

# CITY COUNCIL AGENDA

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

**WORK SESSION**  
**March 3, 2014**  
**6:00 PM**

## CALL TO ORDER BY MAYOR ROGERS

### **1 ROLL CALL BY THE CITY CLERK**

### **2 MEDICAL MARIJUANA DISPENSARY HOURS OF OPERATION**

As requested by the City Council, staff will present the findings of research on the permitted hours of operation for medical marijuana dispensaries throughout the valley. For information, discussion, and direction.

### **3 UPDATE ON THE FEASIBILITY OF UNDERGROUNDING THE EXISTING POWER ALONG DYSART ROAD FROM VAN BUREN STREET TO MAIN STREET**

City Council will receive an update on the feasibility of undergrounding the existing power along the eastside of Dysart Road from Van Buren Street to Main Street (MC85). For information, discussion and direction.

### **4 ADJOURNMENT**

Respectfully submitted,

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

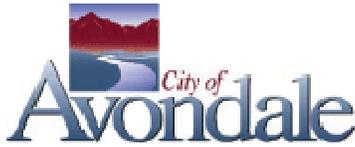
Carmen Martinez  
City Clerk

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 menores de edad presentes éstos aparezcan en estos videos o grabaciones de audio. Los padres pueden ejercer su derecho si presentan su consentimiento por escrito a la Secretaria de la Ciudad, o pueden asegurarse que los niños no estén presentes durante la grabación de la junta. Si hay algún menor de edad presente durante la grabación, la Ciudad dará por entendido que los padres han renunciado sus derechos de acuerdo a la ley contenida A.R.S.



# CITY COUNCIL AGENDA

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

REGULAR MEETING  
March 3, 2014  
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 RECOGNITION ITEMS (MAYOR PRESENTATIONS)

a. Newly appointed Council Member Bryan Kilgore will take his Oath of Office.

b. Resolution 3172-314 - Recognizing Council Member Jim Buster

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. Special Meeting of February 3, 2014
2. Work Session of February 10, 2014
3. Work Session of February 18, 2014
4. Regular Meeting of February 18, 2014

b. PURCHASE AGREEMENT - REAL PROPERTY LOCATED AT 309 E. HILL DRIVE

City Council will consider a request to approve final purchase agreement of real property located at 309 E. Hill Drive (APN 500-17-083) for the amount of \$42,500 from Jorge Castillo in order to make a Short Sale Offer to Nation Star Mortgage Bank and authorize City Manager or City Clerk to execute the necessary documents. The Council will take necessary action.

c. FIRST AMENDMENT TO COOPERATIVE PURCHASING AGREEMENT - MATLICK ENTERPRISES, INC.

City Council will consider a request to approve the first amendment to a cooperative purchasing agreement with United Fire Equipment Company to increase the amount of the agreement by \$250,000 for the purchase of fire department protective clothing and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**d. THIRD AMENDMENT TO CONSTRUCTION AGREEMENT - PRO-LOW JOINT VENTURE FOR LEGACY AVONDALE**

City Council will consider a request to approve Amendment No. 3 to the agreement with ProLow Joint Venture for the construction of the Legacy Avondale homes to extend the contract to June 30, 2014 and to increase the contract amount by \$173,142 for multiple utilities and underground engineering design changes as a result of unforeseen underground conditions and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**e. RESOLUTION 3167-314 - HONORING CHARLES MCCLENDON**

City Council will consider a resolution honoring Charles P. McClendon for nearly twelve years of dedicated service to the City of Avondale. The Council will take appropriate action.

**f. RESOLUTION 3168-314 - INTERGOVERNMENTAL AGREEMENT WITH THE TOLLESON UNION HIGH SCHOOL DISTRICT**

City Council will consider a resolution authorizing an Intergovernmental Agreement with the Tolleson Union High School District of Maricopa County relating to the installation of compound water meters and backflow prevention devices and operation and maintenance of on-site water utility infrastructure, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**g. RESOLUTION 3170-314 - INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF PHOENIX FOR SHARING OF TELECOMMUNICATIONS FACILITIES**

City Council will consider a resolution authorizing an Intergovernmental Agreement with the City of Phoenix for the shared use of telecommunications facilities and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**h. ORDINANCE 1535-314 - ACCEPTING RIGHT-OF-WAY DEDICATION FOR ROOSEVELT STREET**

City Council will consider an ordinance accepting the dedication of right-of-way for Roosevelt Street west of 107th Avenue to and including portions of 111th Avenue. The Council will take the appropriate action.

**i. ORDINANCE 1536-314 - TEMPORARY DRAINAGE EASEMENT AT NORTHEAST CORNER OF 119TH AVENUE AND MCDOWELL ROAD**

City Council will consider an ordinance authorizing the dedication, purchase or condemnation of a temporary drainage easement located at the northeast corner of 119th Avenue and McDowell Road. The Council will take the appropriate action.

**5 PUBLIC HEARING AND RESOLUTION 3171-314 - AMENDMENT TO THE 2010/11 ANNUAL ACTION PLAN**

City Council will hold a public hearing and consider a resolution amending the 2010/11 Annual Action Plan by removing the demolition activity and reallocating funds to the redevelopment activity and the acquisition/rehab and sale activity for low-middle income buyers and authorizing the Mayor. The Council will take appropriate action.

**6 PUBLIC HEARING AND RESOLUTION 3169-314 – MADISON HEIGHTS MINOR GENERAL PLAN AMENDMENT (APPLICATION PL-13-0241)**

City Council will hold a public hearing and consider a request by Ms. Yumiko Ishida, Acanthus Architecture, to adopt a resolution amending the General Plan Land Use Map for approximately 9.9 acres of real property located at the northwest corner of Dysart Road and Madison Street, changing the property's Land Use designation from Medium/High Density Residential to High Density Residential. The property is known as Madison Heights, a 77-unit apartment complex developed in 1973 and operated by the Housing Authority of Maricopa County. The Council will take appropriate action.

**7 PUBLIC HEARING AND ORDINANCE 1537-314 – MADISON HEIGHTS REZONING (PL-13-0238)**

City Council will hold a public hearing and consider a request by Ms. Yumiko Ishida, Acanthus Architecture, to adopt an Ordinance amending the Zoning Atlas for approximately 9.9 gross acres from MH (Manufactured Home Park) to R-3 (Multiple Family Residential) for a property located at the northwest corner of Dysart Road and Madison Street known as Madison Heights, a 77-unit apartment complex developed in 1973. The Council will take appropriate action.

**8 LEGISLATIVE UPDATE ON THE ARIZONA 51ST LEGISLATURE**

City Council will receive an update regarding key legislative initiatives being considered at the State Legislature. For information, discussion and direction.

**9 MEMORANDUM OF UNDERSTANDING - AVONDALE POLICE ASSOCIATION**

City Council will consider a request to approve a memorandum of understanding between the City of Avondale and the Avondale Police Association for Fiscal Years 2014-2015 and 2015-2016 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**10 ADJOURNMENT**

Respectfully submitted,



Carmen Martinez  
City Clerk

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