

# CITY COUNCIL AGENDA

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

**WORK SESSION**  
**November 5, 2012**  
**6:00 PM**

## **CALL TO ORDER BY MAYOR ROGERS**

### **1 ROLL CALL BY THE CITY CLERK**

### **2 WEST-MEC INFORMATIONAL PRESENTATION**

Diane McCarthy, Director of Business Partnerships and Government Affairs, will provide a presentation on the successes and opportunities of West-MEC (Western Maricopa Education Center). For information and discussion only.

### **3 REVIEW OF CITY OF AVONDALE PARKING ORDINANCE; 23-62.A**

City Council will receive information regarding the City Parking Ordinance (23-62.A) which limits what vehicles can park on public streets by the gross vehicle weight (GVW), chassis weight or by specifically defined vehicles and whether there are any exceptions for drivers who are "on call". This item is for information and discussion purposes only.

### **4 ADJOURNMENT**

Respectfully submitted,

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

Carmen Martinez  
City Clerk

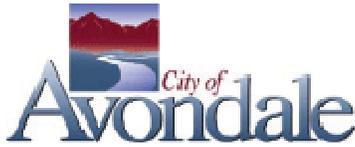
Individuals with special accessibility needs, including sight or hearing impaired, large print, or interpreter, should contact the City Clerk at 623-333-1200 or TDD 623-333-0010 at least two business days prior to the Council Meeting.

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 puedan 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 5, 2012  
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 October 8, 2012
2. Work Session of October 15, 2012
3. Regular Meeting of October 15, 2012

**b. LIQUOR LICENSE SERIES 10 (BEER AND WINE STORE) - SPROUTS FARMERS MARKET #13**

City Council will consider a request from Mr. Randy Nations for a Series 10 (Beer and Wine Store) License at Sprouts Farmers Market #13 located at 1813 N. Dysart Road in Avondale. The Council will take appropriate action.

**c. REAPPOINTMENT OF PRO TEMPORE JUDGE**

City Council will consider a request to re-appoint one judge pro tempore to a one year term expiring on November 5, 2013. The Council will take appropriate action.

**d. REIMBURSEMENT AGREEMENT – THE CHARTER SCHOOL FUND, LLC**

City Council will consider a request to approve a Reimbursement Agreement with The Charter School Fund, LLC for the purpose of improving the intersection of Corporate Drive and El Mirage Road as it relates to the development of the Legacy Traditional Charter School, authorize a necessary transfer, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**e. RESOLUTION 3079-1112 - CHANGE ORDER TO THE INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR TRANSIT SERVICES**

City Council will consider a resolution approving Change Order No. 1 to the Intergovernmental Agreement with the City of Phoenix as the Federal Designated Recipient for the Avondale Urbanized Area, increasing the amount by \$167,226.00 for a total of \$2,171,462.00 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**f. RESOLUTION 3081-1112 - APPROVAL OF TOHONO O'ODHAM GRANT-IN-AID AGREEMENT FOR POLICE LESS LETHAL WEAPONS**

City Council will consider a resolution approving a Grant-in-Aid Agreement with the Tohono O'odham Nation for the Avondale Police Department in the amount of \$9,051.34 for the purchase of less lethal weapons and ammunition 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 – RITTOCH-POWELL & ASSOCIATES CONSULTING ENGINEERS, INC.**

City Council will consider a request to approve a Professional Services Agreement with Ritoch-Powell & Associates to provide professional design services for the City Center Phase 3 Improvements in the amount of \$101,110 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**4 RESOLUTION 3082-1112 - AUTHORIZING SUBMISSION OF GRANT APPLICATION TO THE ARIZONA DEPARTMENT OF HOUSING AND AMENDING THE OWNER-OCCUPIED HOME REHABILITATION PROGRAM POLICIES AND PROCEDURES**

City Council will consider a resolution authorizing the submission of a \$440,000 State Housing Fund, HOME Investment Partnership program grant application to the Arizona Department of Housing to provide additional funding for the existing City of Avondale Owner Occupied Home Rehabilitation Program, adopting the Amended and Restated Avondale Owner-Occupied Home Rehabilitation Program Policies and Procedures, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**5 ORDINANCE 1500-1112 - ANNEXATION OF RIGHT-OF-WAY AND ROADWAY ALONG INDIAN SCHOOL ROAD RIGHT OF WAY**

City Council will consider an ordinance annexing a portion of right-of-way and roadway along Indian School Road from El Mirage to Dysart Road which has been deannexed by the City of Litchfield Park, authorize the Mayor or City Manager and City Clerk to execute all the necessary documents including the Letter Agreement with the City of Litchfield Park to clarify changes and access to the shopping center located at the northeast corner of Indian School Road and Dysart Road and authorize submission of the adopted ordinance to the Maricopa Board of Supervisors for approval. The Council will take appropriate action.

**6 DESIGNATION OF VOTING DELEGATES FOR NLC ANNUAL BUSINESS MEETING**

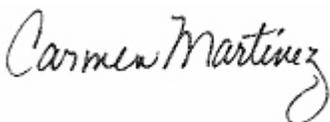
City Council will designate a primary and an alternate voting delegate to represent Avondale at the National League of Cities' Annual Business Meeting to be held at the conclusion of the Congress of Cities in Boston, Massachusetts on Saturday, December 1, 2012. The Council will take appropriate action.

**7 EXECUTIVE SESSION**

a. The Council may hold an executive session pursuant to (i) Ariz. Rev. Stat. § 38-431.03 (A)(7) for discussion or consultation with City representatives in order to consider its position and instruct its representatives regarding negotiations for the acquisition of real property; and (ii) 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's Attorney regarding potential litigation with respect to tax matters.

**8 ADJOURNMENT**

Respectfully submitted,



Carmen Martinez  
City Clerk

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