

Minutes of the Work Session held September 8, 2014 at 6:00 p.m. in the Council Chambers.

MEMBERS PRESENT

Mayor Kenneth N. Weise and Council Members

Frank Scott, Vice Mayor
David Iwanski
Stephanie Karlin
Bryan Kilgore
Jim McDonald
Charles Vierhout

ALSO PRESENT

David Fitzhugh, City Manager
Gina Montes, Assistant City Manager
Kevin Artz, Assistant City Manager
Pier Simeri, Community Relations and Public Affairs Director
Christopher Reams, Parks, Recreation and Libraries Director
Andrew McGuire, City Attorney
Carmen Martinez, City Clerk

1 ROLL CALL BY THE CITY CLERK

Mayor Weise commended the efforts undertaken by City staff and public safety officials to assist residents during the recent flooding.

2 2014 FEDERAL LEGISLATIVE UPDATE

Pier Simeri, Community Relations and Public Affairs Director, stated that the City of Avondale's Intergovernmental Affairs Office handles lobbying efforts within the State of Arizona, while Capital Edge was hired to handle federal issues that impact Avondale. Capital Edge advocates for legislation on behalf of the City, identifies grant opportunities, influences the regulatory activities of federal agencies, serves as a liaison between the City and its congressional delegation, and generally promotes Avondale's priorities as they relate to national organizations. They provided key support during Mayor Rogers' term as President of the National League of Cities, and assisted Avondale on recent negotiations with the Environmental Protection Agency and the Department of Housing and Urban Development.

Christopher Giglio said his firm, Capital Edge, has been representing the City of Avondale since 2009. Capital Edge specializes in lobbying efforts for local governments ranging in size from major cities to small towns. He reported that the second session of the 113th Congress will end in December of 2014. It is on track to become the least productive congress on record in terms of the number of bills passed into law. The schism between the Republican-controlled House and the Democrat-controlled Senate is vast. Despite this, some legislation affecting local governments has been passed.

Mr. Giglio reported that Congress passed reauthorization of federal job training programs and consolidated a number of programs designed to train local workforces for in-demand jobs. They passed a farm bill that provides subsidies for farm and nutrition programs, and passed legislation that would delay a scheduled hike in the rates for Federal Flood Insurance. With the Water Resources Development Act they authorized flood control and navigation programs at the Army Corps of Engineers. They addressed the crisis at Veterans

Administration facilities. Congress also infused about \$20 billion into the Highway Trust Fund, which would likely have run out of money otherwise.

Mr. Giglio reviewed items not addressed by Congress this session. The federal FY2015 budget begins on October 1, 2014, but Congress is nowhere near passing a budget. They will likely employ short-term resolutions to get through the November elections instead. Included in the budget are domestic discretionary spending programs that Avondale cares about, including CDBG funds, job training, and Department of Justice and FEMA grant programs. There have been attempts to make permanent the various tax credit extenders for businesses, which typically have been reviewed annually. The Marketplace Fairness Act (MFA), which allows state and local governments to charge sales taxes on purchases made from out of state online merchants passed the Senate, but the House is still working on changes. The Internet Tax Freedom Act (ITFA), which prohibits state and local governments from taxing internet access, will expire in November of 2014. The House has already passed a bill to permanently extend it, while the Senate is trying to combine a ten-year extension of ITFA into a package with the MFA.

Mr. Giglio said comprehensive tax reform is something Congress talks about every year but has not achieved. Cities are most concerned about the tax-exempt status of municipal bonds, which are one of the few ways local governments can finance large-scale capital projects. Border security and immigration issues have been pushed back until after the elections. In 2013, the Senate passed a comprehensive immigration reform bill, but the House prefers to take a more piecemeal approach. Local governments are wary of any unfunded mandates requiring local enforcement of federal immigration laws. There are indications that the Republican Party could take control of the Senate in November, which will affect legislative and judicial appointment decisions for the remainder of the session.

Council Member McDonald inquired whether the federal government would allow states to protect their international borders. Mr. Giglio explained that the Obama administration sees border protection as a federal responsibility. Council Member McDonald said Avondale should continue to stand against higher taxes on municipal bonds. He inquired about funding sources for highway projects. Mr. Giglio responded that besides gasoline taxes, some legislators have proposed taxes on miles travelled, but privacy advocates oppose that idea.

Vice Mayor Scott said Capital Edge has helped him to understand how the federal process works. Mr. Giglio responded by saying it helps greatly when local City Council Members are engaged at the federal level. Council Member Vierhout inquired whether Capital Edge had any relationships with Arizona-based firms that would allow for a coordinated lobbying effort at both the state and federal level. Mr. Giglio responded that it did not.

Council Member Iwanski requested updates on the EPA's regulation of coal-fired plants, on federal efforts to secure the electrical grid, and on the impacts of the proposed Colorado River Shortage Declaration. Council Member Kilgore acknowledged Capital Edge's key role in the City's dialogue with HUD regarding the Neighborhood Stabilization Program.

Mayor Weise requested an update on efforts to get Arizona's communities to stand together regarding Colorado River water issues. Mr. Giglio explained that the Arizona congressional

delegation is fairly united regarding water issues, though the retirement of Senator Jon Kyl meant that much institutional knowledge was lost on that issue.

3 UPDATE ON THE AVONDALE PUBLIC LIBRARY HOURS OF OPERATION

Christopher Reams, Parks, Recreation and Libraries Director, said the City of Avondale operates two libraries. Minimum staffing levels require two employees at the Civic Center Library and four at the Sam Garcia Library. The libraries are normally open for 50 hours per week. Prior to the trial, normal operations were 10 a.m. to 7 p.m. Monday through Thursday and 10 a.m. to 5 p.m. on Friday and Saturday. No service was provided on Sunday. Feedback from the public prompted staff to explore the feasibility of new hours of operation that better utilized library resources. The staffing levels are adequate for normal operations, but are stretched at peak periods and do not allow for program expansion. The FY2013/14 budget had some available excess funding due to staff retirements and resignations, and this provided the opportunity to experiment with a trial at no additional cost to the City. The trial was used to assess patron utilization of extended hours, staffing needs, budgetary impact, and identify the most popular library hours.

Mr. Reams said the trial increased library hours from 50 per week to 56 for five months. Trial hours were Monday through Thursday from 10 a.m. to 9 p.m. and Friday through Sunday from 1 p.m. to 5 p.m. The marketing campaign lasted one month. At the completion of the trial, staff analyzed the results and found that patronage was lower than average in the evenings, but that computer use remained stable. Average patron counts of 130 to 150 per hour during the day dropped to 69 to 37 per evening hour, declining in each of the final two hours. Weekend use was 72 patrons per hour on Saturdays and 25 on Sundays. Customers expressed appreciation that the City was addressing their concerns.

Mr. Reams noted that the trial hours compared roughly to those of neighboring cities. Though Phoenix is the only city to have some of its libraries open on Sundays, none of them are near Avondale. Mesa utilizes self-service hours to extend library access time without the need for additional staff. During these times, patrons only have the option of using automated services since the service desk is closed. Following the analysis, staff proposes the following new schedule:

- Monday to Thursday from 10 a.m. to 8 p.m. (Sam Garcia would open at 11 a.m.)
- Friday from 1 p.m. to 5 p.m.
- Saturday from 11 a.m. to 5 p.m.
- Sunday from 1 p.m. to 5 p.m. at Sam Garcia only

Mr. Reams explained that the new service hours would require only 50 hours per week, but still provide residents with some of the extended hours they requested. IT staff is prepared to make adjustments to ensure that coverage is available seven days a week instead of six. The Parks, Recreation and Libraries Board appreciated the City's effort to respond to customers. Self-service hours will be available at both libraries during the final hour of the day, but will be monitored at Sam Garcia before it is fully implemented. Sam Garcia will be the only library in the southwest Valley to be open on Sundays, providing residents an option they did not have before. Avondale's libraries will also be open later in the evening than any other system in the area, and the schedule will ensure that the libraries stay open

during the busiest hours. Staff will continue to look for new ways to optimize staff time and hours, and to use technology to innovate.

Council Member McDonald inquired whether evening usage increased over the course of the trial. Mr. Reams responded that visitation started out strong, but leveled out as the novelty wore off. Council Member McDonald encouraged the library to continue exploring opportunities to provide more services within the existing budget.

Council Member Kilgore said this effort by the library is a good example of how Avondale continues to enhance the lives of its residents. Self-service provides more options and reduces the strain on staff. He inquired about efforts to let schools know about the new schedule. Mr. Reams explained that a promotional campaign is planned that includes the use of social media, emails, and in-library notices. Council Member Kilgore suggested that the Community Relations department produce a video to announce the new hours.

Council Member Vierhout agreed that the 8 p.m. closing time was better than the 9 p.m. closing. Sam Garcia is more of a community library than Civic Center and is more likely to have foot traffic on Sunday. He inquired about the methods used to prevent people from walking out with library materials when the desk is not staffed. Mr. Reams explained that attempts to bring unchecked material through the gates will trigger an alarm. Mayor Weise noted that many opportunities exist to improve library services through technological innovations. Sunday hours make sense for Sam Garcia. The extended hours give people from other communities the opportunity to use Avondale's libraries.

4 ADJOURNMENT

There being no further business before the Council, Council Member Kilgore moved to adjourn the regular meeting into executive session. Council Member Vierhout seconded the motion, which carried unanimously.

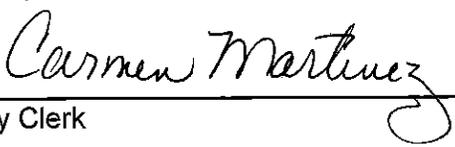
City Council meeting adjourned at 6:55 p.m.



Mayor Weise

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 8th day of September. I further certify that the meeting was duly called and held and that the quorum was present.



City Clerk

Minutes of the Regular Meeting held September 8, 2014 at 7:06 p.m. in the Council Chambers.

MEMBERS PRESENT

Mayor Weise and Council Members

Frank Scott, Vice Mayor
David C. Iwanski
Bryan Kilgore
Jim McDonald
Charles Vierhout

ABSENT/EXCUSED

Stephanie Karlin

ALSO PRESENT

David Fitzhugh, City Manager
Gina Montes, Assistant City Manager
Kevin Artz, Assistant City Manager
Pilar Aguilar, Acting Finance and Budget Director
Dale Nannenga, Chief of Police
Andrew McGuire, City Attorney
Carmen Martinez, City Clerk

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2 CITY MANAGER'S REPORT

a. NEW EMPLOYEE INTRODUCTION

Drew Bryck, Environmental Program Manager
Erin Hausauer, Emergency Management Officer
Tony Woodrum, Public Works Superintendent

City Manager David Fitzhugh introduced Avondale's newest employees. Mayor Weise welcomed each of the three new employees.

3 RECOGNITION ITEMS (MAYOR PRESENTATIONS)

a. CHRISTINA FABIAN AND VERONICA VERDUGO-LOMELI, MEMBERS OF THE HISTORIC AVONDALE MERCHANTS ASSOCIATION

Mayor Weise indicated this item is being postponed to a future meeting.

4 UNSCHEDULED PUBLIC APPEARANCES

There were no requests to speak.

5 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 August 4, 2014

2. Regular Meeting of August 4, 2014
3. Work Session of August 11, 2014
4. Regular Meeting of August 11, 2014

b. SPECIAL EVENT LIQUOR LICENSE - HSA SOFTBALL TOURNAMENT

A request from Mr. Adam Joseph Maldonado on behalf of Taking the Good Out of People for two special event liquor licenses to be used in conjunction with an adult softball tournament scheduled for Saturday, September 27 and Sunday, September 28, 2014 at Festival Fields located at 101 E Lower Buckeye in Avondale.

c. LIQUOR LICENSE SERIES 12 (RESTAURANT) - CHINA CITY SUPER BUFFET

A request from Ms. Liqiong Deng for a Series 12 Restaurant License to sell all spirituous liquors at China City Super Buffet located at 10040 W McDowell Road in Avondale.

d. CONSTRUCTION CONTRACT AWARD - CASTLE STEEL INC. - WATER RECLAMATION FACILITY HEADWORKS CRANE

A request to award Castle Steel Inc. a Construction Contract to install a crane in the Water Reclamation Facility Headworks building in the amount of \$162,770 and authorize the Mayor or City Manager and City Clerk the necessary documents.

e. ADDENDUM TO SERVICES AGREEMENT - 3M COMPANY

A request to approve and addendum to the services agreement with 3M Company for the servicing and licensing of the City of Avondale Libraries' self-check systems in an amount not to exceed \$50,137.00 and authorize the Mayor or the City Manager and City Clerk to execute the necessary documents.

f. COOPERATIVE PURCHASING AGREEMENT - DESERT EDGE AUTO BODY, LLC

A cooperative purchasing agreement with Desert Edge Auto Body LLC, for auto body repairs for passenger cars and light duty trucks for an annual amount not to exceed \$25,000; aggregate contract amount not to exceed \$125,000; and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

g. COOPERATIVE PURCHASING AGREEMENT - HOFFMAN SOUTHWEST CORP.

A Cooperative Purchasing Agreement with Hoffman Southwest Corp. d/b/a Professional Pipe Services to provide wastewater collection system cleaning and closed circuit television inspection services for an annual amount not to exceed \$100,000 an aggregate amount not to exceed \$200,000, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

h. COOPERATIVE PURCHASING AGREEMENT - VALLEY METRO OFFICIALS, LLC

A Cooperative Purchasing Agreement with Valley Metro Officials, LLC to provide umpire services for one year, for adult slow-pitch softball in an amount not to exceed \$75,000 and authorize the Mayor or the City Manager and City Clerk to execute the necessary documents.

i. SECOND AMENDMENT TO COOPERATIVE PURCHASING AGREEMENT - THE GOODYEAR TIRE AND RUBBER COMPANY

The Second Amendment to the Cooperative Purchasing Agreement with the Goodyear Tire and Rubber Company to purchase tires and related materials for an annual amount not to exceed \$70,000 an aggregate amount not to exceed \$280,000; extend the current agreement to September 30, 2015 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

j. PROFESSIONAL SERVICES AGREEMENT RITTOCH-POWELL ASSOCIATES

A Professional Services Agreement with Ritoch-Powell & Associates Consulting Engineers, Inc. to provide engineering design services for the Dysart Road Phase 2 Pedestrian and Bicycle Improvements in the amount of \$146,530.00, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

k. FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT - NCS ENGINEERS - NORTHSIDE BOOSTER STATION RESERVOIR MODIFICATION AND COATING

A First Amendment to the Professional Services Agreement with Narasimhan Consulting Services Inc., d/b/a/ NCS Engineers in an amount not to exceed \$10,800, for a maximum amount not to exceed \$90,818.00 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

l. RESOLUTION 3213-914 - INTERGOVERNMENTAL AGREEMENT - AGUA FRIA UNION HIGH SCHOOL DISTRICT #216

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 2014/2015 school year at Agua Fria High School and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

m. RESOLUTION 3214-914 - MUNICIPAL SUSTAINABILITY PLAN

A resolution approving the Avondale Municipal Sustainability Plan.

Council Member McDonald moved to approve the consent agenda as presented including Resolutions 3213-914 and 3214-914; Council Member Kilgore seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Aye
Council Member Iwanski	Aye
Council Member McDonald	Aye
Mayor Weise	Aye
Vice Mayor Scott	Aye
Council Member Karlin	Absent/Excused
Council Member Kilgore	Aye

Motion carried 6-0

6 BUDGETARY REPORT FOR THE PERIOD ENDING 6/30/2014

A preliminary year end budgetary status report for the 2013-14 fiscal year.

Acting Finance and Budget Director Pilar Aguilar presented a recap of the FY 13-14. She clarified that while she does not expect any major changes, the numbers are unaudited so small adjustments may be necessary. She reviewed year end actual revenue and expenditures in each of the fund as more specifically described in the council report. She concluded by saying that the economy overall is giving mixed signals. While there has been lower than anticipated local sales tax, state sales tax and corporate income tax revenues and job growth, there have been other positive signs such as an increase in the GDP and in construction index in non-residential development. She suggested that the city exercises judgment moving forward.

Council Member McDonald commented that it is warranted to exercise caution for the time being. He asked how much of the capital budget is earmarked but not spent. Ms. Aguilar indicated that there are about \$25 million that will not be spent unless bonds are issued. In response to a question from Council Member McDonald, Ms. Aguilar indicated that vehicle replacement is on track after some adjustments were made a few years ago, however, staff will need to look at the replacement schedules of some of the fire vehicles.

Mayor Weise commented that he believes that while council has made the decision to focus on infrastructure, the city needs to start focusing on residential development again as commercial and retail are not going to come into the city if they don't believe they have the population to support it. He indicated that the Council will discuss this issue during the upcoming visioning session. He commended Ms. Aguilar for her work as the interim finance and budget director.

7 FIRST AMENDMENT TO COMMUNICATIONS SYSTEM AGREEMENT - MOTOROLA SOLUTIONS, INC.

A request to approve the first amendment to the Communications Systems Agreement with Motorola Solutions, Inc. for the purchase of 266 new narrow band police radios (portables as well as mobile radios) in an amount not to exceed \$1,389,789.25 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

Police Chief Dale Nannenga reviewed the particulars of this item as more specifically described in the council report. He indicated that this purchase is necessary in order to comply with the new FCC mandate. Staff has researched other radio manufactures and has found the Motorola radios to be the most compatible with the system. He added that staff has negotiated a discount of \$1000 per radio if they are purchased in September for a total of \$266,000 in savings. In response to a question from Mayor Weise, Chief Nannenga indicated it is up to the Council to determine what to do with the savings realized by the approval of this amendment.

Council Member McDonald moved to approve the first amendment to the communications system agreement with Motorola Solutions, Inc. Council Member Vierhout seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Aye
Council Member Iwanski	Aye
Council Member McDonald	Aye
Mayor Weise	Aye
Vice Mayor Scott	Aye
Council Member Karlin	Absent/Excused
Council Member Kilgore	Aye

Motion carried 6-0

8 EXECUTIVE SESSION

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 (i) the purchase of real property and (ii) a potential lease for a cellular tower.

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

ROLL CALL VOTE AS FOLLOWS:

Council Member Vierhout	Aye
Council Member Iwanski	Aye
Council Member McDonald	Aye
Mayor Weise	Aye
Vice Mayor Scott	Aye
Council Member Karlin	Absent/Excused
Council Member Kilgore	Aye

Motion carried 6-0

9 ADJOURNMENT

There being no further business before the Council, Council Member Iwanski moved to adjourn the meeting. Council Member Vierhout seconded the motion. Motion was carried 6-0.

City Council meeting adjourned at 8:08 p.m.



Mayor Weise

Carmen Martinez

Carmen Martinez
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 8th day of September, 2014. I further certify that the meeting was duly called and held and that the quorum was present.

Carmen Martinez

City Clerk