

# CITY COUNCIL AGENDA

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

**WORK SESSION**  
**November 7, 2011**  
**6:30 PM**

## CALL TO ORDER BY MAYOR ROGERS

### 1 ROLL CALL BY THE CITY CLERK

### 2 [UPDATE ON THE NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM \(NPDES\) PHASE II MS4 PERMIT](#)

City Council will receive an update from staff regarding the status of the NPDES Phase II MS4 Permit and the implementation of the Stormwater Management Plan (SWMP). For information and discussion and direction only.

### 3 ADJOURNMENT

Respectfully submitted,

A handwritten signature in cursive script that reads "Carmen Martinez".

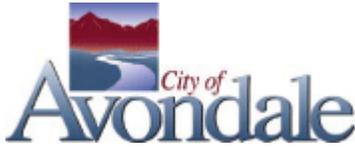
Carmen Martinez  
City Clerk

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.

Notice is hereby given that pursuant to A.R.S. § 1-602.A.9, subject to certain specified statutory exceptions, parents have a right to consent before the State or any of its political subdivisions make a video or audio recording of a minor child. Meetings of the City Council may be audio and/or video recorded and, as a result, proceedings in which children are present may be subject to such recording. Parents, in order to exercise their rights may either file written consent with the City Clerk to such recording, or take personal action to ensure that their child or children are not present when a recording may be made. If a child is present at the time a recording is made, the City will assume that the rights afforded parents pursuant to A.R.S. § 1-602.A.9 have been waived.

De acuerdo con la ley A.R.S. § 1-602.A.9, y sujeto a ciertas excepciones legales, se da aviso que los padres tienen derecho a dar su consentimiento antes de que el Estado o cualquier otra entidad política haga grabaciones de video o audio de un menor de edad. Las juntas del Concejo de la Ciudad pueden ser grabadas y por consecuencia, existe la posibilidad de que si hay menores de edad presentes éstos aparezcan en estos videos o grabaciones de audio. Los padres pueden ejercitar su derecho si presentan su consentimiento por escrito a la Secretaria de la Ciudad, o pueden asegurarse que los niños no estén presentes durante la grabación de la junta. Si hay algún menor de edad presente durante la grabación, la Ciudad dará por entendido que los padres han renunciado sus derechos de acuerdo a la ley contenida A.R.S. § 1-602.A.9.



# CITY COUNCIL AGENDA

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

**REGULAR MEETING**  
**November 7, 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 RECOGNITION ITEMS (MAYOR PRESENTATIONS)**

**a. Resolution 3012-1111 - In recognition of Art Snapp on occasion of his retirement**

**3 UNSCHEDULED PUBLIC APPEARANCES**

(Limit three minutes per person. Please state your name.)

**4 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 October 10, 2011
2. Visioning Session of October 15, 2011
3. Regular Meeting of October 17, 2011

**b. RESCHEDULING OF CITY COUNCIL MEETINGS**

City Council will consider a request to reschedule the regularly scheduled council meetings of January 2, January 16 and February 20, 2012 in observance of holidays. The Council will take appropriate action.

**c. SPECIAL EVENT LIQUOR LICENSE - AMERICAN LEGION POST #61 - FAMILY DAY**

City Council will consider a request from Ms. Constant Joy Parrish for a Special Event Liquor License to be used in conjunction with a Family Day event to be held at the Post located at 35 N. 8th Street in Avondale starting on Saturday, December 10 at 10:00 a.m. and ending at 2:00 a.m. on Sunday, December 11, 2011. The Council will take appropriate action.

**d. LITIGATION SETTLEMENT - SLT EXPRESS WAY, INCORPORATED**

City Council will consider a request to approve a settlement agreement related to the City of Avondale v. SLT Express Way, Incorporated No. CV2009-009337 matter and authorize City Manager and City Clerk to execute all the settlement documents and all other necessary documents and authorize the City Attorney to take all steps necessary to conclude this lawsuit. The Council will take appropriate action.

- e. **COOPERATIVE PURCHASING AGREEMENT - GILBERT PUMP & EQUIPMENT CO**  
City Council will consider a request to approve a Cooperative Purchasing Agreement with Gilbert Pump & Equipment Co. for preventative and corrective maintenance services in an annual amount not to exceed \$100,000 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.
- f. **COOPERATIVE PURCHASING AGREEMENT - GRAINGER**  
City Council will consider a request to approve a Cooperative Purchasing Agreement with W.W. Grainger, Inc. to purchase industrial, maintenance, repair and operating products in an annual amount not to exceed \$75,000 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.
- g. **PROFESSIONAL SERVICES AGREEMENT - VERTECH INDUSTRIAL SYSTEMS, LLC**  
City Council will consider a request to approve a Professional Service Agreement with Vertech Industrial Systems, LLC for SCADA Support Services in an annual amount not to exceed \$75,000 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.
- h. **CONSTRUCTION CONTRACT AWARD - TECHNOLOGY CONSTRUCTION, INC. FOR VAN BUREN STREET BRIDGE REPAIRS**  
City Council will consider a request to approve a construction contract with Technology Construction, Inc. to provide construction services for the repair of the Van Buren Bridge over the Agua Fria River in the amount of \$100,610, authorize the transfer of \$100,610.00 from 304-1260-00-8420 to 304-1012-00-8420, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.
- i. **RESOLUTION 2989-1111- INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF GOODYEAR FOR FY10/11 AND FY11/12 TRANSIT SERVICES**  
City Council will consider a resolution approving an Intergovernmental Agreement with the City of Goodyear for FY10/11 and FY11/12 Transit Services and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.
- j. **RESOLUTION 3011-1111 - INTERGOVERNMENTAL AGREEMENT WITH AGUA FRIA UNION HIGH SCHOOL DISTRICT FOR THE SRO PROGRAM**  
City Council will consider a resolution approving an Intergovernmental Agreement with Agua Fria Union High School District No 216 to share the cost of providing a School Resource Officer during the 2011/2012 school year at Agua Fria High School at an annual cost to the City of \$56,012 and authorize the Mayor or City Manager and the City Clerk to execute the necessary documents. The Council will take appropriate action.

- 5 **CONSTRUCTION CONTRACTS AWARD - GONZALEZ & ASSOCIATES, LLC AND J.E. BOWEN CONSTRUCTION LLC FOR AVONDALE FORMER CITY HALL PROJECTS**  
City Council will consider a request to approve construction contracts with Gonzalez & Associates, LLC in the amount of \$61,209 and J.E. Bowen Construction LLC in the amounts of \$43,850.82 and \$57,194.10 respectively to provide construction services for the Avondale Former City Hall projects and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

- 6 **PUBLIC HEARING – TIME EXTENSION FOR AVONDALE GATEWAY CENTER PAD ZONING - ALTERNATIVELY ORDINANCE 1471-111 - ZONING REVERSION**  
City Council will hold a public hearing and consider a request by Mr. Mike Withey, Withey Morris PLC, for a one year extension of PAD zoning for Avondale Gateway Center, located on approximately 84 acres of land at the southwest corner of 107th Avenue and Interstate 10. Alternatively, City Council will consider an ordinance reverting the zoning from PAD zoning to its previous zoning classification of Agricultural (AG). The Council will take appropriate action.

**7 PUBLIC HEARING AND RESOLUTION 3010-1111 – 2002 GENERAL PLAN TEXT AMENDMENT**

City Council will hold a public hearing and consider a resolution amending the 2002 General Plan, reclassifying General Plan Land Use Map amendments for properties located within Specific Area Plan boundaries from major to minor if the request does not conflict with the goals and policies of the General Plan as determined by the Zoning Administrator. The Council will take appropriate action.

**8 ORDINANCE 1473-1111 - AMENDMENT TO CITY CODE CHAPTER 1 - CIVIL PENALTY PROVISIONS**

City Council will consider an ordinance amending Chapter 1 of the City Code adopting civil penalty provisions for violations of the Avondale City Code. The Council will take appropriate action.

**9 ORDINANCE 1474-1111 - AMENDMENT TO THE CITY CODE, CHAPTER 21, STREETS AND SIDEWALKS**

City Council will consider an ordinance amending Chapter 21 of the City Code, Street and Sidewalks relating to the use of uniformed off-duty Avondale Police Officers. The Council will take appropriate action.

**10 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 negotiations for a potential Economic Development Agreement.

**11 ADJOURNMENT**

Respectfully submitted,



Carmen Martinez  
City Clerk

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