

CITY OF AVONDALE

REGULAR CITY COUNCIL MEETING

May 20, 2013 – 6:00 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 BY THE CITY CLERK

Mayor Marie Lopez Rogers, Present
Vice Mayor Scott, Present
Council Member Buster, Present
Council Member Karlin, Present
Council Member McDonald, Present
Council Member Vierhout, Present
Council Member Weise – Excused Absence

2 EXECUTIVE SESSION *-HELD*

- 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's Attorney in order to consider its position and instruct the City's Attorney regarding Winners Development Company vs City of Avondale.
- b. The Council may hold an executive session pursuant to (i) Ariz. Rev. Stat. § 38-431.03 (A) (7) or discussion or consultation with City representatives in order to consider its position and instruct its representatives regarding negotiations for the acquisition of real property.

3 ADJOURNMENT

4 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK – *ALL PRESENT*

5 UNSCHEDULED PUBLIC APPEARANCES

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

6 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*

Regular Session of May 6, 2013

b. LIQUOR LICENSE SERIES 12 - ACQUISITION OF CONTROL – THAI ORCHID GARDEN

City Council *APPROVED* a request from Mr. Netchanok Aphaisuwan for approval of an application for Acquisition of Control of a Series 12 Restaurant License at Thai Orchid Garden located at 12725 W. Indian School Road in Avondale.

c. LIQUOR LICENSE SERIES 12 – INDIA GARDEN

City Council *APPROVED* a request from Prem Brian Tamang for approval of an application for a Series 12 Restaurant License to sell all spirituous liquors at India Garden located at 1809 N. Dysart Road #C106 in Avondale.

d. APPOINTMENT OF JUDGES PRO TEMPORE

City Council **APPROVED** the re-appointment of eight judges pro tempore to two-year terms expiring on June 1, 2015 and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

e. CONSTRUCTION CONTRACT AWARD TO SOUTHWEST SLURRY SEAL

City Council **APPROVED** a construction contract to Southwest Slurry Seal for the 2013 Spring Preservative Micro-Seal & Tire Rubber Modified Surface Seal Program in the amount of \$630,040.15 and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

f. PROFESSIONAL SERVICE AGREEMENT WITH STANLEY CONSULTANTS INC.

City Council **APPROVED** a Professional Services Agreement with Stanley Consultants Inc. to provide final traffic engineering design services for the Central Avenue Improvement project in the amount of \$91,267, authorized the transfer of \$91,267 from 304-1267-00-8420 to 304-1178-00-8420, and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

g. RESOLUTION 3110-513 – INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FLOOD CONTROL DISTRICT FOR VAN BUREN DRAINAGE-RECREATION CORRIDOR PROJECT

City Council **ADOPTED RESOLUTION 3110-513** authorizing an Intergovernmental Agreement with Maricopa County Flood Control District for the purpose of the Van Buren Drainage - Recreation Corridor Project, and authorized the Mayor or City Manager and City Clerk to execute all the necessary documents.

h. RESOLUTION 3111-513 – AMENDMENT 1 TO INTERGOVERNMENTAL AGREEMENT WITH ADOT FOR THE 99TH AVENUE/MCDOWELL ROAD FIBER OPTIC PROJECT

City Council **ADOPTED RESOLUTION 3111-513** authorizing Amendment 1 to the Intergovernmental Agreement with the Arizona Department of Transportation for the administration of the design and construction of the 99th Avenue/McDowell Road Fiber Optic project, and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

i. RESOLUTION 3112-513 INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY AND THE FLOOD CONTROL DISTRICT FOR COLDWATER PARK

City Council **ADOPTED RESOLUTION 3112-513** authorizing an Intergovernmental Agreement with the Flood Control District of Maricopa County and Maricopa County to abandon the use, operation, and maintenance of Coldwater Park; and to terminate the 1986 Avondale Landfill Agreement; and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

j. COOPERATIVE PURCHASING AGREEMENT WITH SDB, INC. FOR COLDWATER PARK DEMOLITION

City Council **APPROVED** a Cooperative Purchasing Agreement with SDB Contracting Services in the amount of \$71,067.56 for removal of City property from Coldwater Park and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

7 PUBLIC HEARING – ZONING EXTENSION FOR DIAMOND P RANCH PAD ZONING, ALTERNATIVELY ORDINANCE 1517-513 – ZONING REVERSION

City Council **APPROVED** a request by Ms. Carolyn Oberholtzer, Rose Law Group, for a one-year extension of PAD zoning for Diamond P Ranch, located on 244 ± acres of land south and west of the southwest corner of Avondale Boulevard and Lower Buckeye Road and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

8 PUBLIC HEARING AND RESOLUTION 3107-513 – NORTH AVONDALE SPECIFIC PLAN UPDATE

City Council **ADOPTED RESOLUTION 3107-513** approving a City-initiated request for a comprehensive amendment to the North Avondale Specific Plan to establish architectural and design standards for development, open spaces and trails, and public spaces such as streets and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

9 PUBLIC HEARING AND RESOLUTION 3108-513 – SINGLE FAMILY RESIDENTIAL DESIGN MANUAL UPDATE

The Council **ADOPTED RESOLUTION 3108-513** approving a City-initiated request to update the Single Family Residential Design manual to establish criteria for the development of new residential subdivision in Avondale and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

10 RESOLUTION 3113-513 – SETTING FORTH THE FISCAL YEAR 2013-2014 TENTATIVE BUDGET

The Council **ADOPTED RESOLUTION 3113-513** to set the 2013-2014 fiscal year tentative budget which will set the coming year's expenditure limit and authorized the Mayor or City Manager and City Clerk to execute the necessary documents.

11 ADJOURNMENT – 7:53 PM