

Minutes of the Work Session held October 7, 2013 at 6:00 p.m. in the Council Chambers.

MEMBERS PRESENT

Mayor Lopez Rogers and Council Members

Jim Buster
Stephanie Karlin
Jim McDonald
Charles Vierhout

ABSENCE EXCUSED

Vice Mayor Frank Scott
Ken Weise

ALSO PRESENT

Charlie McClendon, City Manager
David Fitzhugh, Assistant City Manager
Rogene Hill, Assistant City Manager
Gina Montes, Director of Neighborhood and Family Services
Andrew McGuire, City Attorney
Carmen Martinez, City Clerk

2) MOSAIC ARTS CENTER PARTNERSHIP

Gina Montes, Director of Neighborhood and Family Services, described an opportunity for the City of Avondale to partner with the Mosaic Arts Center (MAC), a non-profit arts and education organization based at 12 East Western Avenue, in the middle of the revitalization area. Mosaic offers science, technology, engineering and math education through the arts. The MAC is an important piece of the Western Avenue experience. The project helps build momentum in the area, and is actively involved in Art Walk.

Ms. Montes stated that the MAC furthers the educational, economic development, neighborhood revitalization, arts, and youth services goals of the City of Avondale. It has developed relationships with the school districts and offers programming to elementary schools on a fee for service basis. Gallery space, computer stations, and a theater are made available to the community. The building currently occupied by the MAC had been vacant for many years. Sporting a recently restored mural, it has become an activity hub and anchors the corner it is on.

Ms. Montes said the City of Avondale has been working to create an arts district on Western, and MAC contributes to that goal. Like the City's arrangement with Gangplank, the potential exists for several collaborative endeavors with the MAC. One possibility is for MAC participation in community outreach at City events. There is also a tremendous need for youth activities in the Western Avenue area, particularly on Wednesdays, and the MAC could provide some STEAM-related functions to help fill the void. Another possibility is to have an artist in residence operating out of the MAC. The Parks, Recreation, and Libraries Department has expressed an interest in a summer recreation program in conjunction with the facility. The Care1st Avondale Resource and Housing Center is operating at capacity, and the MAC could serve as an outlet for some related events. More joint programming possibilities exist, but have yet to be detailed. The City could provide funding and technical assistance to help develop MAC as an organization.

Ms. Montes introduced Marty Wesolowski, Ellen Gergely, and Kerry Mitchell from the Mosaic Arts Center Board, and requested City Council feedback on the proposal. Council Member Buster said he has been pleased with the new activity on Western Avenue and felt this agreement would support what is happening there.

Council Member Vierhout explained that he serves on the MAC Board and has spent much time there. Revitalization is about more than just buildings; it is about getting people involved. The MAC is very focused on helping the youth of Historic Avondale through free programs and activities. It demonstrates how opportunities can be created with very little investment, as young people can start their own businesses with little more than a laptop. A stage is available for them to present their creations and get over their fear of public speaking. Avondale's investment in the organization would multiply the City's investment in Gangplank, and really help revitalize the area.

Council Member McDonald noted that arts are often the first programs cut when schools face shrinking budgets. This is unfortunate, because different students learn in different ways and can benefit from exposure to many different experiences. The MAC is really important because it offers experiences students used to be able to get through schools. One of the City's goals is to help develop a more diverse and educated workforce in Avondale, and MAC is a key part of that. Many people in Avondale have skills and resources to contribute to the community, and MAC can serve as a conduit for their talents. The City can provide funding and expertise to MAC without having to create and manage beneficial programs directly. Mayor Lopez Rogers commented she is very excited about the synergy that is being created by the new merchants along Western Avenue.

4) ADJOURNMENT

The Work Session adjourned at 6:20 p.m.


Marie 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 Work Session of the Council of the City of Avondale held on the 7th day of October 2013. I further certify that the meeting was duly called and held and that the quorum was present.


Carmen Martinez
City Clerk

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

MEMBERS PRESENT

Mayor Lopez Rogers and Council Members

Jim Buster
Stephanie Karlin
Jim McDonald
Charles Vierhout

ABSENT/EXCUSED

Vice Mayor Scott
Council Member Weise

ALSO PRESENT

Charlie McClendon, City Manager
David Fitzhugh, Assistant City Manager
Rogene Hill, Assistant City Manager
Debra Olson, Advocacy Center Director
Acting Police Chief Dale Nannenga
Sgt. Matthew Hintz, Avondale Police Department
Andrew McGuire, 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

Kathryn Thomson addressed the Council regarding her water services account.

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 September 9, 2013
2. Regular Meeting of September 9, 2013
3. Work Session of September 16, 2013
4. Regular Meeting of September 16, 2013

b. FINAL PLAT - CITY CENTER PHASE 3

City Council will consider a request to approve the Final Plat for City Center Phase 3 located at the southeast corner of Avondale Boulevard and Roosevelt Street.

c. SETTLEMENT AGREEMENT - LEAZOTTE V AVONDALE

City Council will consider a request to approve a settlement agreement with Thomas Leazotte in the amount of \$130,000 and authorize the City Manager and City Clerk to execute the necessary documents.

- d. PROFESSIONAL SERVICES AGREEMENT - ENTERPRISE NETWORK SOLUTIONS, INC., FOR VIRTUAL DESKTOP INFRASTRUCTURE GOODS AND SERVICES**
City Council will consider a request to approve a Professional Services Agreement with Enterprise Network Solutions, Inc., for virtual desktop infrastructure goods and services to support the piloting of virtual computers at City libraries and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.
- e. PROFESSIONAL SERVICES AGREEMENTS - BLUE HORSESHOE SOLUTIONS, INC., AND RPI CONSULTANTS, LLC FOR LAWSON TECHNICAL CONSULTING SERVICES**
City Council will consider a request to approve two Professional Services Agreements with Blue Horseshoe Solutions, Inc., and RPI Consultants, LLC for Lawson Technical Consulting services to support the City's human resources information system for a maximum amount of \$240,000 for each of the contracts and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.
- f. PROFESSIONAL SERVICES AGREEMENT - KIMLEY-HORN AND ASSOCIATES, INC. - CADD SERVICES**
City Council will consider a request to approve a Professional Services Agreement with Kimley-Horn and Associates, Inc. to provide CADD services in the amount of \$100,000 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.
- g. FIRST AMENDMENT TO PURCHASE AGREEMENT - HACH COMPANY**
City Council will consider a request to authorize an amendment to the purchase agreement with Hach Company for the procurement of water testing equipment and related supplies for an aggregate amount not to exceed \$675,000 and to authorize the Mayor or City Manager and City Clerk to execute the necessary documents.
- h. FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT - RITTOCH-POWELL & ASSOCIATES CONSULTING ENGINEERS, INC. - CADD SERVICES**
City Council will consider a request to approve the First Amendment to the Professional Services Agreement with Ritoch-Powell & Associates Consulting Engineers, Inc. to provide CADD services in a maximum amount of \$100,000 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.
- i. RESOLUTION 3138-1013 - INTERGOVERNMENTAL AGREEMENT WITH AGUA FRIA UNION HIGH SCHOOL DISTRICT #216 FOR SCHOOL RESOURCE OFFICER**
City Council will consider a resolution authorizing an Intergovernmental Agreement with the Agua Fria Union High School District #216 to share the cost of providing a School Resource Officer during the 2013/2014 school year and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.
- j. RESOLUTION 3139-1013 - CONTRACTOR AGREEMENT WITH VALLEY OF THE SUN UNITED WAY FOR SUCCESS BY 6 INITIATIVE**
City Council will consider a resolution authorizing an agreement with Valley of the Sun United Way authorizing the parties to perform all necessary labor and services required

of the Success by Six initiative and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

Council Member McDonald moved to approve the consent agenda as presented including Resolutions 3138-1013 and 3139-103. Council Member Vierhout seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried 5-0.

4 CONTINUANCE - PUBLIC HEARING FOR CABLE TELEVISION LICENSE AGREEMENT - QWEST BROADBAND SERVICES, INC. DBA CENTURYLINK

City Council will consider a request from Mary Ferguson LaFave on behalf of Qwest Broadband Services, Inc., dba CenturyLink to continue to the meeting of November 4, 2013 the public hearing and consideration of the Cable Television License Agreement in order to give the parties more time for negotiations.

Council Member McDonald moved to approve the request for continuance of the public hearing until November 4, 2013; Council Member Vierhout seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried 5-0.

5 FAMILY ADVOCACY CENTER VICTIM ADVOCATE POSITION

City Council will consider a request to approve the addition of the position of Family Advocacy Center Victim Advocate at the Southwest Family Advocacy Center who will provide victim support and advocacy services to all victims and their non-offending family members as part of the multidisciplinary team response.

Debra Olson, Family Advocacy Center Director reviewed the specifics of this item as more specifically described in the council report.

Council Members Vierhout expressed support for the addition of the FTE position indicating that it is a low cost item considering that the cost is shared among all the participating cities. Council Member McDonald indicated that there is great value in the center and the availability of a person who can help victims through the process. Mayor Rogers indicated this is a critical person for families who come to the center in a state of crisis.

Council McDonald moved to approve an increase in the city's authorized staffing by adding the position of Family Advocacy Center Victim Advocate at the Southwest Family Advocacy Center. Council Member Karlin seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried 5-0.

6 RESOLUTION 3142-1013 AND ORDINANCE 1527-1013 - CITY CODE CHAPTER 20, ARTICLE III, ALARM SYSTEMS

City Council will consider a resolution declaring as a public record the "City of Avondale Alarm System Ordinance, Amended and Restated October 7, 2013", an ordinance adopting the same and a recommendation to direct the City's third party vendor, Cry Wolf, to institute a collections process for delinquent assessments.

Acting Police Chief Dale Nannenga reviewed the particulars of this item as more specifically described in the council report.

Council Members Vierhout and Buster expressed support for the amendments to the current ordinance.

Council Member McDonald asked if there is anything in place for residents who may need to make payments in the amount due. Sgt. Hintz indicated that he is not aware whether CryWolf is able to accept partial payments. Council Member McDonald commented that he would be in favor of offering a payment plan option for residents who accept responsibility for the fines. In response to a further comment from Council Member McDonald, Chief Nannenga indicated that staff is working with CryWolf to soften the tone of the letter that is sent to residents.

Council Member moved to adopt Resolution 3142-1013 declaring as a public record the "City of Avondale Alarm System Ordinance, Amended and Restated October 7, 2013". Council Member Vierhout seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried 5-0.

Council Member McDonald moved Ordinance 1527-1013 adopting the "City of Avondale Alarm System Ordinance, Amended and Restated October 7, 2013". Council Member Vierhout seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried 5-0.

7 EXECUTIVE SESSION

- a. The Council may hold an executive session pursuant to (i) 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 the Martinez v City of Avondale litigation; and (ii) Ariz. Rev. Stat. § 38-431.03 (A)(1) for discussion regarding the City Manager's evaluation.

Council Member McDonald moved to adjourn to executive session; Council Member Vierhout seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Aye
Council Member McDonald	Aye
Council Member Weise	Excused

Mayor Rogers	Aye
Vice Mayor Scott	Excused
Council Member Karlin	Aye
Council Member Buster	Aye

Motion carried 5-0.

10) ADJOURNMENT

There being no further business before the Council, Council Member Buster moved to adjourn the meeting; Council Member Vierhout seconded the motion. Motion carried unanimously.

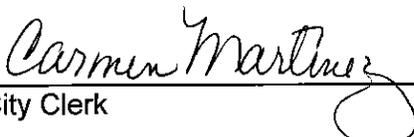
City Council meeting adjourned at 8:46 pm.


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 7th day of October. I further certify that the meeting was duly called and held and that the quorum was present.


City Clerk