

# CITY OF AVONDALE

## REGULAR CITY COUNCIL MEETING

November 5, 2012 – 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

(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 - **APPROVED**

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 **APPROVED** 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.

##### c. REAPPOINTMENT OF PRO TEMPORE JUDGE

City Council **APPROVED** a request to re-appoint one judge pro tempore to a one year term expiring on November 5, 2013.

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

City Council **APPROVED** 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.

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

City Council **ADOPTED RESOLUTION 3079-1112** 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.

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

City Council **ADOPTED RESOLUTION 3081-1112** 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.

**g. PROFESSIONAL SERVICES AGREEMENT – RITTOCH-POWELL & ASSOCIATES CONSULTING ENGINEERS, INC.**

City Council **APPROVED** 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.

**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 **ADOPTED RESOLUTION 3082-1112** 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.

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

City Council **ADOPTED ORDINANCE 1500-1112** 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 and allow Mayor or City Manager to sign the Letter Agreement at a later date.

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

City Council **DESIGNATED VICE MAYOR KARLIN** as a primary and **COUNCIL MEMBER MCDONALD** 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.

**7 EXECUTIVE SESSION – 8:03 pm**

City Council **HELD** 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**