

Minutes of the Work Session held August 6, 2012 at 6:01 p.m. in the Council Chambers.

MEMBERS PRESENT

Mayor Lopez Rogers and Council Members

Stephanie Karlin, Vice Mayor
Jim McDonald
Jim Buster
Frank Scott
Charles Vierhout
Ken Weise

ALSO PRESENT

Charlie McClendon, City Manager
David Fitzhugh, Assistant City Manager
Rogene Hill, Assistant City Manager
Chris Lopez, Youth Services Coordinator
Stephen Erno, Code Enforcement Manager
Andrew McGuire, City Attorney
Carmen Martinez, City Clerk

1) ROLL CALL BY THE CITY CLERK

2) TEEN CENTER UPDATE

An update regarding the teen center visioning project conducted by the Neighborhood and Family Services Department, Youth Services Division.

Chris Lopez, Youth Services Coordinator, noted that Neighborhood and Family Services was tasked with evaluating the need and interest in developing a teen center in Avondale. Community partnerships have provided a solid foundation for a future teen center. Key accomplishments include a grant award to fund a three-year after school pilot program on the La Jolla High School Campus. A separate \$10,000 grant was awarded to initiate an after school program in the Historic Avondale area. The Kids at Hope initiative has strengthened relationships with local school districts. Next Step is a successful summer teen employment program. Grant funding has been secured to complete minor improvements to the Executive Conference Building (Youth Building).

Mr. Lopez noted that City Council directed staff to evaluate the need for a teen center, gather input from local youth on a potential design and programming, and to develop cost estimates for staffing and ongoing expenses. The Youth Advisory Commission helped administer a survey of 85 teens in Avondale. Eighty-eight percent of those teens said Avondale needs a teen center. They requested fitness opportunities, safe places to socialize, performance and visual arts programs, and programs that support academic success. A design charrette held in October of 2011 revealed that teens would like to see either a gymnasium or fitness opportunities. They requested multi-purpose rooms for educational programming, job training, performing arts, and theater arts. They are interested in technology, and would like to see a computer lab for media arts, school studies and research.

Mr. Lopez said the Youth Commission recommended continuing with the visioning process, and encouraged Avondale to plan a teen center that is specifically designed to support the needs of local teens. They also suggested researching funding opportunities and

partnerships, and analyzing examples of successful teen centers in other communities. The Sierra Montana Recreation Center in Surprise is an 8,000 square foot facility that was constructed in 2007 for \$1.5 million. It is staffed by two full-time and four part-time personnel. Estimated personnel costs for this facility are \$205,000 per year. The facility contains a games room, dance studio, recording studio, classrooms, multi-purpose rooms, computer lab, and exterior ball court.

Mr. Lopez reported that the City of Indio's Teen Center is a 12,500 square foot facility constructed in 2008 for \$6.9 million. It has special amenities not found in other examples. It is staffed with two full-time and four part-time programmers. The total operating budget is about \$298,000 per year. It features a games room, recording studio, internet café, conference room, a boxing gymnasium, and office space. The City of Casa Grande's Teen Center is 3,500 square feet, and the space was donated by a local community college. It is staffed by two full-time and one part-time staff. The total operating budget for this facility is \$91,839 per year. It has a games room, lounge area, computer lab, and office space.

Mr. Lopez said staff recommends using a model similar to the Care First Avondale Resource Center, in order to maximize resources. It could be a City-owned and operated facility that partners with organizations to provide specialized youth-oriented programming. All existing youth services programming should be transferred into this facility. A recreation partner could offer low cost programming. To meet teen needs, staff recommends a 10,000 to 12,000 square foot facility costing about \$2.7 million. The facility should be staffed with two full-time personnel, requiring an operating cost of \$186,000 per year.

The next steps are to complete the facility improvements at the Youth Building, establish partnerships to provide programming and services for a pilot youth resource center during the upcoming school year, add a teen center to the Capital Improvement Plan, and explore partnership opportunities for sharing construction and operating costs. Some capital improvements have been made to the Youth Building already, and this would be the site for the pilot program at no cost to the City.

Mayor Lopez Rogers inquired about the capacity of the Youth Building. Mr. Lopez explained that it can comfortably serve about 23 youths. Mayor Lopez Rogers inquired about the possibility of public/private partnerships. Mr. Lopez responded that the Boys and Girls Club are currently using a method that could serve as a model for Avondale.

Vice Mayor Karlin asked about suggestions to incorporate a skate park into a teen center. Mr. Lopez explained that some interest in that feature was expressed during the teen charrette, but it was not one of the elements that received the most votes. Vice Mayor Karlin inquired about the estimated number of teens who would use the center. Mr. Lopez said facilities in comparable communities, average between 150 to 200 youth daily. In response to a further inquiry from Vice Mayor Karlin, Mr. Lopez said some teen centers charge a minimal fee in order to have teenagers associate membership with value. Vice Mayor Karlin said Avondale needs such a facility to give teens a place to hang out.

Council Member McDonald felt a small membership fee would be a good idea. He suggested that youth could also participate in facility maintenance. Their efforts could be expanded to serving people in the community who could use assistance. He cautioned that

if teen dances are scheduled as part of the programming, they be closely monitored to prevent them from getting out of hand. He inquired about programming for different age groups. Mr. Lopez recommended establishing smaller group clubs specific to different age groups, and to scale closing times based on age. Council Member McDonald suggested offering classes on how teens can gain employment.

Council Member Vierhout requested a larger survey sample to get a better idea of the demand. Mr. Lopez agreed to do so. Council Member Vierhout suggested reaching out to neighboring cities to see if they would be interested in providing financial support. He felt the teen center should be located near the Sports Center.

Council Member Weise inquired about the use of the teen center in Surprise. Mr. Lopez responded that average daily attendance is 91 per day, with slightly higher numbers during the summer. Unduplicated youth attendance is likely much higher. Council Member Weise agreed that the teen center should be built close to the Sports Center to develop synergy. He felt it should be as close to self sustaining as realistic, and some elements of it should generate revenue, such as a café type space with computers. Programming will be important and the City should partner with an outside entity if necessary. He requested more information on skate parks. Job and college preparation classes would be very valuable.

Council Member Buster questioned why the proposed Avondale teen center would cost significantly more than the center in Surprise. Mr. Lopez explained that the biggest difference between the two is square footage. Surprise offers similar programming to what Avondale is considering. Mr. McClendon, City Manager, added that facility size is one of the issues that would be addressed during the design stage, if it moves to that point. Council Member Buster said he supports keeping the idea alive, but felt the cost issue should be kept in mind. If a teen center is built, it should not duplicate existing services, and should occupy its own niche.

Mayor Lopez Rogers felt that the teen center should be included in the CIP and requested a copy of the survey results. Other cities might be interested in working with Avondale on a teen services center in the West Valley.

3) SWIMMING POOL BARRIER OPTIONS

Information regarding various swimming pool barrier options and provide direction and guidance on the formulation of a swimming pool barrier ordinance.

Stephen Erno, Code Enforcement Manager, said that in the early 1990s, the State of Arizona passed a requirement that swimming pools be protected by enclosures, and that local municipalities could adopt their own ordinances that met or exceeded the provisions in the state law. The City of Avondale's current zoning ordinance requires swimming pools to be enclosed in accordance with the provisions of state law. State law requires a primary barrier around properties with a pool, and a secondary barrier if children under the age of six reside at the property. Pool fencing requirements in neighboring cities vary slightly. Many cities require secondary barriers regardless of whether children live at the home or not.

Mr. Erno said primary fencing keeps the general public from getting to the pool. The secondary barrier is supplementary childproofing protection between the home and the pool area. Secondary barrier options include a five-foot fence or wall, window latches, removable mesh, motorized safety covers, safety nets, door alarms, in-pool alarms, removable ladders for above-ground pools.

Mr. Erno said Building Safety would handle newly constructed pools during plan review and final inspection. Code Enforcement would respond to complaints regarding existing pools. Police and Fire would proceed with enforcement at their discretion. He described challenges associated with enforcement. Once a pool is built, residents could theoretically remove the secondary barrier. If a complaint is lodged, it would be difficult for City officials to gain access to the residence to confirm that. It is also difficult to determine the age of children at the residence. The Fire Department reports 23 drowning events in the past five years. Eight of them involved adults, and 15 involved persons under the age of 15. Ten occurred in pools or spas, 11 involved bathtubs and 2 involved buckets. He requested City Council input on whether to pursue a pool barrier ordinance for Avondale, and if so, what form it would take.

Council Member Weise said he raised this issue in response to a citizen complaint about an unprotected pool. He said he does not want the City to mandate that every resident put up a pool fence, but is concerned about rental properties, especially when young children are involved. He hoped that property owners would put up a secondary fence to ensure that renters are safe, but can a City reasonably inspect every rental property for compliance? He supports an ordinance for all new and existing pools within 30 days of the sale, rental, or lease of a home. He suggested soliciting the help of real estate agents to identify houses that are sold to families with young children. The City should be cautious in taking government intervention too far, but should also be proactive when it comes to property owners who are unconcerned about the people they rent or sell a house to.

Council Member McDonald felt that Avondale should not go any further than the state ordinance. The City should not take on the challenge of policing whether owners have complied with a pool ordinance. He suggested getting feedback from the realtors association on this issue. The City should encourage people to take safety measures to protect against drowning, but he would not want to force them.

Council Member Vierhout said he would not want to force residents to retrofit their pools. On the other hand, if the house becomes a rental home, the landlord should install a secondary fence within 30 to 60 days. It would be a business expense that they could write off on their taxes.

Council Member Buster noted that two people drowned in pools or spas each year during the last five years in Avondale. He queried how that statistic compares with other communities, particularly those that have enhanced ordinances. Mr. Erno responded that as far as the percentage of water related incidents in pools between 1992 and 2010, Avondale had more incidents involving children under five years old than the average throughout the Valley, 67% versus 63%. Regarding incidents involving people over five years old, Avondale fared slightly better, 33% versus 37%. Council Member Buster observed that it would be a hassle to retrofit existing pools, and difficult for the City to

enforce. The City cannot prevent every tragedy, but can try to mitigate them. If the City does anything to enhance protection, it should be a measured response.

Mayor Lopez Rogers suggested re-examining the City's education campaign to determine whether more could be done in that regard. Mr. McClendon said the fire departments in the Valley work tirelessly to get the message out. More could be done with more money, but responders are committed to doing whatever they can to prevent drowning. He suggested that staff could present options for enhancing the education campaign.

Council Member Vierhout suggested giving flyers to applicants who come in to apply for a business license to rent out a home. The flyers could explain the issue and the steps people can take to mitigate the problem. Mr. McClendon noted that not all landlords apply for a business license. The City could also put the information in appropriate areas on the website. Vice Mayor Karlin suggested the information could also be featured on the City cable channel. Avondale should push the education component, since many drownings occur in places other than pools.

4) ADJOURNMENT

With no further business before the Council, Council Member Weise moved to adjourn the work session. Vice Mayor Karlin seconded the motion. The motion carried unanimously.

Meeting adjourned at 7:03 p.m.



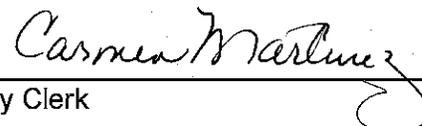
Mayor Lopez Rogers



Carmen Martinez, CMC
City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Work Session of the Council of the City of Avondale held on the 6th day of August 2012. I further certify that the meeting was duly called and held and that the quorum was present.



City Clerk

Minutes of the Regular Meeting held August 6, 2012 at 7:03 p.m. in the Council Chambers.

MEMBERS PRESENT

Mayor Lopez Rogers and Council Members

Vice Mayor Stephanie Karlin
Jim Buster
Jim McDonald
Frank Scott
Charles Vierhout
Ken Weise

ALSO PRESENT

Charlie McClendon, City Manager
David Fitzhugh, Assistant City Manager
Rogene Hill, Assistant City Manager
Pier Simeri, Community Relations and Public Affairs Director
Kevin Artz, Finance and Budget Director
Andrew McGuire, City Attorney
Carmen Martinez, City Clerk

1) ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

Carmen Martinez, City Clerk, read a statement of participation regarding public appearances.

2) UNSCHEDULED PUBLIC APPEARANCES

There were no calls for unscheduled public appearances.

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. Special Meeting of July 16, 2012
2. Regular Meeting of July 16, 2012

b. CONTRACT AWARD - ADVANCE SECURITY

A request to award a contract to Advance Security to provide security guard services for city facilities in the amount not to exceed \$113,819.16 for FY 2012-2013 and a total contract amount of \$518,784.84 over five years and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

c. CONSTRUCTION CONTRACT CHANGE ORDER NO. 3 - CS CONSTRUCTION, INC.

A request to approve Change Order No. 3 to the Avondale Boulevard and I-10 Traffic Interchange Improvement Construction Contract with CS Construction, Inc., authorize the transfer of \$40,000.00 from CIP Street Fund Line Item 304-1265-00-8420 to CIP Street Fund Line Item 304-1152-00-8420 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. City Council will take appropriate action.

d. RESOLUTION 3064-812 - CHANGE ORDER TO INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR FIXED ROUTE TRANSIT SERVICES

A resolution approving a change order to the Intergovernmental Agreement with the City of Phoenix for fixed route transit services and authorize the Mayor and City Clerk to execute the appropriate documents.

e. RESOLUTION 3065-812 - RESCINDING THE ARIZONA DEPARTMENT OF WATER RESOURCE FEE

A resolution rescinding the Arizona Department of Water Resource fee and setting an effective date.

Council Member McDonald moved to approve the consent agenda as presented; Council Member Weise seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Aye
Council Member Scott	Aye
Council Member Weise	Aye
Mayor Lopez Rogers	Aye
Vice Mayor Karlin	Aye
Council Member McDonald	Aye
Council Member Buster	Aye

Motion carried unanimously.

4 PROFESSIONAL SERVICES AGREEMENT - FRIEDMAN RECYCLING MATERIALS

A Professional Services Agreement with Friedman Recycling Companies for recyclable materials processing. The Council will consider utilizing Option #2, a fixed rate of \$31 per ton, plus a variable market share and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

Vice Mayor Karlin moved to reconsider the previously awarded professional services agreement for recycling services; Council Member Weise seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Aye
Council Member Scott	Aye
Council Member Weise	Aye
Mayor Lopez Rogers	Aye
Vice Mayor Karlin	Aye
Council Member McDonald	Aye
Council Member Buster	Aye

Motion carried unanimously.

City Manager Charlie McClendon indicated that this item is being reconsidered based on the discussion during the previous council meeting when some council members stated they favored the variable pricing as it would be in the city's best interest.

Council Member Weise moved to approve the Professional Services Agreement with Friedman Recycling; Vice Mayor Karlin seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Aye
Council Member Scott	Aye
Council Member Weise	Aye
Mayor Lopez Rogers	Aye
Vice Mayor Karlin	Aye
Council Member McDonald	Aye
Council Member Buster	Aye

Motion carried unanimously.

5 HEALTHY LIFESTYLES INITIATIVES

An update from staff regarding various programs and initiatives focused on building a healthier community.

Pier Simeri, Community Relations and Public Affairs Director, indicated that the City has always been committed to ensuring that families have the resources necessary to keep kids healthy. The Randall McDaniel Sports Complex, farmers' market, community garden, safe routes to school among others demonstrate the City's commitment. She added that the General Plan also includes a healthy community component.

Ms Simeri reviewed two new initiatives being undertaken to complement current activities and programming to encourage healthy lifestyles.

Started by a citizen group from Goodyear, Arizona in Action has expanded its mission to the tri-city area. Their main mission is to promote, educate and motivate people of all ages towards a healthier lifestyle. In cooperation with ASU and Maricopa County Public Health, the group conducted a healthy lifestyle assessment which looked at all aspects from parks and trail systems to access to transit and things like farmers markets and community gardens. Avondale's Parks and Recreation Department and Planning Division participated in the assessment and provided much of the data. Staff continues to attend meetings that are held periodically and will keep the council apprised of our involvement in this initiative.

Let's Move is a national program to combat childhood obesity. Mayor Rogers attended the kick-off event in Philadelphia last month which featured the First Lady. Out of that movement came "Let's Move Cities and Towns" which is the new initiative of the National League of Cities and the National Association and County Organizations.

Ms Simeri commented that It is staff's intention not to create new programs but to utilize existing, currently-budgeted programs and activities to complement initiatives such as Let's Move! Cities Towns and Counties, and Arizona in Action.

In the case of Let's Move Cities and Towns, cities and counties are challenged to meet the following five goals which are designed to promote sustainable strategies that will improve the health of our residents.

Goal I: Start Early, Start Smart

To provide children with a healthier start, local elected officials commit to helping early care and education program providers incorporate best practices for nutrition, physical activity and screen time into their programs. The City offers programs towards this goal through the Care First Center.

Goal II: My Plate, Your Place

To empower parents and caregivers, local elected officials commit to prominently displaying My Plate in all municipal or county venues where food is served. This can be made available through the Senior Center.

Goal III: Smart Servings for Students

To provide healthy food in schools, local elected officials commit to increasing participation in the School Breakfast Program and the National School Lunch Program. Ms. Simeri indicated this goal may be a bit of a challenge to implement as the city does not have direct involvement in the food programs at the schools.

Goal IV: Model Food Service

The City may have limited opportunity to participate in this goal.

Goal V: Active Kids At Play

To increase physical activity, local elected officials commit to mapping local play spaces, completing a needs assessment, developing an action plan, and launching a minimum of three proven policies, programs or initiatives aimed at increasing access to play. Ms. Simeri this goal is being accomplished through programming offered by the Parks and Rec Department.

Mayor Rogers indicated that the city already offers program that can easily be incorporated into this program to accomplish these goals. She added there may be an opportunity to obtain some grant funding to assist in accomplishing them.

Vice Mayor Karlin asked if collaborations with food markets may be sought to label healthy foods to provide a visual aid for shoppers to be able to make better choices. She added that indoor walking programs are already being offered to seniors and children at ASC and would like to see those programs promoted a bit more.

In response to a comment from Council Member Weise, Ms Simeri indicated that the goal of the NLC is to encourage cities and towns to promote the program at a different level. She agreed with Council Member Weise that the NLC can take advantage of the opportunity to participate in the League of Arizona Cities and Towns annual conference to promote the program and seek innovative ideas.

6 ADJOURNMENT

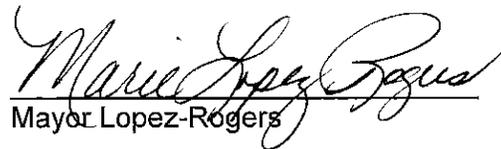
Council Member Weise moved to adjourn the meeting; Vice Mayor Karlin seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Aye
Council Member Scott	Aye
Council Member Weise	Aye
Mayor Lopez Rogers	Aye
Vice Mayor Karlin	Aye
Council Member McDonald	Aye
Council Member Buster	Aye

Motion carried unanimously.

Meeting was adjourned at 8:25 pm



Marie Lopez-Rogers



Carmen Martinez, CMC
City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Council of the City of Avondale held on the 6th day of August 2012. I further certify that the meeting was duly called and held and that the quorum was present.



City Clerk