

Minutes of the Regular Meeting held January 22, 2013 at 7:00 p.m. in the Council Chambers.

MEMBERS PRESENT

Mayor Lopez Rogers and Council Members

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

ALSO PRESENT

Charlie McClendon, City Manager
Rogene Hill, Assistant City Manager
Charles Andrews, Assistant City Engineer
Kim McIntier, 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

(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 December 17, 2012
2. Regular Meeting of December 17, 2012
3. Regular Meeting of January 7, 2013

b. SAMPLING LIQUOR LICENSE (10S) - SPROUTS FARMERS MARKET #13

A request from Mr. Randy Nations on behalf of Sprouts Farmers Market #13 located at 1813 N Dysart Road in Avondale for a Series 10S Liquor License which would allow sampling privileges at the location.

c. CONTINGENCY FUND TRANSFER FOR ELECTRONIC PATIENT CHARTING EQUIPMENT

A request to approve the transfer of contingency appropriation in the amount of \$20,000.00 to line item 101-6330-00-8012 to provide funding for ruggedized tablet computers for Fire Department Apparatus to support electronic patient charting, a State system aimed at improving patient care and the transfer of medical information.

d. REPLAT OF DESERT SPRINGS VILLAGE SUBDIVISION (PL-12-0242)

A request to approve the replat of the Desert Springs Village Subdivision, a partially developed single-family residential community located at the northwest corner of Van Buren Street and 119th Avenue to dedicate two tracts and create a third tract to be sold to the City for the construction of a regional drainage conveyance channel parallel to

Van Buren Street in accordance with the Development Agreement approved by the City Council in October 2012.

e. PROFESSIONAL SERVICES AGREEMENT - ENFOTECH & CONSULTING, INC.

A request to approve a Professional Services Agreement with EnfoTech & Consulting, Inc. to provide the Industrial Pretreatment Program Software Installation and Support Services for a total maximum aggregate amount of \$80,950.75 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

f. CONTRACT AWARD - CUMMINS ROCKY MOUNTAIN, LLC, FOR GENERATOR PREVENTIVE MAINTENANCE AND SERVICES

A request to approve a one-year contract with Cummins Rocky Mountain, LLC, to perform generator preventive maintenance and services in an amount not to exceed \$26,950, with the option of four annual one-year renewals, for a total possible five-year term and a maximum aggregate amount not to exceed \$134,750, and to authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

g. CONTRACT AWARD - W.W. WILLIAMS, INC., FOR GENERATOR PREVENTIVE MAINTENANCE AND SERVICES

A request to approve a one-year contract with W.W. Williams, Inc., to perform generator preventive maintenance services in an amount not to exceed \$26,279, with the option of four annual one-year renewals, for a total possible five-year term and a maximum aggregate amount not to exceed \$131,395, and to authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

h. RESOLUTION 3088-113 - APPROVING THE NAME CHANGE OF EL MIRAGE ROAD FROM I-10 TO VAN BUREN STREET.

A resolution approving the renaming of El Mirage Road between I-10 and Van Buren Street to Fairway Drive.

Council Member Weise moved to approve the consent agenda as presented including Resolution 3088-113. Council Member McDonald seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried unanimously.

4 RESOLUTION 3089-113 – INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FOR THE MC85 AND AVONDALE BOULEVARD INTERSECTION IMPROVEMENTS

A resolution authorizing an Intergovernmental Agreement with Maricopa County Department of Transportation for the purpose of improving the intersection of MC85 and Avondale Boulevard, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

Charlie McClendon indicated the County has requested following additional changes to the IGA. The City is in agreement with the proposed changes:

Section 19 - Responsibilities of the County

- Item 19.2 (...The County shall design and construct the Project to City standards, except for the traffic signals and associated signs that are mounted on signalized poles within the Project limits which will be designed and constructed to County standards).
- Item 19.12 The County acknowledges that the final bid amount may exceed the initial estimate(s) and, in such case, the County is proportionally responsible for, and agrees to pay according to the terms of this Agreement, any and all eventual, actual costs exceeding the initial estimate(s).

Section 20. Responsibilities of the City

- Item 20.10 - The City acknowledges that the final bid amount may exceed the initial estimate(s) and, in such case, the City is proportionally responsible for, and agrees to pay according to the terms of this Agreement, any and all eventual, actual costs exceeding the initial estimate(s).

Exhibit B, Proposed Avondale Annexation Area – the City is in agreement with the revised exhibit.

Charles Andrews, Assistant City Engineer, reviewed the particulars of this item as more specifically described in the council report including the improvements being proposed as well as the responsibilities of each entity and total estimated project cost.

In response to a question from Council Member Weise, Mr. Andrews indicated that even though this project is still a year and a half away, staff is bringing the IGA to Council at this time because the design and right of way acquisitions take a long time. In reply to a subsequent question, Mr. Andrews responded that landscaping next to the railroad will be very limited due to restrictions from the railroad company. Regarding notification of residents and businesses, Mr. McGuire indicated that the County works with a consultant for notification of affected businesses and residents; the city will be involved in this process and will ensure that ample notice is given to all affected. Council Member indicated that coordination with the local schools will be essential.

Council Member Weise moved to adopt Resolution 3089-113 as presented. Council Member Vierhout seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried unanimously.

5 ADJOURNMENT

Council Member Weise moved to adjourn the meeting; Council Member Vierhout seconded the motion. All ayes.

Meeting adjourned at 7:17 p.m.



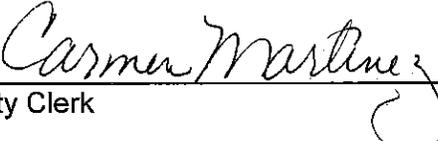
Mayor Lopez-Rogers



Carmen Martinez, CMC
City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Council of the City of Avondale held on the 22nd day of January, 2013. I further certify that the meeting was duly called and held and that the quorum was present.



City Clerk