

CITY COUNCIL AGENDA

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

SPECIAL MEETING
July 15, 2013
6:00 PM

CALL TO ORDER BY MAYOR ROGERS

1 ROLL CALL

2 EXECUTIVE SESSION

City 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 Termination of Lease and Purchase Agreement with Envirogen.

3 FRIENDSHIP PARK DESIGN

City Council will receive information and provide direction and guidance to staff regarding the schematic plan for the Friendship Park Enhancement project and possible changes to the Avondale Municipal Code to allow consumption of alcoholic beverages at Friendship Park and Festival Fields. For information, discussion and direction only.

4 ADJOURNMENT

Respectfully submitted,

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

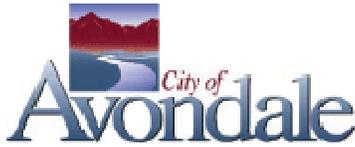
Carmen Martinez
City Clerk

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



CITY COUNCIL AGENDA

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

REGULAR MEETING
July 15, 2013
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 CITY MANAGER'S REPORT

a. Water Distribution Crew Presentation

3 UNSCHEDULED PUBLIC APPEARANCES

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

4 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 July 1, 2013
2. Regular Meeting of July 1, 2013

b. COOPERATIVE PURCHASING AGREEMENT - FELIX CONSTRUCTION COMPANY

City Council will consider a request to approve a cooperative purchasing agreement with Felix Construction Company for valve replacement and construction services for Rigby Water System and Thomas Road in the amount of \$200,630.44 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

c. CONSTRUCTION CONTRACT AWARD - PIERSON CONSTRUCTION FOR THE CDBG STREET & SIDEWALK IMPROVEMENT PROJECT

City Council will consider a request to award a construction contract to Pierson Construction for the construction of water and paving improvements for the CDBG Street and Sidewalk Improvement Project in the amount of \$1,313,286.48, authorize the necessary transfers, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

d. FIRST AMENDMENT TO THE PROFESSIONAL SERVICE AGREEMENT - NCS ENGINEERS

City Council will consider a request to approve an amendment to the Professional Services Agreement with NCS Engineers, to perform additional Wellhead Treatment Study work in an amount not-to-exceed \$33,732 for a maximum total contract amount of \$164,564, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

e. **SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT - BROWN AND CALDWELL, INC. - PHOENIX INTERNATIONAL RACEWAY LIFT STATION DESIGN**

City Council will consider a request to approve a Second Amendment to the Professional Services Agreement with Brown & Caldwell, Inc. for the Phoenix International Raceway Lift Station in an amount not to exceed \$24,779, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

f. **TERMINATION AGREEMENT AND PURCHASE AGREEMENT - ENVIROGEN TECHNOLOGIES, INC.**

City Council will consider a request to approve a Termination Agreement with Envirogen Technologies, Inc. for the Gateway and Garden Lakes Booster Stations, approve a Purchase Agreement with Envirogen Technologies, Inc. for the purchase of the Nitrate Treatment System at Gateway Booster Station for the combined amount of \$250,000, approve the necessary funding from the Water Operating Contingency fund, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

g. **RESOLUTION 3126-713 - MEMORANDUM OF UNDERSTANDING RELATING TO AN EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM**

City Council will consider a resolution approving a Memorandum of Understanding relating to the Edward Byrne Memorial Justice Assistance Grant Program program to provide funding for a Crime Victim Advocate position for the Police Department and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

5 **PUBLIC HEARING – ZONING EXTENSION FOR AVONDALE COMMERCE PARK PAD ZONING - ALTERNATIVELY ORDINANCE 1520-713**

City Council will hold a public hearing and consider a request by Mr. Michael J. Curley of Earl, Curley, and Lagarde, P.C., for a one-year extension of PAD zoning for Avondale Commerce Park, located on approximately 80 acres of land at the northeast corner of 103rd Avenue and Van Buren Street. If the PAD zoning extension is not granted, the Council may consider an ordinance reverting the zoning of the property back to Agricultural. The Council will take appropriate action.

6 **HOME ENERGY RATING SYSTEM COMPLIANCE BUILDING CODE UPDATE AND UPHOLD OF ACTION; ALTERNATIVELY RESOLUTION 3125-713 AND ORDINANCE 1521-713**

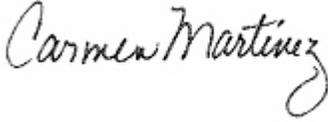
City Council will receive an update pertaining to the Home Energy Rating System and consider staff's recommendation to uphold their action related to the building codes and not make any additional modifications to the same relating to an alternate HERS compliance. Alternatively, City Council will consider a resolution declaring as a public record the document filed with the City Clerk and entitled "The Avondale Amendments to the 2012 International Building Code, The 2012 International Residential Code, the 2012 International Mechanical Code, the 2012 International Plumbing Code, the 2011 National Electrical Code, the 2012 International Fuel Gas Code and the 2012 International Energy Conservation Code, Amended and Restated July 15, 2013." and an ordinance adopting the same and amending the Avondale City Code, Chapter 4, Buildings and Building Regulations, relating to Building Codes, establishing an effective date and providing penalties for violations. The Council will take appropriate action.

7 **MAINTENANCE IMPROVEMENT DISTRICT POLICY**

City Council will receive a conceptual overview of Maintenance Improvement Districts for residential subdivisions, how it would be created, and how new residential developments would benefit from a Maintenance Improvement District Policy. For information, discussion, and direction only.

8 ADJOURNMENT

Respectfully submitted,



Carmen Martinez
City Clerk

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