f. RESOLUTION 2949-111 - SUPPORTING A GRANT APPLICATION TO THE ADOH FOR THE OWNER-OCCUPIED HOME REHABILITATION PROGRAM

City Council will consider a resolution authorizing the submission of a grant application to the Arizona Department of Housing for additional funding to the existing City of Avondale Owner Occupied Home Rehabilitation Program and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

g. RESOLUTION 2948-111 - INTERGOVERNMENTAL AGREEMENT WITH THE FLOOD CONTROL DISTRICT OF MARICOPA COUNTY FOR COST SHARING DRAINAGE IMPROVEMENTS ON 6TH STREET AND WESTERN AVENUE

City Council will consider a resolution authorizing an Intergovernmental Agreement with the Flood Control District of Maricopa County allowing payment of $187,500 from FCDMC to the City of Avondale for their share of the cost to construct drainage improvements along Western Avenue from 6th Street to Dysart Road, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

h. RESOLUTION 2950-111 - AUTHORIZING SUBMITTAL OF AN APPLICATION FOR LTAF II GRANT FUNDING

City Council will consider a resolution authorizing the City to submit an application to receive remaining FY2010 Local Transportation Assistance Funds (LTAF II) in the amount of $61,744.34 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

i. RESOLUTION 2947-111 AND ORDINANCE 1436-111 - AMENDMENT TO THE MUNICIPAL CODE CHAPTER 20, ARTICLE III - ALARM SYSTEMS

City Council will consider a resolution declaring as a public record the "City of Avondale Alarm System Ordinance, Amended and Restated January 3, 2011" and an Ordinance adopting the same relating to the addition of alarm registration and alarm renewal fees. The Council will take appropriate action.

j. ORDINANCE 1440-111 - AUTHORIZING THE DEDICATION OF A USA EASEMENT FOR THE AVONDALE BOULEVARD AND INTERSTATE 10 TRAFFIC INTERCHANGE IMPROVEMENT PROJECT

City Council will consider an ordinance authorizing the dedication of an easement to the United States for the Avondale Boulevard and I-10 Traffic Interchange Improvement Project and authorize the Mayor or City Manager, and City Clerk to execute the necessary documents. The Council will take appropriate action.

k. ORDINANCES 1437-111 AND 1438-111 - DEDICATION OF EASEMENTS TO SRP FOR THE AVONDALE BOULEVARD AND I-10 TRAFFIC INTERCHANGE IMPROVEMENT PROJECT

City Council will consider two ordinances dedicating power distribution easements to Salt River Project for the Avondale Boulevard and I-10 Traffic Interchange Improvement Project and authorize the Mayor or City Manager, and City Clerk to execute the necessary documents. The Council will take appropriate action.

4 LEASE AGREEMENT - GROUND CONTROL COFFEE AND WINE BAR, LLC

City Council will consider a request to approve a Lease Agreement with Ground Control Coffee and Wine Bar, LLC and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

5 ORDINANCE 1441-111 - AUTHORIZING THE ACQUISITION OF REAL PROPERTY FOR PUBLIC USE

City Council will consider an ordinance authorizing the purchase of approximately 15.36 acres of real property generally located south of City Center Drive, north of Van Buren Street and east of Avondale Boulevard from Carlos O'Brien's Scottsdale, LLC in the amount of $3,100,000, authorize the use of general fund cash balance, an interfund transfer of appropriation and authorize the Mayor or City Manager, City Attorney and City Clerk to execute the necessary documents. The Council will take appropriate action.

6 LEASE AGREEMENT - CARLOS O'BRIEN'S SCOTTSDALE, LLC

City Council will consider a request to approve a Lease Agreement with Carlos O'Brien's Scottsdale, LLC and authorize the Mayor or City Manager and City Clerk to execute the necessary documents and authorize the use and transfer of contingency funds. The Council will take appropriate action.

7 PUBLIC HEARING AND ORDINANCE 1439-111 – HOLY CROSS SPECIAL USE OVERLAY REZONING (PL-10-0063)

City Council will hold a public hearing and consider an ordinance establishing the Special Use Overlay Zoning District to allow for the expansion of the Holy Cross Cemetery located at the southwest corner of 99th Avenue and Thomas Road. 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's Attorney in order to consider its position and instruct the City Attorney regarding the Council's position regarding (a) the *Hurst v.City of Avondale* matter and (b) a potential Economic Development Agreement.

9 ADJOURNMENT

Respectfully submitted,

Carmen Martinez

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.