

Minutes of the Regular Meeting held October 19, 2015 at 7:00 p.m. in the Council Chambers.

**MEMBERS PRESENT**

Mayor Kenn Weise and Council Members

Stephanie Karlin, Vice Mayor  
David Iwanski  
Bryan Kilgore  
Sandy Nielson

**ABSENT/EXCUSE**

Jim McDonald  
Lorenzo Sierra

**ALSO PRESENT**

David Fitzhugh, City Manager  
Gina Montes, Assistant City Manager  
Kevin Artz, Assistant City Manager  
David Janover, City Engineer  
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. **NEW EMPLOYEE INTRODUCTION - JOEL EVANS, FACILITIES MANAGER**
- b. **NEW EMPLOYEE INTRODUCTION - ALICIA MENDEZ-SCHOMER, CUSTOMER SERVICE MANAGER**

City Manager David Fitzhugh introduced the city's new employees. Mayor Weise welcomed them to the City of Avondale

**3 UNSCHEDULED PUBLIC APPEARANCES**

Mike Clark, Assistant Principal at Copper Canyon Elementary School spoke on behalf of the Pendergast School District. He invited council members to attend upcoming district events.

Mayor Weise complimented staff on their efforts to make sure Resident Appreciation Night was a huge success.

**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 October 5, 2015
2. Regular Meeting of October 5, 2015

**b. SPECIAL EVENT LIQUOR LICENSE - VET FEST**

A request to approve a special event liquor license application submitted by Colleen Schorr on behalf of the Historic Avondale Merchants Association for Vet Fest, an art festival scheduled from 10 am to 5 pm on Saturday, November 14, 2015 to be held along Western Avenue from the Boys and Girls Club to 6th Street; the beer garden will be located at Sernas Plaza.

**c. LIQUOR LICENSE SERIES 7 - AGENT CHANGE AND ACQUISITION OF CONTROL - COLDWATER SPRINGS GOLF, LLC**

A request submitted Mr. Mr. Chester Bradford Harrington IV for an agent change and acquisition of Control of a Series 7 (Beer and Wine Bar) Liquor License to be used at Coldwater Springs Golf, LLC located at 100 Clubhouse Drive in Avondale.

**d. LIQUOR LICENSE SERIES 12 - AGENT CHANGE AND ACQUISITION OF CONTROL - COLDWATER SPRINGS GOLF, LLC**

A request submitted Mr. Mr. Chester Bradford Harrington IV for an agent change and acquisition of Control of a Series 12 Restaurant Liquor License to sell all spirituous liquors at Coldwater Springs Golf, LLC located at 100 Clubhouse Drive in Avondale.

**e. DESIGNATION OF VOTING DELEGATES FOR NLC ANNUAL BUSINESS MEETING**

Designation of a primary and an alternate voting delegate to represent Avondale at the National League of Cities' Annual Business Meeting to be held at the conclusion of the Congress of Cities in Nashville, Tennessee on Saturday, November 7, 2015.

**f. RESOLUTION 3277-1015 AND ORDINANCE 1588-1015 - AMENDMENTS TO THE PERSONNEL POLICIES AND PROCEDURES MANUAL**

A resolution declaring as a public record the October 19, 2015 Amendments to the City of Avondale Personnel and Procedures Manual and an ordinance adopting said amendments by reference which include amendments to Chapter 3, Applications, Chapter 5 Classifications and Compensation, Chapter 6 Employee Benefits, Chapter 7 Drugs and Alcohol, Chapter 11 Safety, Chapter 13 Employee Records and Reports, Chapter 14 Employee Education Assistance, Chapter 16 Information and Communications Technology, Chapter 17 Separations, Chapter 19, Grievances and establishing an effective date.

Council Member Nielson moved to approve the consent agenda as presented including Resolution 3277-1015 and Ordinance 1588-1015. Council Member Kilgore seconded the motion.

**ROLL CALL VOTE AS FOLLOWS:**

Council Member McDonald	Excused
Council Member Iwanski	Aye
Council Member Nielson	Aye

Mayor Weise	Aye
Vice Mayor Karlin	Aye
Council Member Kilgore	Aye
Council Member Sierra	Excused

Motion carried 5-0

**5 LETTER OF AGREEMENT - ARIZONA PUBLIC SERVICE FOR THE DYSART ROAD 12KV UNDERGROUNDING PUBLIC SAFETY IMPROVEMENTS (PHASE 1)**

A request to approve a Letter of Agreement with Arizona Public Service (APS) for the undergrounding of the overhead electric along Dysart Road from Van Buren Street to Western Avenue (Phase 1) in the amount of \$1,340,228.86, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

City Engineer David Janover updated the Council on the status of this project. He explained that as directed by Council in 2014, staff proceeded with phase 1 of this project which included removal of 43 poles along Dysart Road, installation of streetlights on the west side of Dysart Road and joint trenching to co-locate APS, Cox, Century Link and city conduits. Mr. Janover indicated that the recommendation is for approval of the Letter of Agreement with APS in the amount of \$1,340,228.86 which represents the actual cost of labor and materials to underground the wiring and conduit.

Mr. Janover explained that the total project budget is \$6.3 million, of which \$1,440,000 were secured by staff in the form of a federal TAP grant and \$506,458 will be reimbursed by Cox and Century Link for their share of the trench. He noted that the TAP grant will allow this project to come in under budget. To date, the city has spent just under \$4 million, so there is ample budget to cover the \$1,340,228.86 to APS. Total project completion of this project is expected at the end of June 2016. Mr. Janover added that staff obtained temporary construction easements from most property owners to make their driveways ADA complaint. Those few that remain will be brought into compliance at the first opportunity. As to the benefits of this project, Mr. Janover enumerated increased accessibility, improved safety, elimination of potential hazards, and reduction of liability. The roadway improvements will not only benefit current business owners, but it is hoped that with meandering sidewalks and landscape new businesses will be attracted to the area.

In response to a question from Council Member Nielson, Mr. Janover indicated that narrow bike lanes have been incorporated.

Vice Mayor Karlin asked if the meandering sidewalk will require the city to obtain additional right-of-way from Agua Fria High School. City Manager David Fitzhugh indicated that while the sidewalk will be narrow in that area, no additional right-of-way will be required. Vice Mayor asked if the lights will be compliant with dark sky initiatives. Mr. Janover indicated the LED lights are dark sky compliant and the lights can be focused and directed to reduce light trespass. He added that in addition to the streetlights which are about 40 ft tall, pedestrian lighting with a height of approximately 15 ft will be added to light the sidewalk and provide safety for the neighborhood.

In response to a question from Council Member Iwanski, Mr. Janover and Mr. Fitzhugh indicated that in addition to the conduit for street lights, there is ample room in the city's portion of the trench for ITS and other city services.

In response to a question from Council Member Kilgore regarding storm drainage, Mr. Fitzhugh explained that storm water drains to the south, there are catch basins around Western Avenue and then water flows to the river. He added that the new Madison Heights apartments will have retention basins onsite. Council Member Kilgore suggested that the same type of project is undertaken on Central Avenue. Mayor Weise indicated there is in fact a similar project on Central Avenue. Mr. Janover indicated that the utility work has been completed on Central Avenue. The project is federally funded and will be managed by ADOT with adequate coordination with city staff to ensure communication to the residents flows appropriately.

Mayor Weise asked if staff will pursue reimbursement of proportional costs for the vacant property located on the west side of Dysart just south of the shopping center. Mr. Fitzhugh indicated that the city has a scalloped streets ordinance which allows staff to calculate and place an assessment on the property for their share of the costs, however the city does not have a mechanism in place to pursue reimbursement. City Attorney Andrew McGuire indicated that while the ordinance and the statutes allow for the city to pursue reimbursement, staff has not proceeded to take the necessary steps due to the variety of funding of this project.

Council Member Nielson suggested highlighting this project in the city's publications to bring attention to the improvement and spur development, efforts could include a ribbon cutting.

Council Member Nielson moved to approve the letter agreement with Arizona Public Service. Council Member Kilgore seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

Council Member McDonald	Excused
Council Member Iwanski	Aye
Council Member Nielson	Aye
Mayor Weise	Aye
Vice Mayor Karlin	Aye
Council Member Kilgore	Aye
Council Member Sierra	Excused

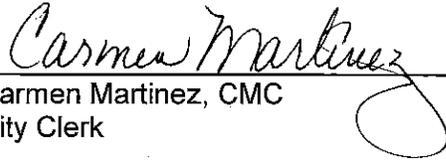
Motion carried 5-0

**6 ADJOURNMENT**

There being no further business before the Council, Council Member Kilgore moved to adjourn the meeting; Council Member Nielson seconded the motion. Motion was carried 5-0.

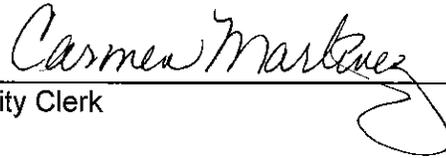
Meeting was adjourned at 7:40 pm.

  
\_\_\_\_\_  
Mayor Weise

  
\_\_\_\_\_  
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 19<sup>th</sup> day of October, 2015. I further certify that the meeting was duly called and held and that the quorum was present.

  
\_\_\_\_\_  
City Clerk

