

CITY OF AVONDALE

REGULAR CITY COUNCIL MEETING

September 6, 2011 – 7:00 p.m.

Held in the City Council Chambers – 11465 W Civic Center Drive, Avondale, AZ 85323

Summary of Council Actions

CALL TO ORDER BY MAYOR ROGERS

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2 UNSCHEDULED PUBLIC APPEARANCES

There were no requests to speak.

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 - **APPROVED**

1. Work Session of August 1, 2011
2. Regular Meeting of August 1, 2011
3. Regular Meeting of August 8, 2011

b. LIQUOR LICENSE SERIES 12 (RESTAURANT) - LA BONA PASTA

City Council **APPROVED** a request from Ms Maria Iribe De Rivera for a Series 12 Restaurant License to sell all spirituous liquors at La Bona Pasta located at 13321 W Indian School Road in Avondale.

c. LIQUOR LICENSE SERIES 12 (RESTAURANT) - RAUL'S ORIGINAL MEXICAN AND AMERICAN FOOD

City Council **APPROVED** a request from Ms. Haydee Amada Sainz for a Series 12 Restaurant License to sell all spirituous liquors at Raul's Original Mexican and American Food located at 1109 N Dysart Road in Avondale.

d. SPECIAL EVENT LIQUOR LICENSE – RACEWAY ELKS - OCTOBERFEST CHARITABLE FUNDRAISER

City Council **APPROVED** a request from Mr. Gary Bruce on behalf of Raceway Elks #2852 for a special event liquor license for an Octoberfest Charitable Fundraiser event to be held on October 1, 2011 from 5:00 to 11:00 p.m. at the Masonic Temple located at 1015 N 8th Street in Avondale.

e. SPECIAL EVENT LIQUOR LICENSE - SOUTHWEST COMMUNITY NETWORK

City Council **APPROVED** a request from Mr. Michael Harrell on behalf of Southwest Community Network for a special event liquor license to be used in conjunction with a family gathering and fundraiser to be held on Saturday, October 1, 2011 from 11:00 am to 4:00 pm at Festival Fields.

f. LIQUOR LICENSE PERMANENT EXTENSION OF PREMISES - SCREWBALLS WINGSPIZZA- N-THINGS

City Council **APPROVED** a request from Mr. Tracy Custar for a permanent extension of premises for his Series 12 restaurant license to sell all spirituous liquors at Screwballs Wings-Pizza-N-Things located at 965 East Van Buren Street, Suites 124 and 125 in Avondale.

- g. COOPERATIVE PURCHASING AGREEMENT - GOODYEAR TIRE & RUBBER CO.**
City Council **APPROVED** a request to approve a Cooperative Purchasing Agreement with the Goodyear Tire & Rubber Company to purchase tires, tubes and related materials for a total amount not to exceed \$190,000 and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.
- h. PROFESSIONAL SERVICES AGREEMENT - KRML-KRN 2 "DI" 4, L.L.C.**
City Council **APPROVED** approve a Professional Services Agreement between the City of Avondale and KRML-KRN 2 "DI" 4, L.L.C. for the operation of the food concession at the Civic Center Library and authorized the Mayor or the City Manager and City Clerk to execute the applicable contract documents.
- i. AMENDMENT NO. ONE TO THE INDEPENDENT CONTRACTOR AGREEMENT – ARIZONA COMMUNITY ACTION ASSOCIATION**
City Council **APPROVED** the First Amendment to the Independent Contractor Agreement with the Arizona Community Action Association (ACAA) to receive up to \$106,000 in direct utility assistance for eligible residents who need assistance with their APS or SRP bills or from the Home Energy Assistance Fund and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.
- j. COOPERATIVE PURCHASING AGREEMENT - FELIX CONSTRUCTION COMPANY**
City Council **APPROVED** a Cooperative Purchasing Agreement with Felix Construction Company for testing the pipes on the Avondale Blvd. Bridge in the amount of \$53,906.58 and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.
- k. THIRD AMENDMENT TO SOFTWARE SUPPORT AGREEMENT - INFOR GLOBAL SOLUTIONS (MICHIGAN), INC.**
City Council **APPROVED** the third amendment to the software support agreement with Infor Global Solutions (Michigan), Inc., to perform an Enterprise Asset Management software upgrade, testing, and issue resolution and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.
- l. MATERIALS PURCHASE AGREEMENT - WESCO DISTRIBUTION, INC. DBA BROWN WHOLESALE ELECTRIC**
City Council **APPROVED** a Materials Purchase Agreement with Wesco Distribution, Inc. dba Brown Wholesale Electric to purchase streetlight supplies and equipment, and authorized the Mayor, or City Manager and City Clerk to execute the necessary documents.
- m. PROFESSIONAL SERVICES AGREEMENT - PRECISE SIGN, INC.- CITY CENTER MULTITENANT SIGN AND MARQUEE**
City Council **APPROVED** a Professional Services Agreement with Precise Sign, Inc. for the design and construction of the City Center Multi-Tenant Sign and Marquee in the amount of \$84,134.32 and authorized the Mayor, or City Manager and City Clerk to execute the necessary documents.
- n. REPLAT – WEST VALLEY CHARTER SCHOOL (PL-11-0100)**
City Council **APPROVED** a Replat of Lot 4 of Avondale Commerce Center for West Valley Charter School. The replat subdivides Lot 4 into two lots, re-numbers Lot 4 to Lot 3A and Lot 3B, and dedicates sidewalk easements to the public.
- o. FINAL PLAT FOR AVONDALE CITY CENTER PHASE 2**
City Council **APPROVED** the final plat for Avondale City Center Phase 2.

p. RESOLUTION 3001-911 - INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF TOLLESON FOR TRANSIT SERVICES

City Council **ADOPTED RESOLUTION 3001-911** approving an Intergovernmental Agreement with the City of Tolleson for FY11/12 Transit Services and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

q. RESOLUTION 3002-911 - SECOND AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH BUCKEYE, GOODYEAR AND THE STATE OF ARIZONA

City Council **ADOPTED RESOLUTION 3002-911** approving the Second Amendment to the Intergovernmental Agreement between the City of Avondale, City of Goodyear, the Town of Buckeye and the State of Arizona acting by and through the Department of Economic Security to provide integrated services to children and families at the Southwest Family Advocacy Center and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

r. RESOLUTION 2999-911 - MEMORANDUM OF UNDERSTANDING WITH ARIZONA PUBLIC SAFETY PROCUREMENT PROGRAM

City Council **ADOPTED RESOLUTION 2999-911** authorizing a memorandum of understanding between the Arizona Public Safety Procurement program and the City of Avondale which authorizes the Avondale Police Department to participate in the Department of Defense 1033 program and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

s. RESOLUTION 3000-911 – FIRST AMENDMENT TO INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA AND MARICOPA COUNTY

City Council **ADOPTED RESOLUTION 3000-911** authorizing the First Amendment to the Intergovernmental Agreement with Arizona Department of Transportation and Maricopa County for the 115th Avenue Bridge over the Gila River at Phoenix International Raceway and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

t. ORDINANCE 1467-911 - ANNEXATION OF REMNANT PORTIONS OF PARCELS IN SOUTH AVONDALE

City Council **ADOPTED ORDINANCE 1467-911** authorizing the annexation of various remnant portions of parcels in South Avondale in order to close the gaps and facilitate future development of the area.

4 PROPOSED AMENDMENT TO THE BYLAWS AND RENAMING OF THE ENVIRONMENTAL AFFAIRS COMMISSION

City Council **PROVIDED FEEDBACK** to staff on the proposed revisions to the bylaws and renaming of the Environmental Affairs Commission.

5 US GOVERNMENT SECURITIES INVESTMENT UPDATE

City Council **RECEIVED AN UPDATE** regarding the City's investment program for Fiscal Year 2010-2011.

6 EXECUTIVE SESSION – 7:35 p.m.

- a. The Council **HELD** 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 (i) the SLT Expressway litigation, (ii) threatened litigation from DH Ventures and (iii) threatened litigation related to a personnel matter.

7 ADJOURNMENT