

Minutes of the Special Meeting held December 2, 2013 at 6:00 p.m. in the Council Chambers

**MEMBERS PRESENT**

Mayor Lopez Rogers and Council Members

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

**ABSENT/EXCUSED**

Charles Vierhout

**ALSO PRESENT**

Charlie McClendon, City Manager  
David Fitzhugh, Assistant City Manager  
Rogene Hill, Assistant City Manager  
Carmen Martinez, City Clerk

**1. ROLL CALL**

**2. EXECUTIVE SESSION**

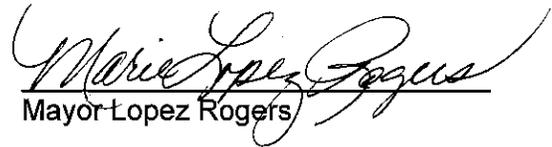
- a. An executive session pursuant to Ariz. Rev. Stat. § 38-431.03 (A)(4) for discussion or consultation with the City's Attorney in order to consider its position and instruct the City's Attorney regarding Winners Development Company vs City of Avondale.

Council Member McDonald moved to adjourn to executive session; Vice Mayor Scott seconded the motion. All ayes.

**3. ADJOURNMENT**

With no further business before the Council, Council Member Buster moved to adjourn the Special Meeting; Council Member Weise seconded the motion. The motion carried unanimously.

Meeting adjourned at 6:29 p.m.

  
\_\_\_\_\_  
Marie Lopez Rogers

  
\_\_\_\_\_  
Carmen Martinez  
City Clerk

**CERTIFICATION**

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Special Meeting of the Council of the City of Avondale held on the 2<sup>nd</sup> day of December 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 December 2, 2013 at 7:00 p.m. in the Council Chambers.

**MEMBERS PRESENT**

Mayor Lopez Rogers and Council Members

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

**EXCUSED ABSENCE**

Charles Vierhout

**ALSO PRESENT**

Charlie McClendon, City Manager  
David Fitzhugh, Assistant City Manager  
Rogene Hill, Assistant City Manager  
Rob Lloyd, CIO/IT Director  
Chris Lopez, Neighborhood and Family Services  
Cindy Blackmore, Assistant Director of Public Works  
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 CITY MANAGER'S REPORT**

a. 2013 Digital Cities of America Award

Rob Lloyd, CIO/IT Director reported that the City of Avondale won First Place in the Digital Cities of America Award competition. The award is presented by the Center for Digital Government (CDG) to recognize top local governments for innovative uses of information and communications technology. Avondale won first place for cities with populations ranging from 75,000 to 124,999. This is the third consecutive year that Avondale has been in the top ten. Hundreds of applications were received in each category, and Avondale won in the most competitive one. The award evaluates each city's entire technology effort and specifically looks for governments that grant community access to their information and data. The process is valuable to staff because it provides insight into what areas the city is performing well in, and exposes them to successful ideas used by other cities.

Mr. Lloyd noted that every department played a role in this accomplishment. He highlighted the Community-Centric rebranding, the A Voice initiative, the My Avondale 2.0 mobile application, online utilities access, interactive voice response, the Gangplank incubator, the solar demonstration project, and the Green IT plan as features that most impressed the CDG.

Council Member Weise said the award is about citizen engagement and transparency. Vice Mayor Scott shared his impressions of the honor, and the efforts of staff. Mayor Rogers

stated that the City's technology initiatives are important because they help citizens engage in their community. The honor reflects well on Avondale.

### 3 UNSCHEDULED PUBLIC APPEARANCES

There were no unscheduled public appearances.

### 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

Regular Meeting of November 18, 2013

#### b. 2014 COUNCIL MEETING SCHEDULE

A request to approve the Council Meeting Schedule for 2014 which includes the rescheduling of four council meetings in observance of holidays and to allow for a summer break.

#### c. LIQUOR LICENSE TEMPORARY EXTENSION OF PREMISES – MANNY'S MEXICAN RESTAURANT

A request from Manny Lafarga for a Temporary Extension of Premises of the Series 12 Restaurant License to sell all spirituous liquors at Manny's Mexican Restaurant to be used to accommodate a large party on Saturday, December 7, 2013 from 6 p.m. to 10 p.m.

#### d. RESOLUTION 3154-1213 – INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FOR HOME INVESTMENT PARTNERSHIP ACT FUNDING

A resolution authorizing an intergovernmental agreement with Maricopa County to allow the City to receive an allocation of federal funding under the HOME Investment Partnership Act in the amount of \$131,872 for the 2013-2014 fiscal year and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

Council Member Weise moved to approve the consent agenda as presented. Council Member McDonald seconded the motion.

#### ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Excused
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 APPOINTMENT OF MEMBERS TO THE CITY'S BOARDS, COMMISSIONS AND COMMITTEES AND TO THE POSITIONS OF CHAIR AND VICE CHAIR OF THE BOARD OF ADJUSTMENT AND THE PLANNING COMMISSION**

The Council Subcommittee's recommendations for appointment to the City's Boards, Commissions and Committees, and the appointment of members to serve as Chair and Vice Chair of the Planning Commission and the Board of Adjustment.

Charlie McClendon reported that on November 20, the Council Subcommittee met with applicants for Board, Commission, and Committee slots, before submitting the following recommendations:

**Board of Adjustment** – Joseph Mosca, David Sours

**Capital Improvement Plan Citizens' Committee** – Lisa Amos, Richard Childress, Bryan Kilgore

**Energy, Environment and Natural Resources Commission** – Arnoud Irakoze, Joseph Mosca, Robert McElfresh (Alternate)

**Library Advisory Board** – Angela Cardone

**Municipal Art Committee** – Robert McElfresh, Shannon Smith, Carin Vierhout

**Neighborhood and Family Services Commission** – Kathryn McKinney, Shannon Smith, John Campbell (Alternate), Bryan Kilgore (Alternate)

**Parks and Recreation Advisory Board** – Ronald Butts

**Planning Commission** - Gary Smith

**Personnel Board of Appeals** – Robert McElfresh (Alternate), Gary Smith (Alternate)

**Risk Management Trust Fund Board** – Richard Childress

The Subcommittee also recommended that Joseph Sindle be appointed Chair of the Board of Adjustment, and Joseph Mosca Vice Chair, and that Kevin Kugler be appointed Chair of the Planning Commission, and Lisa Amos Vice Chair. City Council Members and Mayor Rogers thanked the citizens who applied for positions, and staff for organizing the process.

Council Member Weise moved to approve the appointments as presented. Council Member Karlin seconded the motion.

**ROLL CALL VOTE AS FOLLOWS:**

Council Member Vierhout	Excused
Council Member McDonald	Aye
Council Member Weise	Aye
Mayor Rogers	Aye

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

Motion passed unanimously.

**6 RESOLUTION 3155-1213 – INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY FOR YOUTH WORKFORCE DEVELOPMENT SERVICES**

A resolution authorizing an Intergovernmental Agreement with the Maricopa County Human Services Department, Maricopa Workforce Connections (MWC) to allow the use of the City's Executive Conference Building located at 124 S. 4<sup>th</sup> Street in Avondale by Maricopa County Human Services Department for the delivery of workforce development services for youth and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

Chris Lopez, Neighborhood and Family Services, said minor improvements were made to the Executive Conference Building utilizing available grant funding. These improvements were made with the purpose of accommodating existing youth services and attracting new services to Avondale. The building is located in the southeast corner of DeConcini Park, near the Boys and Girls Club, Sam Garcia Library, and Agua Fria High School. Maricopa Workforce Connections intends to establish a comprehensive youth center in Avondale to serve as a regional hub for the southwest Valley. They will provide Workforce Investment Act (WIA) services out of this facility. A full-time youth guidance specialist will operate from the building. The goal is to launch a pilot program for up to four years, with possible renewals. This program would offer a full range of services for youth ages 14 to 21 designed to help them attain educational goals, complete secondary education, proceed on to postsecondary education, and find gainful employment.

Mr. Lopez said the City's agreement to grant no-cost use of the building to MWC will provide a variety of benefits to the community. Youth will have easy access to a full array of services. The formerly underutilized facility will become a valuable community asset, strengthening partnerships that already exist in the area, and fostering new ones. No additional funding is needed. Direct costs associated with utilities and janitorial services will be reimbursed by Maricopa County. Staff recommends approval.

Council Member Weise inquired of Mr. Lopez's role under the agreement. Mr. Lopez explained that he will gather information on the outcomes to make sure that the program is successful, that the facility is being used properly, that it is safe for youth, and that MWC is holding up their end of the agreement. He also intends to assist with marketing and community engagement to help ensure the program's success. Council Member Weise asked about the number of youth who will be served and about the scope of the marketing effort. Mr. Lopez explained that the marketing outside of Avondale will be handled by MWC. The City of Avondale will use traditional channels to promote the service in the community. About 30 youth are expected per day, but they will continuously transition through the program.

Council Member McDonald commended staff for finding new ways to reuse old City facilities. Every one of the new uses proposed in the past few years has improved the community. Youth services are desperately needed.

Council Member Karlin said this project would be a very good fit for Western Avenue. She inquired about the qualification criteria. Mr. Lopez explained that WIA requires that the majority of the youth meet low income qualification guidelines and face disadvantaged circumstances. Mayor Rogers said this project is the perfect opportunity to teach youth important soft skills. She inquired about community service opportunities. Mr. Lopez said service learning is a vital component of the overall package of offerings.

Council Member McDonald moved to adopt Resolution 3155-1213, an intergovernmental agreement with Maricopa County for youth workforce development services. Council Member Karlin seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Excused
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

**7 GREEN WASTE PILOT PROGRAM**

Information regarding a new pilot program for green waste collection.

Cindy Blackmore, Assistant Public Works Director, said staff continues to evaluate options to increase the City's diversion rate at minimal cost, without reducing the service level. Landfill space is always at a premium. The current diversion rate for the recycling program has remained constant at about 5,000 tons. Phoenix is working to achieve a 40% diversion rate by 2020, and many area cities are working together to increase regional diversion rates. The Environmental Commission requested this item in 2011. The most important factor in implementing such a program is to make certain that the materials are reused, not simply thrown back in a landfill. Other important factors to consider are the types of materials collected, whether materials would be chipped, where materials would be disposed of, what resources would be required to make the program work, and the cost of the program.

Ms. Blackmore stated that staff began a test program eight weeks ago, and has collected over 200,000 pounds of material in that time, despite no advertising. A two-person collection crew was deemed most effective. Staff explained the test to any citizen who inquired about it, and the overall feedback has been supportive. Duncan Family Farms just opened a new composting facility, and have offered to take materials whole instead of chipped at a lower cost than what is being charged at the landfill. They will not take palm fronds, oleanders, or cacti, however.

Ms. Blackmore displayed photos of the composting facility and the material collected during the test. She said the program would require an equipment operator, increased maintenance and fuel for trucks, and an additional claw tractor. Staff recommends approval of a six-month pilot program beginning January 2014.

Council Member Weise stated that BioEnergy in Phoenix has lower chipping fees than Duncan has offered. He inquired when the City would begin incurring costs for the program. Ms. Blackmore said the program could start as early as July if the pilot is successful.

Council Member Karlin said the challenge with starting new programs is getting people to recognize the long-term benefits beyond the up-front costs. Council Member Buster asked whether the program would save the City money. Ms. Blackmore said the pilot program results would help determine that. Council Member Buster inquired about the savings from a reduced chipping fee. Ms. Blackmore said the City would save about \$3.50 per ton by chipping at Duncan instead of the landfill. Council Member Buster inquired about green waste limits per household. Ms. Blackmore responded that the existing limit of three cubic yards would be maintained in order to keep collection costs from increasing. Council Member Buster said he will be interested in seeing a practical cost/benefit analysis of the program, but overall this policy demonstrates that Avondale is a leader in the state when it comes to environmental issues.

Council Member McDonald said the test results are promising enough to warrant a broader pilot program. He felt the green waste production will slow down until March/April. Council Member Karlin noted that green waste accounts for about 18% of all trash generated nationwide. The City of Phoenix deposes their green waste at Grow Well, a company that resells the compost. Bio-energy plants require large amounts of green waste. Mayor Rogers said Avondale has piloted many new programs and this one is worth trying for six months.

## 8 EXECUTIVE SESSION

- a. 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 potential litigation with respect to tax matters.

Member Weise moved to adjourn the regular meeting into executive session; Vice Mayor Scott seconded the motion.

### ROLL CALL VOTE AS FOLLOWS:

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

Council Member Buster

Aye

Motion carried 5-0

**9 ADJOURNMENT**

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

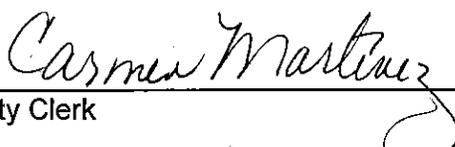
City Council meeting adjourned at 8:34 p.m.

  
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 Regular Meeting of the Council of the City of Avondale held on the 2nd day of December. I further certify that the meeting was duly called and held and that the quorum was present.

  
Carmen Martinez  
City Clerk