



CITY COUNCIL AGENDA

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

REGULAR MEETING
May 16, 2016
7:00 PM

CALL TO ORDER BY MAYOR
PLEDGE OF ALLEGIANCE
MOMENT OF REFLECTION

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

2 RECOGNITION ITEMS (MAYOR PRESENTATIONS)

**a. RECOGNITION FROM THE EMPLOYER SUPPORT OF GUARD AND RESERVE
AND APPROVAL OF STATEMENT OF SUPPORT**

Representatives from the Employer Support of Guard and Reserve (ESGR) will present two recognitions to the City of Avondale for its efforts in supporting veterans, and will request that the City Council approve a Statement of Support for the Guard and Reserve. The Council will take appropriate action.

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 April 11, 2016
2. Work Session of April 18, 2016
3. Regular Meeting of April 18, 2016
4. Special Meeting of April 25, 2016

**b. THIRD AMENDMENT TO EMERGENCY BASE STATION AGREEMENT WITH
BANNER HEALTH DBA: BANNER ESTRELLA MEDICAL CENTER**

City Council will consider a request to approve a third amendment to the emergency base station agreement with Banner Health d/b/a Banner Estrella Medical Center to provide certain medical direction services for the Fire and Medical Department. The Council will take appropriate action.

**c. MINOR LAND DIVISION CARL INVESTMENTS LIMITED PARTNERSHIP
APPLICATION PL-16-0037**

City Council will consider a request by Ms. Margaret Carl, Carl Investments Limited Partnership, for approval of a Minor Land Division concerning 4.62 acres of property located approximately 111 feet south of the southeast corner of Dysart Road and

Washington Street to divide an existing parcel into two lots, dedicate an access and utility easement for the benefit of the newly created lot, and dedicate public right-of-way to the City. The Council will take appropriate action.

d. RESOLUTION 3311-516 - EL RIO DESIGN GUIDELINES AND PLANNING STANDARDS

City Council will consider a resolution adopting the El Rio Design Guidelines and Planning Standards relating to the land management and implementation of the El Rio Watercourse Master Plan. The Council will take appropriate action.

e. RESOLUTION 3312-516 AMENDMENT ONE TO THE INTERGOVERNMENTAL AGREEMENT WITH ADOT

City Council will consider a resolution authorizing Amendment One to the Intergovernmental Agreement with the Arizona Department of Transportation for the administration of construction of the Dysart Road Fiber Optic project, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

f. RESOLUTION 3314-516 - AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY RELATING TO JURY SERVICES

City Council will consider a resolution authorizing an Amendment to an Intergovernmental Agreement with Maricopa County to extend the term of the agreement for an additional two-year term to provide jury management services for the Avondale City Court, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

g. RESOLUTION 3315-516 - INTERGOVERNMENTAL AGREEMENT WITH ADOT FOR THE UPGRADE OF PEDESTRIAN SIGNALS AND SIGNS

City Council will consider a resolution authorizing an Intergovernmental Agreement with Arizona Department of Transportation for the installation of pedestrian countdown signals citywide and Accessible Pedestrian Signal at four intersections, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

h. ORDINANCE 1607-516 - AMENDMENT TO CHAPTER 6 OF THE PERSONNEL POLICIES AND PROCEDURES AND AN AMENDMENT TO THE MOU WITH THE AVONDALE PROFESSIONAL FIREFIGHTERS ASSOCIATION LOCAL 3924

City Council will an ordinance amending the City of Avondale Personnel Policies and Procedures Manual, Chapter 6 Benefits, approve an amendment to the MOU with the Avondale Professional Firefighters Association Local 3924 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

5 PUBLIC HEARING AND ORDINANCE 1606-516 APPLICATION PL-16-0005 - REZONING FROM R1-6 (URBAN RESIDENTIAL) TO R-4 (MULTI-FAMILY RESIDENTIAL)

City Council will hold a public hearing and consider a request by property owner Mr. Bill Graves, AA Avondale Mobile Home Communities, LLC, to adopt an Ordinance amending the zoning atlas from R1-6 (Urban Residential) to R-4 (Multi-Family Residential) for 5.3 gross acres of property located approximately 940 feet south of the southwest corner of Western Avenue and 3rd Avenue. The Council will take appropriate action.

6 RESOLUTION 3313-516 - TENTATIVE BUDGET AND ESTABLISHING THE EXPENDITURE LIMITATION FOR FY 2016-2017

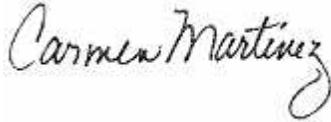
City Council will consider a resolution setting forth the fiscal year 2016-2017 tentative budget and establish the City's annual expenditure limitation in the amount of \$204,012,519. The Council will take appropriate action.

7 PROFESSIONAL SERVICES AGREEMENT - J2 ENGINEERING AND ENVIRONMENTAL DESIGN, LLC - FESTIVAL FIELDS CONCEPTUAL DESIGN

City Council will consider a request to approve a Professional Services Agreement with J2 Engineering and Environmental Design, LLC to provide conceptual design services for the Festival Fields Conceptual Design Project in the amount of \$82,484 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

8 ADJOURNMENT

Respectfully submitted,



Carmen Martinez
City Clerk

Council Members of the City of Avondale will attend either in person or by telephone conference call.

Los miembros del Concejo de la Ciudad de Avondale participaran ya sea en persona o por medio de llamada telefonica.

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 oido, o con necesidad de impresion grande o interprete, deben comunicarse con la Secretaria de la Ciudad at 623-333-1200 o TDD 623-333-0010 cuando menos dos dias habiles 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 politica 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 estos aparezcan en estos videos o grabaciones de audio. Los padres puedan ejercitar su derecho si presentan su consentimiento por escrito a la Secretaria de la Ciudad, o pueden asegurarse que los ninos no sten presentes durante la grabacion de la junta. Si hay algun menor de edad presente durante la grabacion, la Ciudad dara por entendido que los padres han renunciado sus derechos de acuerdo a la ley contenida A.R.S. 1-602.A.9.



CITY COUNCIL AGENDA

SUBJECT:

Recognition from the Employer Support of Guard and Reserve and Approval of Statement of Support

MEETING DATE:

5/16/2016

TO: Mayor and Council**FROM:** Darcy Lowery**THROUGH:** David Fitzhugh, City Manager**PURPOSE:**

Representatives from the Employer Support of Guard and Reserve (ESGR) will present two recognitions to the City of Avondale for its efforts in supporting veterans. ESGR also requests that the City Council approve a Statement of Support for the Guard and Reserve.

BACKGROUND:

In the Fall of 2015, Avondale Mayor Kenn Weise accepted the Arizona Veterans Supportive Employer (AVSE) award from the Arizona Coalition for Military Families for the city's efforts to support local veterans and veteran employees. Multiple departments across the city organization are working together to continue efforts to support our veteran population. As a result, the ESGR has recognized our efforts and would like to present an award to the City.

DISCUSSION:

The City of Avondale is proud to have over 30 employees from among its 500-plus municipal workforce who are veterans of the Armed Forces. The City recognizes that veterans bring a wide array of talents, skills and experience to the organization.

Over the years, numerous strides have been taken to recognize, acknowledge and support our veterans, both within and outside the organization. The City sponsors two annual special events specifically for veterans -- Memorial Day and Veterans Day. Avondale Civic Center is also home to a Veterans Walk of Honor, a brick-lined path engraved with hundreds of names of veterans who have served our country, flanked by flags representing all branches of the Armed Forces.

Other initiatives include a Navigator program at the Avondale CareFirst Resource Center. A staff member from Neighborhood and Family Services is trained to assist veteran families in finding resources. Several city staff members have undergone specialty training such as military culture training, Navigator training and the AVSE training to ensure that Avondale is a veteran supportive employer.

The city also collaborates with numerous partners such as Luke Air Force Base, the local American Legion and VFW chapters, Goodwill and Estrella Mountain Community College's veterans services program to provide job fairs/hiring events, and other opportunities that support our veteran community.

Staff is currently working on a Patriot Wall at City Hall to display the awards and recognitions received on behalf of veterans organizations such as ESGR.

BUDGET IMPACT:

NA

RECOMMENDATION:

ESGR representatives will present two awards: the Patriot Award and the Above & Beyond Award.

Staff also recommends that the City Council approve the attached Statement of Support for the Guard and Reserve.

ATTACHMENTS:

Description

[Statement of Support for Employer Support of Guard and Reserve](#)



STATEMENT OF SUPPORT FOR THE GUARD AND RESERVE



City of Avondale

We recognize the Guard and Reserve are essential to the strength of our Nation and the well-being of our communities.

In the highest American tradition, the patriotic men and women of the Guard and Reserve serve voluntarily in an honorable and vital profession. They train to respond to their community and their country in time of need. They deserve the support of every segment of our society.

If these volunteer forces are to continue to serve our Nation, increased public understanding is required of the essential role of the Guard and Reserve in preserving our national security.

Therefore, we join other employers in pledging that:

- We fully recognize, honor and comply with the Uniformed Services Employment and Reemployment Rights Act (USERRA).
- We will provide our managers and supervisors with the tools they need to effectively manage those employees who serve in the Guard and Reserve.
- We appreciate the values, leadership and unique skills Service members bring to the workforce and will encourage opportunities to employ Guardsmen, Reservists, transitioning Service members and Veterans.
- We will continually recognize and support our country's Service members and their families in peace, in crisis, and in war.

Paul E. Mock
National Chair, ESGR

Ash Carter
Secretary of Defense

Employer

Date





CITY COUNCIL AGENDA

SUBJECT:

Third Amendment to Emergency Base Station
Agreement with Banner Health dba: Banner
Estrella Medical Center

MEETING DATE:

5/16/2016

TO: Mayor and Council**FROM:** Paul Adams, Chief of Department, Fire & Medical Department**THROUGH:** David Fitzhugh, City Manager**PURPOSE:**

To request that the City Council approve a third amendment to the emergency base station agreement with Banner Health dba: Banner Estrella Medical Center.

BACKGROUND:

In 2009 council approved an emergency base station agreement with Banner Estrella Medical Center. The purpose of the agreement is to allow the hospital to provide medical direction, a medical director and prehospital EMS coordination services for Avondale Fire and Medical in compliance with state law. In addition, the hospital assists with the quality control of medical records and provides a purchase point for pharmaceuticals.

DISCUSSION:

The original agreement was extended in 2011, again in 2014 and is set to expire at the end of May 2016. This amendment will extend the term of the agreement until May 31, 2017 or until a new base agreement is developed which may occur later this year. All other terms and conditions of the agreement remain the same.

BUDGET IMPACT:

There is no budgetary impact associated with this amendment.

RECOMMENDATION:

Staff recommends that the City Council approve a third amendment to the emergency base station agreement with Banner Health dba: Banner Estrella Medical Center.

ATTACHMENTS:

Description

[Base Station Agreement](#)

**THIRD AMENDMENT TO
EMERGENCY BASE STATION AGREEMENT
(#5355-02-28023 A3)**

THIS THIRD AMENDMENT TO EMERGENCY BASE STATION AGREEMENT (the “Third Amendment”) is made and entered into as of the signature dates set forth below, to be effective as of June 1, 2016 (the “Effective Date”), by and between **BANNER HEALTH**, an Arizona nonprofit corporation d/b/a Banner Estrella Medical Center (“Medical Center”) and **CITY OF AVONDALE** (“EMS Agency”). Hereafter, Medical Center and EMS Agency may be referred to individually as a “Party” or collectively as the “Parties.”

W I T N E S S E T H:

WHEREAS, Medical Center and EMS Agency are parties to that certain Emergency Base Station Agreement effective as of June 1, 2011, as amended by that certain First Amendment to Emergency Base Station Agreement dated November 7, 2011 and that certain Second Amendment to Emergency Base Station Agreement dated effective as of February 26, 2014 (as amended, the “Agreement”), pursuant to which EMS Agency utilizes Medical Center as a base hospital medical facility, as more particularly described therein; and

WHEREAS, the Parties desire to extend the Agreement in accordance with the terms and conditions hereof.

NOW THEREFORE, in consideration of the mutual covenants and conditions herein contained and for other good and valuable consideration, the Parties agree as set forth below:

1. Amendment of the Agreement. Section 3 of the Agreement is hereby amended to extend its term until the earliest of the following to occur: (a) the Parties execute a new base station agreement; or (b) May 31, 2017; or (c) pursuant to Section 3 of the Agreement, either party terminates the Agreement.
2. Agreement Effective. Except as otherwise expressly amended by this Third Amendment, the Agreement shall remain unmodified and in full force and effect.
3. Precedence of Amendment. In the event of a conflict between the terms and conditions of this Third Amendment and the terms and conditions of the Agreement, the terms and conditions of this Third Amendment shall govern and control.
4. Capitalized Terms. All capitalized terms used in this Third Amendment and not otherwise defined herein shall have the meaning ascribed to such terms in the Agreement.
5. Incorporation. This Third Amendment shall be attached to, and made a part of, the Agreement. This Third Amendment shall not be in effect until signed by both Parties.
6. Counterparts. This Third Amendment may be executed in one or more copies or counterparts, each of which when signed shall be an original, but all of which together shall constitute one instrument. Signatures submitted via telecopy or electronic signature shall have the same force and effect as original signatures and, as such, shall be valid and binding upon the Parties hereto.
7. Corporate Authority. The individual(s) executing this Third Amendment on behalf of, or as a representative for a corporation or other person, firm, partnership or entity, represents and warrants that

he or she is duly authorized to execute and deliver this Third Amendment on behalf of the corporation, person, firm, partnership or other entity and that this Third Amendment is binding upon the entity in accordance with its terms.

[Signatures on following page]

IN WITNESS WHEREOF, the Parties hereto have executed this Amendment as of the signature dates set forth below, to be effective as of the Effective Date.

MEDICAL CENTER:

BANNER HEALTH, an Arizona nonprofit corporation d/b/a Banner Estrella Medical Center

By: _____

Name: Courtney M. Ophaug

Its: Chief Executive Officer

Signature Date: _____

EMS AGENCY:

CITY OF AVONDALE

By: _____

Name: _____

Its: _____

Signature Date: _____

ATTEST:

APPROVED AS TO FORM:



CITY COUNCIL AGENDA

SUBJECT:

Minor Land Division Carl Investments Limited
Partnership Application PL-16-0037

MEETING DATE:

5/16/2016

TO:

Mayor and Council

FROM:

Tracy Stevens, Development and Engineering Services Department Director
(623) 333-4013

THROUGH:

David Fitzhugh, City Manager (623) 333-1014

REQUEST:

Approval of a Minor Land Division that divides an existing parcel into two lots, dedicates an access and utility easement for the benefit of the newly created lot, and dedicates public right-of-way to the City.

PARCEL SIZE:

Approximately 4.62 net acres

LOCATION:

111 feet south of the southeast corner of Dysart Road and Washington Street
(Exhibits A and B)

APPLICANT:

Ms. Margaret Carl, Carl Investments Limited Partnership (623) 363-8648

OWNER:

Ms. Margaret Carl, Carl Investments Limited Partnership (623) 363-8648

BACKGROUND:

The 4.62 acre subject property was annexed in two segments between 1956 and 1960. The site was initially zoned R-5 (Multi-family Residence), which, at the time, allowed for a range of commercial, industrial, and residential uses. The R-5 District was subsequently changed, in 1990, to allow only for development of mobile home parks and again, in 2009, to change the name of the district from R-5 to MH (Manufactured Home Park) to better reflect the uses allowed in the zone. The site is currently vacant.

The City Council approved a rezoning request for the westernmost 1.25 net acres of the subject site on February 20, 2007. The request changed the zoning for the 1.25 acres directly adjacent to Dysart Road from R-5 (Mobile Home Park) to C-2 (Community Commercial). The back (easternmost) portion of the property, approximately 3.37 acres, was not part of the 2007 rezoning action. The rezoning was subject to the following stipulations:

1. A Minor Land Division shall be approved prior to issuance of a certificate of occupancy.
2. Development shall be in substantial conformance with the narrative dated December 13, 2006.
3. The applicant shall be required to dedicate 65' of ROW for Dysart Road improvements and

record an ingress/egress easement for additional access to the east parcel prior to issuance of a certificate of occupancy.

4. A traffic study shall be approved by the City Engineer prior to Site Plan approval.
5. All perimeter half street improvements shall be constructed in the first phase of development.

This Minor Land Division application is being processed to satisfy rezoning Stipulation #1, rectifying the undesirable condition of having a single parcel of land with two separate zoning designations.

This Minor Land Division application is also being used to dedicate Dysart Road right-of-way. After evaluation and analysis of existing conditions it was determined that it would be cost prohibitive and damaging to existing businesses to widen Dysart Road between Van Buren Street and Buckeye Road to the City's standard 130' arterial section. As a result, only 50' of half street right-of-way is needed instead of the 65' required at the time of the 2007 rezone. As part of this application, the property owner is dedicating 50' of right-of-way, consistent with the Dysart Road enhancement project under construction.

At which time the property is development and prior to issuance of a Certificate of Occupancy a stipulation modification will be requested to remove the 65' requirement.

SUMMARY OF REQUEST:

1. The applicant is requesting approval of a Minor Land Division (MLD) to divide the 4.62 acre subject property into two parcels, as follows:

- **LOT 1:** A 1.25 acre parcel with approximately 220 feet of Dysart Road frontage. The boundaries of the proposed Lot 1 were rezoned to C-2 (Community Commercial) in 2007.
- **LOT 2:** A 3.37 acre parcel 250 feet to the east of Dysart Road, currently zoned MH (Manufactured Home Park). The applicant has expressed interest in rezoning Lot 2 to A-1 (General Industrial), in direct conformance with the General Plan Land Use Map's designation of Industrial for that portion of the site.

2. Access and utilities to the proposed Lot 2 will be through Lot 1 via a 26' easement for access and utilities dedicated on this Minor Land Division. Provision of this easement satisfies a portion of Stipulation #3 of the 2007 rezoning. The proposed width of the easement meets all zoning and fire access requirements.

3. Dysart Road adjacent to the subject site has never been formally dedicated to the City for use as public right-of-way. Instead, the City has used a "County Roadway Easement" in order to construct, maintain, and allow public access on Dysart Road in front of this property. The City prefers ownership of rights-of-way rather than easements, and as part of this application, the proposed MLD dedicates 50' of right-of-way for the east half of Dysart Road adjacent to the property, a width consistent with recent precedent and the Dysart Road enhancement project currently underway.

4. The proposed Minor Land Division also dedicates right-of-way to fill in a small gap in 9th Street, at the northeast corner of the property, and a small gap in an unnamed public alley near the northwest corner of the property. These gaps were created when the single-family residential subdivision to the north, Patricia Cielos Unit 1, was incorrectly platted in 1972. Because of the incorrect plat, homeowners within the subdivision built perimeter walls that encroached onto the Carl property, creating gaps in the public right-of-way for the above mentioned street and alley. The property owner has since deeded all portions of her land that had been encroached upon by the private property owners within the Patricia Cielos community; approval of this MLD will resolve the last outstanding issue related to the platting error, by completing the adjacent rights-of-way.

PARTICIPATION:

Public notification is not required for Minor Land Division applications.

PLANNING COMMISSION ACTION:

The Planning Commission does not review Minor Land Division applications.

ANALYSIS:

- The proposed Minor Land Division has been reviewed by the City's contracted Registered Land Surveyor and the document has been confirmed as geometrically accurate and in conformance with Arizona Statutes governing the subdivision of real property.
- The proposed Minor Land Division is in conformance with the City of Avondale Zoning Ordinance and Subdivision Regulations.
- The eastern portion of the property is currently zoned MH (Manufactured Home Park) while the western portion is zoned C-2 (Community Commercial). At present, there is no property line to distinguish where that change of zones occurs. The proposed Minor Land Division will rectify the undesirable and potentially confusing condition of having a single parcel of land with two separate zoning designations.
- The provision of a 26' access and utility easement through Lot 1 meets City Zoning, Engineering, and Fire requirements and is sufficient to allow for future development of the eastern parcel (Lot 2).
- Dedication of 50' of Dysart Road right-of-way will enhance the attractiveness of the streetscape as the property develops. The City's ongoing Dysart Road enhancement project, which installs detached sidewalks and small shrubs between curb and sidewalk, was designed to work within 40' of half-street right-of-way. Properties that dedicate the additional 10', for a total of 50', will help to create an even more desirable environment, as that additional 10' will allow for the planting of trees adjacent to the sidewalk, producing shade and contributing to a more walkable area.
- A stipulation modification will be required to remove the 65' requirement prior to Certificate of Occupancy.
- Approval of this MLD will resolve the last outstanding issue related to the 1972 platting error concerning the Patricia Cielos Unit 1 residential subdivision to the north, by completing the adjacent rights-of-way.
- Approval of this application and associated stipulation modification will resolve two outstanding stipulations of the 2007 rezoning of the eastern 1.25 acres to C-2, paving the way for faster development of the property.

FINDINGS:

The proposed request complies with all applicable City documents, including but not limited to the Avondale Subdivision Regulations, Avondale Zoning Ordinance, Avondale General Plan 2030, and the General Engineering Requirements Manual.

RECOMMENDATION:

Staff recommends that the City Council **APPROVE** application PL-16-0037 as part of the May 16, 2016 consent agenda.

PROPOSED MOTION:

I move that the City Council **APPROVE** application PL-16-0037, a request to approve a Minor Land Division (Exhibit C) for property located approximately 111 feet south of the southeast corner of Dysart Road and Washington Street.

ATTACHMENTS:

Description

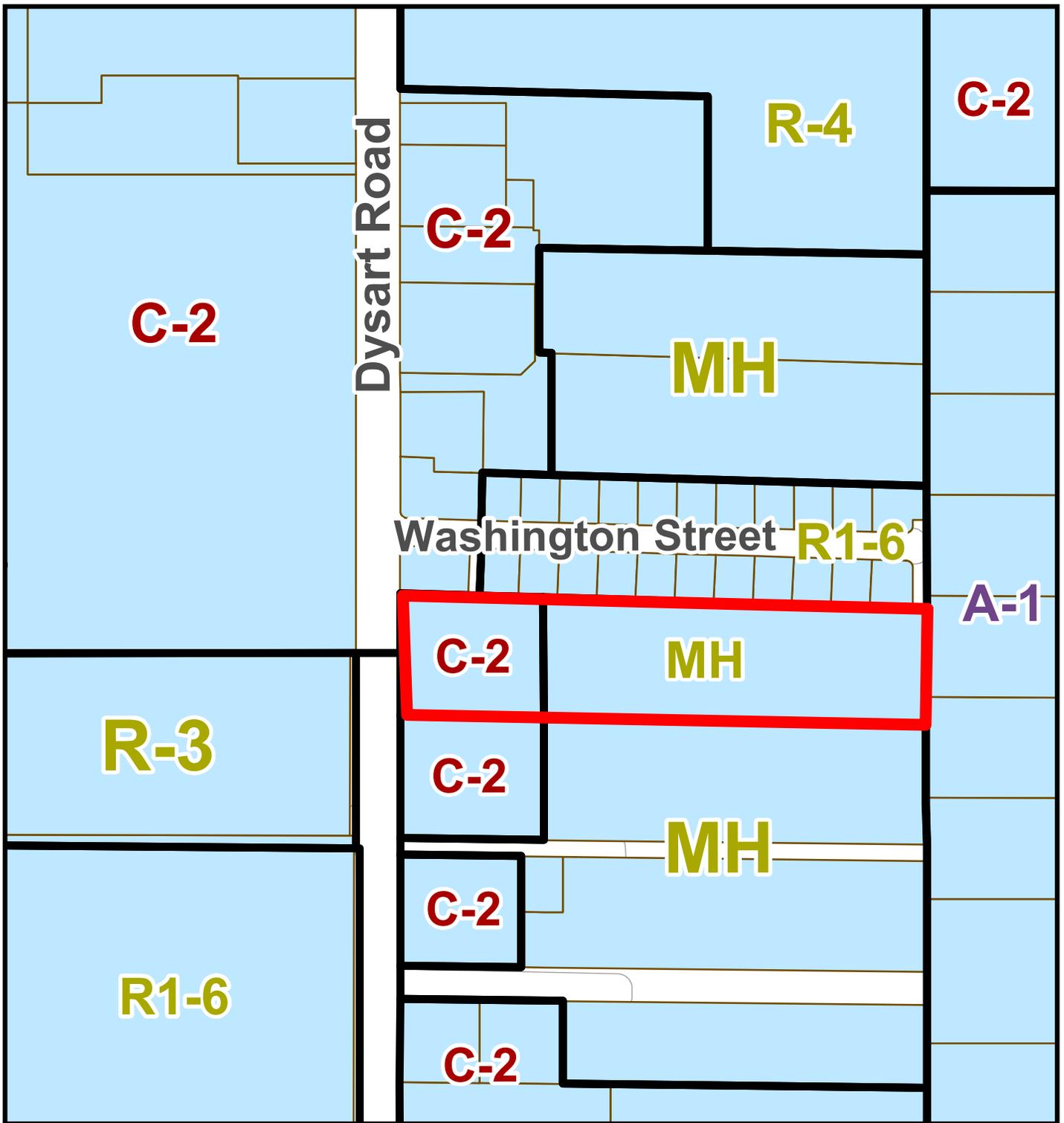
[Exhibit A - Zoning Vicinity Map](#)

[Exhibit B - Aerial Photograph](#)

[Exhibit C - Proposed Minor Land Division Map](#)

PROJECT MANAGER

Ken Galica, Senior Planner (623) 333-4019



Zoning Vicinity Map



 Subject Property





Aerial Photograph

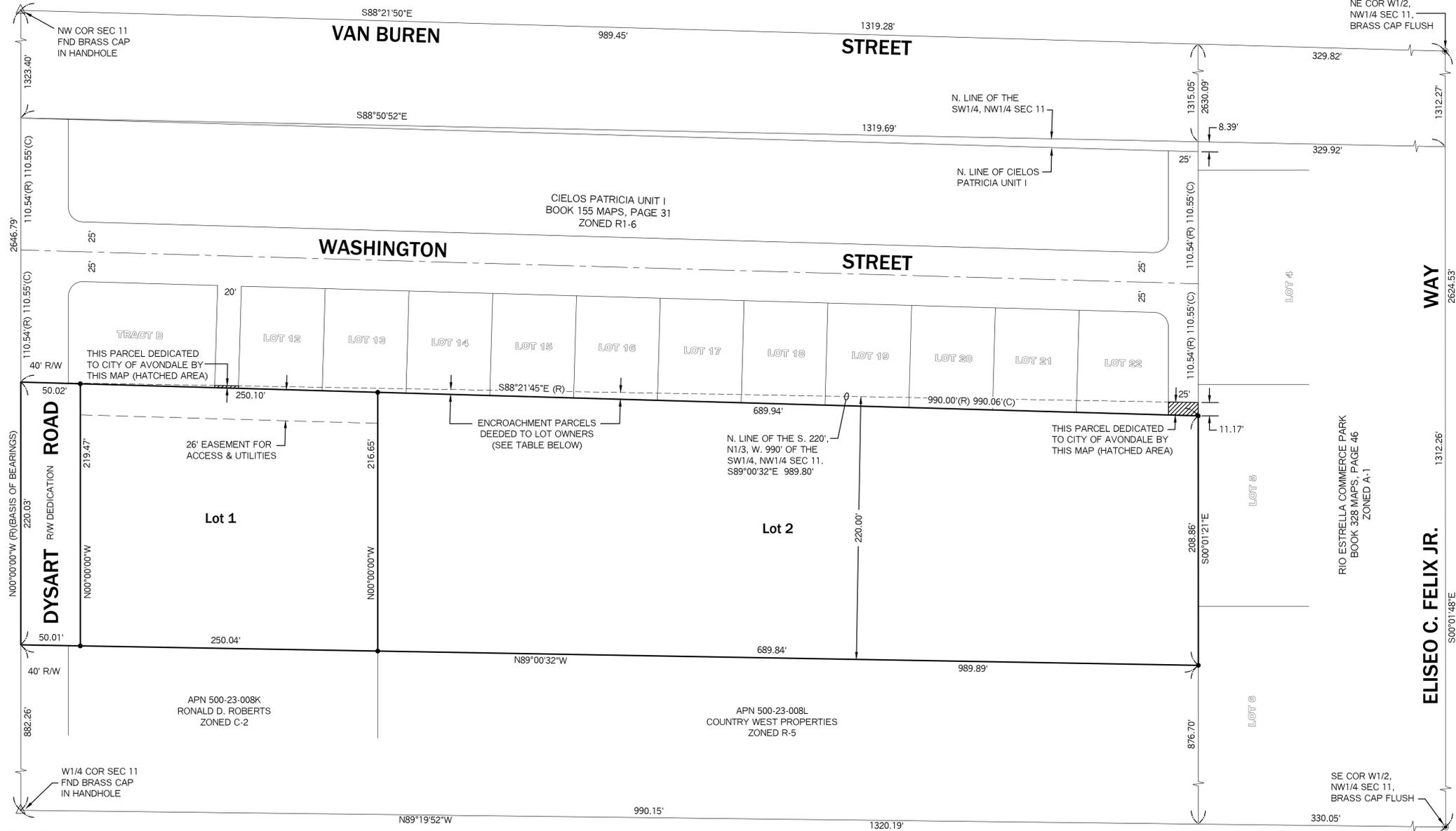


 Subject Property



Exhibit C

Proposed Minor Land Division



LEGAL DESCRIPTIONS

PARENT PARCEL:

The South 220 feet of the North one-third of the West 990 feet of the Southwest quarter of the Northwest quarter of Section 11, Township 1 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona.

LOT 1:

That portion of the Southwest quarter of the Northwest quarter of Section 11, Township 1 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, described as follows:

Commencing at the Northwest quarter corner of said Section 11; Thence South 00° 00' 00" East (Basis of Bearings) along the West line of said Section 11 a distance of 1544.50 feet to the North line of the South 220.00 feet of the North one-third of the Southwest quarter of the Northwest quarter of said Section 11 and the Southeast corner of CIELOS PATRICIA UNIT I as recorded in Book 155 of Maps, page 31, records of Maricopa County, Arizona; Thence South 88° 21' 45" East along the South line of said CIELOS PATRICIA UNIT I a distance of 50.02 feet to the East line of the West 50.00 feet of the Northwest quarter of Section 11 and the **POINT OF BEGINNING**; Thence continuing South 88° 21' 45" East along said South line a distance of 250.10 feet to the East line of the West 300.00 feet of the Southwest quarter of the Northwest quarter of Section 11; Thence South 00° 00' 00" East along said East line a distance of 216.65 feet to the South line of the North one-third of the Southwest quarter of the Northwest quarter of said Section 11; Thence North 89° 00' 32" West along said South line a distance of 250.04 feet to the East line of the West 50.00 feet of the Northwest quarter of Section 11; Thence North 00° 00' 00" West along said East line a distance of 219.47 feet to the **POINT OF BEGINNING**.

LOT 2:

That portion of the Southwest quarter of the Northwest quarter of Section 11, Township 1 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, described as follows:

Commencing at the Northwest quarter corner of said Section 11; Thence South 00° 00' 00" East (Basis of Bearings) along the West line of said Section 11 a distance of 1544.50 feet to the North line of the South 220.00 feet of the North one-third of the Southwest quarter of the Northwest quarter of said Section 11 and the Southeast corner of CIELOS PATRICIA UNIT I as recorded in Book 155 of Maps, page 31, records of Maricopa County, Arizona; Thence South 88° 21' 45" East along the South line of said CIELOS PATRICIA UNIT I a distance of 300.12 feet to the East line of the West 300.00 feet of the Northwest quarter of Section 11 and the **POINT OF BEGINNING**; Thence continuing South 88° 21' 45" East along said South line a distance of 689.94 feet to the East line of the West 990 feet of the Southwest quarter of the Northwest quarter of Section 11, also being the West line of RIO ESTRELLA COMMERCE PARK as recorded in Book 328 of Maps, page 46, Records of Maricopa County, Arizona; Thence South 00° 01' 21" East along said West line a distance of 208.86 feet to the South line of the North one-third of the Southwest quarter of the Northwest quarter of said Section 11; Thence North 89° 00' 32" West along said South line a distance of 689.84 feet to the East line of the West 300.00 feet of the Southwest quarter of the Northwest quarter of Section 11; Thence North 00° 00' 00" West along said East line a distance of 216.65 feet to the **POINT OF BEGINNING**.

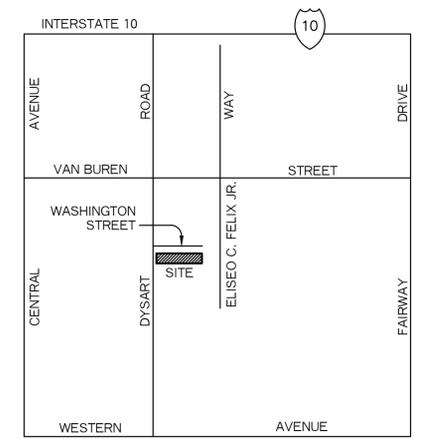
NOTES

- This property subject to all restrictions, covenants, conditions, easements and other matters of record affecting this property.
- This property is zoned MH, except for the West 300 feet which is zoned C-2 (Zoning Application Z-05-19)
- This property is listed as Assessor's Parcel No. 500-23-008H.
- © Copyright 2016. These drawings are an instrument of service and are the property of Land Survey Services. No reproduction or use of design concepts are allowed without written permission of Land Survey Services. Any violation of this copyright shall be subject to legal action.

BASIS OF BEARINGS

The Basis of Bearings shown hereon is the West line of the Northwest quarter of Section 11, being North 00° 00' 00" West as taken from the plat of CIELOS PATRICIA UNIT I as recorded in Book 155 of Maps, page 31.

VICINITY MAP



DEDICATION

STATE OF ARIZONA)
COUNTY OF MARICOPA)

Know All Men By These Presents:

That Carl Investment Limited Partnership, as owner, has subdivided that portion of the Northwest quarter of Section 11, Township 1 North, Range 1 West, Gila & Salt River Base & Meridian, Maricopa County, Arizona as depicted hereon and hereby publishes this plat and hereby declares that said plat sets forth the location and gives the dimensions of the lots, streets and easements constituting same, and that the lots and streets shall be known by the number or name given each respectively on said plat and Carl Investment Limited Partnership, as owner, hereby dedicates in fee all right, title and interest to the City for use as such, the street right of ways as shown on said map and included in the above described premises. Easements are hereby dedicated for the purposes shown.

In witness whereof:

Carl Investment Limited Partnership, an Arizona limited partnership, as legal owner, has hereunto affixed its signature this _____ day of _____, 2016.

By: _____
Margaret Carl, Managing Member

ACKNOWLEDGMENT

STATE OF ARIZONA)
COUNTY OF MARICOPA)

On this, the _____ day of _____, 2016, before me the undersigned, Margaret Carl appeared and acknowledged herself to be the Managing Member of Carl Investment Limited Partnership, and that she, as such officer, being duly authorized to do so, executed the foregoing instrument for the purposes therein contained by signing in the name of the company by herself as Managing Member.

In witness whereof:

I hereunto set my hand and official seal.

Notary Public _____ My Commission Expires _____

APPROVALS AND ACCEPTANCE OF DEDICATION

Minor Land Division approved and Dedicated Right-of-Way accepted by the Council of the City of Avondale, Arizona, this _____ day of _____, 2016.

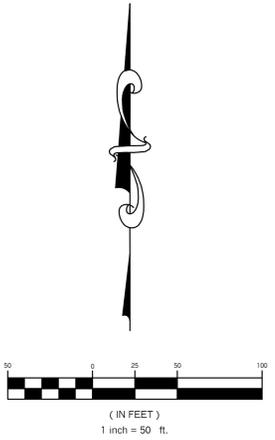
Mayor Date

Attest, City Clerk Date

Engineer Date

TABLE OF ENCROACHMENT PARCEL QUIT CLAIM DEEDS

TRACT B	PJF INVESTMENT HOLDING LLC	DOC #2015-897346
LOT 12	TOMAS & ESTELLA MASCARENAS	DOC #2015-897351
LOT 13	SEFERINO & MARIA PEREZ	DOC #2015-897352
LOT 14	RAMON PERCHES ESCARCEGA	DOC #2015-897343
LOT 15	JOSE & YOLANDA SANCHEZ	DOC #2015-897342
LOT 16	EMILIO & ROSA GONZALES	DOC #2015-897353
LOT 17	RACHEL & WALTER PORCH	DOC #2015-897350
LOT 18	SCOTT & CLAUDIA HADLEY	DOC #2015-897347
LOT 19	KARLA & MARTIN NUNEZ	DOC #2015-897348
LOT 20	MIGUEL SILVA	DOC #2015-897345
LOT 21	DHANOA LLC	DOC #2015-897344
LOT 22	LOIS WASHINGTON	DOC #2015-897349



LEGEND

- △ SECTION CORNER
- BRASS CAP FLUSH
- SET REBAR "LS 21081"
- (C) CALCULATED
- (M) MEASURED
- (R) RECORD, BK 155, PG 31
- APN ASSESSOR'S PARCEL NO.

OWNER

CARL INVESTMENT LIMITED PARTNERSHIP
6028 N. 129TH AVENUE
LITCHFIELD PARK, AZ 85340

ZONING

ZONING = C-2 AND MH

FLOOD ZONE

This property lies in Flood Zone X-Shaded according to FIRM No. 04013C2155L as published by FEMA on October 16, 2013.

AREAS

LOT 1: 1.2515 ACRES
LOT 2: 3.3686 ACRES
TOTAL: 4.6201 ACRES

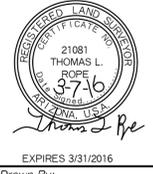
CERTIFICATION

I, Thomas L. Rope, hereby certify that the plat as shown hereon was prepared under my direct supervision during the month of January, 2016; That the survey is true and complete as shown; That the survey is mathematically correct; That all monuments shown actually exist or will be set as shown within one year of recordation; That their positions are correctly shown and that said monuments are sufficient to enable the survey to be retraced.

Thomas L. Rope, R.L.S. No. 21081

Land Survey Services PLC
Thomas L. Rope, R.L.S.
3160 North 302nd Lane
Buckeye, AZ 85396-3196
Phone No. 602.703.7010
LandSurveyServices@cox.net

MINOR LAND DIVISION
A PORTION OF THE NORTHWEST QUARTER OF SECTION 11,
T1N, R1W, G.&S.-R.B.M., MARICOPA COUNTY, ARIZONA



Drawn By: Thomas Rope
Date: JAN 2016
Job No.: 16005
Sheet No.: 1 of 1



CITY COUNCIL AGENDA

SUBJECT:

Resolution 3311-516 - El Rio Design Guidelines and Planning Standards

MEETING DATE:

5/16/2016

TO: Mayor and Council**FROM:** Kirk Haines, Parks, Recreation & Libraries Director**THROUGH:** David Fitzhugh, City Manager**PURPOSE:**

Staff requests the City Council adopt Resolution No. 3311-516 that supports the El Rio Design Guidelines & Planning Standards established as part of a multi-agency coordination effort along the Gila River between the confluence of the Agua Fria River in Avondale to State Route 85 in Buckeye's Municipal Planning Area.

BACKGROUND:

Created in 2006, the El Rio Watercourse Master Plan assessed a 17-mile segment of the Gila River and a small segment of the Agua Fria River between Avondale and Buckeye to identify the benefits, opportunities, and impact of future development versus flood control management and erosion hazards taking into consideration public safety, social, economic, and environmental factors. The Plan was endorsed by four local government agencies in 2007.

In July 2013, City Council approved an Intergovernmental Agreement with the City of Avondale, Maricopa County [Flood Control District], Town of Buckeye and the City of Goodyear for planning, analysis, and cost sharing to develop design guidelines and planning standards for the El Rio Watercourse Implementation and Management Plan. In August 2014, City Council approved a professional services agreement with J2 Engineering and Environmental Design (J2) to work with the partnering agencies to develop the design guidelines and planning standards.

For the past 18 months, J2 and representatives from the partnering agencies have been meeting routinely to accomplish the project outcomes. Several working committees were formed to accomplish specific tasks such as executive support, stakeholder input, technical support and a citizen advisory committee comprised primarily of landowners in the project area.

On January 19, 2016, Jeff Engelmann from J2, presented to Council the outcomes of the work on the design guidelines for the El Rio project. The final proposed design guidelines are a collection of data divided into a grouping of eight chapters that include:

- Background
- Character and Vision
- Land Development Guidelines
- Open Spaces, Paths, Trails and Edge Treatments
- Landscape Guidelines
- Signage Guidelines

- Economic Development
- Pilot Projects

The proposed guidelines were developed with input from various committee representatives, stakeholders, and comments provided from public meetings as well as online postings and comments. Elected officials from our partner agencies have also had an opportunity to comment and provide additional recommendations.

DISCUSSION:

Since City Council last heard the information at the January 19, 2016 Work Session, the El Rio Administrative Committee has met and finalized the document and readied it for approval by all partnering agencies. The El Rio Design Guidelines & Planning Standards were presented to the Parks, Recreation & Libraries Board on April 13, 2016 with unanimous support by all members. On April 21, 2016, the same information was presented to the Planning and Zoning Commission and again, there was unanimous support of the plan.

Over the course of the next four to six weeks, all agencies are scheduled to approve the guidelines and planning standards, and this document will provide a tool for consistent practices between the four governing agencies as development occurs along the Gila River corridor.

BUDGET IMPACT:

There is no additional financial impact at this time as the design guidelines and planning standards are coming to a conclusion. Part of the action plan recommends a pilot project for each local jurisdiction. As Avondale develops the Festival Fields expansion, the pilot project recommends a trail head and park node along the Agua Fria River that will provide access to a future trail along the corridor. Furthermore, future open space and trail development along the Agua Fria and Gila River will be evaluated and developed as adjacent development pressure occurs and incorporated into the Capital Improvement Program.

RECOMMENDATION:

Staff recommends the City Council adopt Resolution No. 3311-516 that supports the El Rio Design Guidelines & Planning Standards established as part of a multi-agency coordination effort along the Gila River between the confluence of the Agua Fria River in Avondale to State Route 85 in Buckeye's Municipal Planning Area

ATTACHMENTS:

Description

[Resolution 3311-516](#)

RESOLUTION NO. 3311-516

A RESOLUTION OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, ADOPTING THE EL RIO DESIGN GUIDELINES AND PLANNING STANDARDS RELATING TO THE LAND MANAGEMENT AND IMPLEMENTATION OF THE EL RIO WATERCOURSE MASTER PLAN.

WHEREAS, the El Rio Watercourse Master Plan (the “WCMP”) was developed to (i) examine the benefits, opportunities and impacts of flood control management along the Gila River corridor and (ii) recommend a preferred design alternative that provides a flood protection strategy that preserves the cultural and archeological heritage of the Gila River and enhances the long-term multi-use of the Gila River corridor; and

WHEREAS, the City of Avondale, the City of Buckeye, the City of Goodyear, the Flood Control District of Maricopa County and Maricopa County (collectively, the “Parties”) adopted the WCMP and established various committees comprised of elected officials, city managers, chief engineers, parks and recreation and planning and development directors and various staff members of the Parties (collectively, the “Committees”) to (i) direct the implementation of the WCMP and (ii) develop design guidelines and planning standards for development occurring within the Gila River corridor; and

WHEREAS, the Committees developed and approved the El Rio Design Guidelines and Planning Standards (the “Guidelines”), which set forth a consistent set of goals and policies for development within the Gila River corridor and across jurisdictional boundaries and concurred to submit the Guidelines to the governing bodies of the Parties for adoption; and

WHEREAS, the Guidelines are conceptual ideas established to supplement the local codes, ordinances and regulations of the Parties and are not intended to replace, supercede or modify local land-use regulations or development standards; and

WHEREAS, the Committees recommend the governing bodies of the Parties approve and adopt the Guidelines; and

WHEREAS, the Mayor and Council of the City of Avondale desire to approve and adopt the Guidelines.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. The recitals above are hereby incorporated as if fully set forth herein.

SECTION 2. The El Rio Design Guidelines and Planning Standards: A Guide for Land Management and Implementation of the El Rio Watercourse Master Plan, dated December 18, 2015, is hereby approved in substantially the form and substance on file with the City Clerk.

SECTION 3. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to take all steps necessary to cause the execution and delivery of the Guidelines and to take all steps necessary to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Council of the City of Avondale, May 16, 2016.

Kenneth N. Weise, Mayor

ATTEST:

Carmen Martinez, City Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, City Attorney



CITY COUNCIL AGENDA

SUBJECT:

Resolution 3312-516 Amendment One to the Intergovernmental Agreement with ADOT

MEETING DATE:

5/16/2016

TO: Mayor and Council**FROM:** Tracy Stevens, Development and Engineering Services Director**THROUGH:** David Fitzhugh, City Manager**PURPOSE:**

Staff is requesting that the City Council adopt a resolution authorizing Amendment No. One to the Intergovernmental Agreement (IGA) between the City of Avondale and the Arizona Department of Transportation (ADOT) for the administration of construction of the Dysart Road Fiber Optic project, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

BACKGROUND:

On June 3, 2013, City Council approved Resolution 3115-613 – Intergovernmental Agreement with ADOT for the Design and Scoping of the Intelligent Transportation System (ITS) with ACS Controllers and CCTV Cameras. This IGA was for the design of an ITS project that will furnish and install fiber backbone on Dysart Road starting at Rancho Santa Fe and ending at Indian School Road. The facility is to be located within existing City of Avondale rights-of-way. Eight (8) new traffic signal controllers and three (3) CCTV cameras will be installed at the Indian School Road, Thomas Road and McDowell Road intersections.

The design component provided construction documents for the Project. On March 2, 2015, City Council Approved Resolution 3240-315 - Intergovernmental Agreement with ADOT for the Dysart Road/ Rancho Santa Fe Blvd to Indian School Rd Fiber Optic Project. This IGA was for the construction of this project.

DISCUSSION:

The project was bid in October 2015, and came in over the Engineer's Estimate and the available funding amount. Staff sought ways to bring the project back within budget. Along with a minor reduction in scope, close-out funding was pursued. Avondale was granted close-out funding from Maricopa Association of Governments (MAG). This IGA increases the available funding for this project.

In order to receive federal funding for this construction component an IGA is necessary.

Amendment No. 1 to the IGA does not change the definitions to the State's and the City's respective responsibilities for the construction of the Project. Amendment No. 1 to the IGA is for the increase in funding to the project.

SCHEDULE:

Revised final plans in Late April 2016
Bid in June 2016
Construction Start August 2016
Construction Complete January 2017

BUDGET IMPACT:

The Project's estimated construction cost is \$746,010. The federal contribution is estimated to be \$703,487 and the City's cost share is estimated to be \$42,523 and any difference between the estimated and actual construction costs.

Consistent with terms of the Original Agreement, the State invoiced and received from the City \$125,741.00. Under the amended terms, the City has made an overpayment to the State in the amount of \$83,218.00. Once the Project is complete and costs are finalized, the State will either invoice or reimburse the City for the difference between estimated and actual costs.

RECOMMENDATION:

Staff is requesting that the City Council adopt a resolution authorizing Amendment No. One to the Intergovernmental Agreement (IGA) between the City of Avondale and the Arizona Department of Transportation (ADOT) for the administration of construction of the Dysart Road Fiber Optic project, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

ATTACHMENTS:

Description

[Resolution 3312-516](#)

RESOLUTION NO. 3312-516

A RESOLUTION OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, APPROVING AMENDMENT ONE TO THE INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA RELATING TO THE CONSTRUCTION AND INSTALLATION OF AN INTELLIGENT TRANSPORTATION SYSTEM ALONG DYSART ROAD.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. Amendment One to the Intergovernmental Agreement with the State of Arizona, Department of Transportation, relating to the construction and installation of an Intelligent Transportation System along Dysart Road at the intersections of McDowell Road, Thomas Road and Indian School Road (the “Amendment”) is hereby approved substantially in the form and substance attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to cause the execution of the Amendment and to take all steps necessary to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Council of the City of Avondale, May 16, 2016.

Kenneth N. Weise, Mayor

ATTEST:

Carmen Martinez, City Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, City Attorney

EXHIBIT A
TO
RESOLUTION NO. 3312-516

[Amendment]

See following pages.

ADOT File No.: IGA/ JPA 14-0004662-I
Amendment No. One: 16-0005795-I
AG Contract No.: P0012014003965
Project Name: Construct & Install ITS
Components
Project Location: Avondale ITS Dysart Road
Santa Fe Blvd. to Indian School Road
Federal-aid No.: AVN-0(216)T
ADOT Project No.: SZ079 01C
TIP/STIP No.: AVN15-461
**CFDA No.: 20.205 - Highway Planning
and Construction**
Budget Source Item No.: N/A

**AMENDMENT NO. ONE
TO
INTERGOVERNMENTAL AGREEMENT**

BETWEEN
THE STATE OF ARIZONA
AND
CITY OF AVONDALE

THIS AMENDMENT NO. ONE to INTERGOVERNMENTAL AGREEMENT (the "Amendment No. One"), entered into this date _____, 2016, pursuant to Arizona Revised Statutes §§ 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION (the "State") and the CITY OF AVONDALE, acting by and through its MAYOR and CITY COUNCIL (the "City"). The City and State are collectively referred to as the "Parties."

WHEREAS, the INTERGOVERNMENTAL AGREEMENT, JPA/IGA 14-0004662-I, A.G. Contract No. P0012014003965, was executed on March 17, 2015, (the "Original Agreement");

WHEREAS, the State is empowered by Arizona Revised Statutes § 28-401 to enter into this Amendment No. One and has delegated to the undersigned the authority to execute this Amendment No. One on behalf of the State;

WHEREAS, the City is empowered by Arizona Revised Statutes § 48-572 to enter into this Amendment No. One and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this Amendment No. One and has authorized the undersigned to execute this Amendment No. One on behalf of the City; and

NOW THEREFORE, in consideration of the mutual agreements expressed herein, the purpose of this Amendment No. One is to revise construction costs and funding. The Parties desire to amend the Original Agreement, as follows:

I. RECITALS

Section I, Paragraph 8. is revised, as follows:

8. The federal funds will be used for construction of the Project, including the construction engineering and administration cost (CE). The estimated Project costs are as follows:

SZ079 01C (construction):

Federal-aid funds @ 94.3% (capped)	\$ 703,487.00
City's match @ 5.7%	\$ <u>42,523.00</u>
Total Estimated City Funds	\$ 42,523.00
Total Federal Funds	\$ 703,487.00
Total Project Construction Costs **	\$ 746,010.00

** (Includes 15% CE (this percentage is subject to change, any change will require concurrence from the City) and 5% Project contingencies)

Consistent with terms of the Original Agreement, the State invoiced and received from the City \$125,741.00. Under the amended terms, the City has made an overpayment to the State in the amount of \$83,218.00. Once the Project is complete and costs are finalized, the State will either invoice or reimburse the City for the difference between estimated and actual costs.

EXCEPT AS AMENDED herein, **ALL OTHER** terms and conditions of the Original Agreement remain in full force and effect.

THIS AMENDMENT NO. ONE shall become effective upon signing and dating of the Determination Letter by the State's Attorney General.

IN ACCORDANCE WITH Arizona Revised Statutes § 11-952 (D) attached hereto and incorporated herein is the written determination of each Party's legal counsel and that the Parties are authorized under the laws of this State to enter into this Amendment No. One and that the Amendment No. One is in proper form.

IN WITNESS WHEREOF, the Parties have executed this Amendment No. One the day and year first above written.

CITY OF AVONDALE

STATE OF ARIZONA

Department of Transportation

By _____
KENNETH N. WEISE
Mayor

By _____
STEVE BOSCHEN, P.E.
IDO Director

ATTEST:

By _____
CARMEN MARTINEZ
Clerk

ATTORNEY APPROVAL FORM FOR THE CITY OF AVONDALE

I have reviewed the above referenced Amendment No. One to the Original Agreement between the State of Arizona, acting by and through its DEPARTMENT OF TRANSPORTATION, and the CITY OF AVONDALE, an agreement among public agencies which, has been reviewed pursuant to Arizona Revised Statutes §§ 11-951 through 11-954 and declare this Amendment No. One to be in proper form and within the powers and authority granted to the City under the laws of the State of Arizona.

No opinion is expressed as to the authority of the State to enter into this Amendment No. One.

DATED this _____ day of _____, 2016.

City Attorney



CITY COUNCIL AGENDA

SUBJECT:

Resolution 3314-516 - Amendment to the Intergovernmental Agreement with Maricopa County Relating to Jury Services

MEETING DATE:

5/16/2016

TO: Mayor and Council
FROM: Abril Ruiz-Ortega, Court Administrator
THROUGH: David Fitzhugh, City Manager

PURPOSE:

Staff is requesting that the City Council approve a resolution authorizing an Amendment to an Intergovernmental Agreement (IGA) between the City of Avondale and the Superior Court of Arizona in Maricopa County to exercise an option to extend the IGA for an additional two-year term to provide jury services for the Avondale City Court, and authorize the Mayor and City Clerk to execute the necessary documents.

BACKGROUND:

On June 2, 2014, Council approved a Resolution Authorizing an Intergovernmental Agreement between the City of Avondale and the Superior Court of Arizona in Maricopa County for Jury Services.

The City currently pays a \$25.00 cost per compact disk "CD" for the creation of a source file of names taken from the General Election Voter Registration Lists and the Department of Transportation.

DISCUSSION:

The Constitutions of the United States and of the State of Arizona give the right to a jury trial to anyone accused of a serious criminal case. The laws entitle defendants to a trial by a jury representative of the defendant's community.

The Courts process for selection of prospective jurors is through a random selection of names from the voter listing made available to the Jury Commissioner through the Maricopa County Elections Department. Once a master jury list is created summons are issued to a pool of potential jurors to serve for jury service.

Case Activity - Jury Trial Staff has gathered information on the number of cases calendared for jury trial within the past five years. Fifteen matters were scheduled and no jury trial was held.

Jury Trials			
Year	Number of Cases Calendared	Change of Plea	Held
2011	2	2	0
2012	0	0	0
2013	1	1	0
2014	2	2	0
2015	2	2	0

Avondale City Court may opt to enter into a full agreement in which residents would receive a summons from Superior Court, followed by a second summons with the expected week of service and a requirement to call the Municipal Court as many as three times during that given week. The goal for the Avondale City Court is to simplify the jury duty summons process. Under the proposed amendment to the agreement Avondale City Court will continue to pay a \$25.00 cost for each 100 potential jurors listed on the compact disk "CD" provided by the Superior Court with the names and addresses of potential jurors to whom the Municipal Court may send its own summons. The list will be kept strictly confidential and used exclusively to summons residents for jury management purposes. The fee is determined by Superior Court based on the actual costs of labor and materials to generate and deliver said list.

BUDGET IMPACT:

Courts may purchase an updated file every year and pay a \$25.00 cost for each 100 potential jurors listed on the compact disk "CD" as established in the agreement. Funding for the source file will come from account number 101-6200-00-6080, Jury Fees.

RECOMMENDATION:

Staff is requesting that the City Council approve a resolution authorizing an amendment to the Intergovernmental Agreement between the City of Avondale and the Superior Court of Arizona in Maricopa County to exercise the option to extend the IGA for an additional two-year term to provide jury services for the Avondale City Court, and authorize the Mayor and City Clerk to execute the necessary documents.

ATTACHMENTS:

Description

[Resolution 3314-516](#)

RESOLUTION NO. 3314-516

A RESOLUTION OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, APPROVING AN AMENDMENT TO THE INTERGOVERNMENTAL AGREEMENT WITH MARICOPA COUNTY RELATING TO JURY MANAGEMENT SERVICES.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. The Amendment to the Intergovernmental Agreement with Maricopa County for jury management services (the “Amendment”) is hereby approved in substantially the form and substance attached hereto as Exhibit A and incorporated herein by this reference.

SECTION 2. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to cause the execution of the Amendment and to take all steps necessary to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Council of the City of Avondale, May 16, 2016.

Kenneth N. Weise, Mayor

ATTEST:

Carmen Martinez, City Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, City Attorney

EXHIBIT A
TO
RESOLUTION NO. 3314-516

[Amendment]

See following pages.

**AMENDMENT TO EXTEND THE
INTERGOVERNMENTAL AGREEMENT**

BETWEEN

THE SUPERIOR COURT OF ARIZONA IN MARICOPA COUNTY

and

AVONDALE CITY COURT

FOR JURY SERVICES

It is mutually agreed that the Intergovernmental Agreement (“IGA”) between the parties for jury services is amended as follows:

1. In accordance with Paragraph 4 of the IGA, “Term and Renewal; Termination,” the IGA is renewed for two additional years. The IGA shall remain effective after June 30, 2016 and shall expire June 30, 2018. In accordance with Paragraph 4 of the IGA, the IGA may be renewed for an additional two years after June 30, 2018 if the Superior Court is notified at least 90 days in advance of its expiration.
2. All other provisions of the IGA shall remain in their entirety.

In witness whereof, the parties hereto have executed this Amendment on the date written below:

Honorable Janet E. Barton
Presiding Judge, Superior Court of Arizona
in Maricopa County

Presiding Judge
Avondale City Court

Date

Date

ATTEST:

Carmen Martinez, City Clerk

Date

Andrew J. McGuire, City Attorney

Date

ARIZONA ATTORNEY GENERAL'S OFFICE

Assistant Attorney General

Date



CITY COUNCIL AGENDA

SUBJECT:

Resolution 3315-516 - Intergovernmental Agreement with ADOT for the Upgrade of Pedestrian Signals and Signs

MEETING DATE:

5/16/2016

TO: Mayor and Council**FROM:** Tracy Stevens, Development & Engineering Services Director, 623-333-4012**THROUGH:** David Fitzhugh, P.E., City Manager**PURPOSE:**

Staff is requesting that the City Council adopt a resolution authorizing an Intergovernmental Agreement (IGA) between the City of Avondale and the Arizona Department of Transportation (ADOT) for the installation phase for pedestrian countdown signals citywide and Accessible Pedestrian Signal (APS) at four intersections, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

BACKGROUND:

On June 2, 2014, City Council approved Resolution 3192-614 – Intergovernmental Agreement (IGA) with ADOT Relating to the design of improvements of Pedestrian Signals and Signs. This IGA was for the design Phase of the project, which included field reconnaissance of multiple intersections within the City and an improved design at several locations in the City where staff determined there was a potential to improve service. The improvements include but are not limited to upgrades to pedestrian countdown signals, push buttons, and instructional signs. Staff applied for and received Federal Highway Safety Improvement Program (HSIP) funds through the Maricopa Association of Governments (MAG).

This design project is about 60% complete, and it is anticipated that the Construction project will commence in FY 17. In order to receive federal funding for the construction, an IGA is necessary.

DISCUSSION:

Countdown signals provide additional visual information to pedestrians displaying the number of seconds remaining for the pedestrian phase before signal change. This project will include upgrading the pedestrian signal heads to the Manual on Uniform Traffic Control Devices (MUTCD) standards.

The Accessible Pedestrian Signal (APS) portion of the project is located at the following intersections.

- Dysart Road/Thomas Road
- Dysart Road/Encanto Boulevard
- Dysart Road/McDowell Road
- Rancho Santa Fe Boulevard/McDowell Road

APS improvements will provide an audible tone and vibrotactile push button to facilitate street crossing needs of visually impaired persons. Additional improvements could include the relocating pedestrian push buttons and signals on new A-poles and upgrading intersection lighting.

The State will administer the procurement and construction Administration of the Project. The Project will be completed, accepted, and paid for in accordance with the requirements of the Final Project plans and specifications.

Per the IGA, the City will:

- Upon execution of this Agreement, designate the State as authorized agent for the City for the Project.
- Be responsible for all costs incurred in performing and accomplishing the work as set forth under this Agreement that are not covered by federal funding.
- Be obligated to incur any expenditure should unforeseen conditions or circumstances increase Project costs.
- Certify that all necessary rights-of-way have been or will be acquired prior to advertisement for bid.
- Not permit or allow any encroachments upon or private use of the right-of-way, except those authorized by permit.
- Grant the State, its agents and/or contractors, without cost, the right to enter City rights-of-way, as required, to conduct any and all construction and preconstruction related activities, including without limitation, temporary construction easements or temporary rights of entry to accomplish among other things, soil and foundation investigations.
- Upon notification of Project completion, from the State, agree to accept, maintain and assume full responsibility of the Project in writing.

Per the IGA, the State will:

- Upon execution of this Agreement, be the designated agent for the City for the Project, if the Project is approved by FHWA and funds for the Project are available.
- Submit all documentation required to FHWA with the recommendation that funding be approved for construction and request the maximum programmed federal funds for the construction of the Project. Should costs exceed the maximum federal funds available, it is understood and agreed that the City will be responsible for any overage.
- Upon FHWA authorization, proceed to administer construction, advertise for, receive and open bids, award and enter into a contract(s) with a firm(s) for the construction of the Project. If the bid amounts exceed the construction cost estimate, obtain City concurrence prior to awarding the contract.
- Be granted, without cost requirements, the right to enter City right-of-way as required to conduct any and all construction and pre-construction related activities for said Project, including without limitation, temporary construction easements or temporary rights of entry on to and over said rights-of-way of the City.
- Notify the City that the Project has been completed and is considered acceptable, coordinating with the City as appropriate to turn over full responsibility of the Project improvements. De-obligate or otherwise release any remaining federal funds from the construction phase of the Project within ninety (90) days of final acceptance.
- Not be obligated to maintain said Project, should the City fail to budget or provide for proper and perpetual maintenance as set forth in this Agreement.

BUDGET IMPACT:

Funding in the amount of \$255,744 for the construction phase of this Project is included in and contingent upon the adoption of the proposed budget for FY 17 under the One Time Project Fund Line Item 322-1347-00-8420, Pedestrian Countdown Signals. The State will reimburse the City 100% of the costs within 30 days of receipt of invoice and approval of invoice under this Agreement.

RECOMMENDATION:

Staff recommends that the City Council adopt a resolution authorizing an Intergovernmental Agreement (IGA) between the City of Avondale and the Arizona Department of Transportation (ADOT) for the construction phase to upgrade pedestrian countdown signals citywide and Accessible Pedestrian Signal (APS) at four intersections, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

ATTACHMENTS:**Description**

[Resolution 3315-516](#)

RESOLUTION NO. 3315-516

A RESOLUTION OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, APPROVING THE INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF ARIZONA RELATING TO UPGRADING PEDESTRIAN SIGNALS AND SIGNS.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. The Intergovernmental Agreement between the City of Avondale (the “City”) and the State of Arizona, Department of Transportation, relating to upgrading pedestrian signals and signs at various locations in the City (the “Agreement”) is hereby approved substantially in the form attached hereto as Exhibit A and incorporated herein by reference.

SECTION 2. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to cause the execution of the Agreement and to take all steps necessary to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Council of the City of Avondale, May 16, 2016.

Kenneth N. Weise, Mayor

ATTEST:

Carmen Martinez, City Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, City Attorney

EXHIBIT A
TO
RESOLUTION NO. 3315-516

[Agreement]

See following pages.

ADOT File No.: IGA/JPA 15-0005689-I
AG Contract No.: P001 2016 000001
Project: Pedestrian Countdown Signals
& Accessible Pedestrian Signals
Section: Various Locations
Federal-aid No.: AVN-0(220)T
ADOT Project No.: SH636 01C
TIP/STIP No.: AVN15-103, AVN16-412
**CFDA No.: 20.205 - Highway Planning
and Construction**
Budget Source Item No.: N/A

INTERGOVERNMENTAL AGREEMENT

BETWEEN
THE STATE OF ARIZONA
AND
CITY OF AVONDALE

THIS AGREEMENT is entered into this date _____, 2016, pursuant to the Arizona Revised Statutes §§ 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION (the "State") and the CITY OF AVONDALE, acting by and through its MAYOR and CITY COUNCIL (the "City"). The State and the City are collectively referred to as "Parties".

I. RECITALS

1. The State is empowered by Arizona Revised Statutes § 28-401 to enter into this Agreement and has delegated to the undersigned the authority to execute this Agreement on behalf of the State.
2. The City is empowered by Arizona Revised Statutes § 48-572 to enter into this Agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the City.
3. The work proposed under this Agreement, hereinafter referred to as the "Project" consists of upgrading the pedestrian countdown signal heads with instruction signs at 30 intersections and improving the accessibility of the pedestrian signals at four (4) intersections located at the intersections of Rancho Santa Fe Boulevard and McDowell Road, Dysart Road and McDowell Road, Dysart Road and Encanto Boulevard, and Dysart Road and Thomas Road. This includes the upgrade of pedestrian push button (high visual, audible tone, vibrotactile arrow with stamped braille) installed on new A-Poles (if required) and upgrade all four intersection to LED lighting. The State has completed and will provide the design and will advertise, bid, award and administer the construction of the Project. The plans, estimates and specifications for the Project will be prepared and, as required, submitted to the State and Federal Highway Administration (FHWA) for approval.
4. The interest of the State in this Project is the acquisition of federal funds for the use and benefit of the City and the authorization of such federal funds for the Project pursuant to federal law and regulations. The State shall be the designated agent for the City for the Project, if the Project is approved by FHWA and funds for the Project are available. The Project will be performed, completed, accepted and paid for in accordance with the requirements of the Project specifications and terms and conditions.
5. The Parties will perform their responsibilities consistent with this Agreement; any change or modification to the Project will only occur with the mutual written consent of both Parties.

6. The federal funds will be used for the construction of the Project, including the construction engineering and administration cost (CE). The estimated Project costs are as follows:

SH636 01C (construction)

Federal-aid funds @ 100%	\$	255,744.00
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TOTAL Estimated Project Construction Costs**		\$ 255,744.00
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** (Includes 15% CE and 5% Project contingencies)

The Parties acknowledge that the final Project costs may exceed the initial estimate(s) shown above, and in such case, the City is responsible for, and agrees to pay, any and all actual costs exceeding the initial estimate. If the final bid amount is less than the initial estimate, the difference between the final bid amount and the initial estimate will be de-obligated or otherwise released from the Project. The City acknowledges it remains responsible for, and agrees to pay according to the terms of this Agreement, any and all actual costs exceeding the final bid amount.

THEREFORE, in consideration of the mutual agreements expressed herein, it is agreed as follows:

II. SCOPE OF WORK

1. The State will:

a. Upon execution of this Agreement, be the designated agent for the City for the Project, if the Project is approved by FHWA and funds for the Project are available.

b. Submit all documentation required to FHWA with the recommendation that funding be approved for construction and request the maximum programmed federal funds for the construction of the Project. Should costs exceed the maximum federal funds available, it is understood and agreed that the City will be responsible for any overage.

c. Upon FHWA authorization, proceed to administer construction, advertise for, receive and open bids, award and enter into a contract(s) with a firm(s) for the construction of the Project. If the bid amounts exceed the construction cost estimate, obtain City concurrence prior to awarding the contract.

d. Be granted, without cost requirements, the right to enter City right-of-way as required to conduct any and all construction and pre-construction related activities for said Project, including without limitation, temporary construction easements or temporary rights of entry on to and over said rights-of-way of the City.

e. Notify the City that the Project has been completed and is considered acceptable, coordinating with the City as appropriate to turn over full responsibility of the Project improvements. De-obligate or otherwise release any remaining federal funds from the construction phase of the Project within ninety (90) days of final acceptance.

f. Not be obligated to maintain said Project, should the City fail to budget or provide for proper and perpetual maintenance as set forth in this Agreement.

2. The City will:

a. Upon execution of this Agreement, designate the State as authorized agent for the City for the Project.

b. Be responsible for all costs incurred in performing and accomplishing the work as set forth under this Agreement that are not covered by federal funding. Should costs be deemed ineligible or exceed the maximum federal funds available, it is understood and agreed that the City is responsible for these costs; payment for these costs shall be made within thirty (30) days of receipt of an invoice from the State.

c. Be obligated to incur any expenditure should unforeseen conditions or circumstances increase Project costs. Be Responsible for the cost of any requested changes to the scope of work of the Project, such changes will require State and FHWA approval. Be responsible for any contractor claims for additional compensation caused by Project delay attributable to the City. Payment for these costs will be made to the State within 30 days of receipt of an invoice from the State.

d. Certify that all necessary rights-of-way have been or will be acquired prior to advertisement for bid and that all obstructions or unauthorized encroachments of any nature, either above or below the surface of the Project area, shall be removed from the proposed right-of-way, or will be removed prior to the start of construction, in accordance with The Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970 as amended; 49 CFR 24.102 Basic Acquisition Policies; 49 CFR 24.4 Assurances, Monitoring and Corrective Action, parts (a) & (b) and ADOT ROW Manual: 8.02 Responsibilities, 8.03 Prime Functions, 9.06 Monitoring Process and 9.08 Certification of Compliance; Coordinate with the appropriate State's Right-of-Way personnel during any right-of-way process performed by the City, if applicable.

e. Not permit or allow any encroachments upon or private use of the right-of-way, except those authorized by permit. In the event of any unauthorized encroachment or improper use, the City shall take all necessary steps to remove or prevent any such encroachment or use.

f. Grant the State, its agents and/or contractors, without cost, the right to enter City rights-of-way, as required, to conduct any and all construction and reconstruction related activities, including without limitation, temporary construction easements or temporary rights of entry to accomplish among other things, soil and foundation investigations.

g. Upon completion of the construction phase of the Project, provide an electronic version of the recorded drawings to Arizona Department of Transportation Project Resource Office, 205 S. 17th Ave, Phoenix, Arizona 85007.

h. Upon notification of Project completion, from the State, agree to accept, maintain and assume full responsibility of the Project in writing.

III. MISCELLANEOUS PROVISIONS

1. The terms, conditions and provisions of this Agreement shall remain in full force and effect until completion of said Project and all related deposits or reimbursements are made. Any provisions for maintenance shall be perpetual, unless assumed by another competent entity. This Agreement may be cancelled at any time prior to the award of the Project construction contract, upon 30 days written notice to the other party. It is understood and agreed that, in the event the City terminates this Agreement, the City will be responsible for all costs incurred by the State up to the time of termination. It is further understood and agreed that in the event the City terminates this Agreement, the State shall not be obligated to complete and/or maintain the Project.

2. The City shall indemnify, defend, and hold harmless the State, any of its departments, agencies, officers or employees (collectively referred to in this paragraph as the "State") from any and all claims, demands, suits, actions, proceedings, loss, cost and damages of every kind and description, including reasonable attorneys' fees and/or litigation expenses (collectively referred to in this paragraph as the "Claims"), which may be brought or made against or incurred by the State on account of loss of or damage to any property or for injuries to or death of any person, to the extent caused by, arising out of, or contributed to, by reasons of any alleged act, omission, professional error, fault, mistake, or negligence of the City, its employees, officers, directors, agents, representatives, or contractors, their employees, agents, or representatives in connection with or incident to the performance of this Agreement. The City's obligations under this paragraph shall not extend to any Claims to the extent caused by the negligence of the State, except the obligation does apply to any negligence of the City which may be legally imputed to the State by virtue of the State's ownership or possession of land. The City's obligations under this paragraph shall survive the termination of this Agreement.

3. The State shall include Section 10 7.13 of the 2008 version of the Arizona Department of Transportation Standard Specifications for Road and Bridge Construction, incorporated to this Agreement by reference, in the State's contract with any and all contractors, of which the City shall be specifically named as a third-party beneficiary. This provision may not be amended without the approval of the City.

4. The cost of construction and construction engineering work under this Agreement is to be covered by the maximum available amount of federal funds programmed for this Project. The City acknowledges that actual Project costs may exceed the maximum available amount of federal funds, or that certain costs may not be accepted by FHWA as eligible for federal funds. Therefore, the City agrees to pay the difference between actual costs of the Project and the federal funds received.

5. Should the federal funding related to this Project be terminated or reduced by the federal government, or Congress rescinds, fails to renew, or otherwise reduces appropriations or obligation authority, the State shall in no way be obligated for funding or liable for any past, current or future expenses under this Agreement.

6. The cost of the Project under this Agreement includes indirect costs approved by FHWA, as applicable.

7. The Parties warrant compliance with the Federal Funding Accountability and Transparency Act of 2006 and associated 2008 Amendments (the "Act"). Additionally, in a timely manner, the City will provide information that is requested by the State to enable the State to comply with the requirements of the Act, as may be applicable.

8. The City acknowledges compliance with federal laws and regulations and may be subject to the Office of Management and Budget (OMB), Single Audit, Circular A-133 (Audits of States, Local Governments, and Non-Profit Organizations). Entities that expend \$500,000.00 or more (prior to 12/26/14) and \$750,000.00 or more (on or after 12/26/14) of federal assistance (federal funds, federal grants, or federal awards) are required to comply by having an independent audit. Either an electronic or hardcopy of the Single Audit is to be sent to Arizona Department of Transportation Financial Management Services within the required deadline of nine (9) months of the sub recipient fiscal year end.

ADOT – FMS
Attn: Cost Accounting Administrator
206 S 17th Ave. Mail Drop 204B
Phoenix, AZ 85007
SingleAudit@azdot.gov

9. This Agreement shall become effective upon signing and dating of the Determination Letter by the State's Attorney General.

10. This Agreement may be cancelled in accordance with Arizona Revised Statutes § 38-511.

11. To the extent applicable under law, the provisions set forth in Arizona Revised Statutes §§ 35-214 and 35-215 shall apply to this Agreement.

12. This Agreement is subject to all applicable provisions of the Americans with Disabilities Act (Public Law 101-336, 42 U.S.C. 12101-12213) and all applicable federal regulations under the Act, including 28 CFR Parts 35 and 36. The Parties to this Agreement shall comply with Executive Order Number 2009-09 issued by the Governor of the State of Arizona and incorporated herein by reference regarding "Non-Discrimination".

13. Non-Availability of Funds: Every obligation of the State under this Agreement is conditioned upon the availability of funds appropriated or allocated for the fulfillment of such obligations. If funds are not allocated and available for the continuance of this Agreement, this Agreement may be terminated by the State at the end of the period for which the funds are available. No liability shall accrue to the State in the event this provision is exercised, and the State shall not be obligated or liable for any future payments as a result of termination under this paragraph.

14. In the event of any controversy, which may arise out of this Agreement, the Parties hereto agree to abide by required arbitration as is set forth for public works contracts in Arizona Revised Statutes § 12-1518.

15. The Parties shall comply with the applicable requirements of Arizona Revised Statute § 41-4401.

16. The Parties hereto shall comply with all applicable laws, rules, regulations and ordinances, as may be amended.

17. All notices or demands upon any Party to this Agreement shall be in writing and shall be delivered in person or sent by mail, addressed as follows:

For Agreement Administration:

Arizona Department of Transportation
Joint Project Administration
205 S. 17th Avenue, Mail Drop 637E
Phoenix, Arizona 85007
(602) 712-7124
(602) 712-3132 Fax
JPABranch@azdot.gov

City of Avondale
Attn: Paul Lopez
11465 W. Civic Center Drive
Avondale, Arizona 85323
Phone No. (623) 333-1000

For Program Administration:

Arizona Department of Transportation
Transportation System Planning and
Implementation
1611 W Jackson St
Phoenix, Arizona 85007
(602) 712-8695

City of Avondale
Attn: Paul Lopez
11465 W. Civic Center Drive
Avondale, Arizona 85323
Phone No. (623) 333-1000

For Financial Administration:

Arizona Department of Transportation
Joint Project Administration
205 S. 17th Avenue, Mail Drop 637E
Phoenix, Arizona 85007
(602) 712-7124
(602) 712-3132 Fax
JPABranch!@azdot.gov

City of Avondale
Attn: Abigail Yacoben
11465 W. Civic Center Drive
Avondale, Arizona 85323
Phone No. (623) 333-2000

18. In accordance with Arizona Revised Statutes § 11-952(D) attached hereto and incorporated herein is the written determination, of each Party's legal counsel, that the Parties are authorized under the laws of this State to enter into this Agreement and that the Agreement is in proper form.

IN WITNESS WHEREOF, the Parties have executed this Agreement the day and year first above written.

CITY OF AVONDALE

STATE OF ARIZONA

Department of Transportation

By _____
KENNETH WEISE
Mayor

By _____
STEVE BOSCHEN, P.E.
ITD Director

ATTEST:

By _____
CARMEN MARTINEZ
City Clerk

ATTORNEY APPROVAL FORM FOR THE CITY OF AVONDALE

I have reviewed the above-referenced Intergovernmental Agreement between the State of Arizona, acting by and through its DEPARTMENT OF TRANSPORTATION, and the CITY OF AVONDALE, an agreement among public agencies which, has been reviewed pursuant to Arizona Revised Statutes §§ 11-951 through 11-954 and declare this Agreement to be in proper form and within the powers and authority granted to the City under the laws of the State of Arizona.

No opinion is expressed as to the authority of the State to enter into this Agreement.

DATED this _____ day of _____, 2016.

City Attorney



CITY COUNCIL AGENDA

SUBJECT:

Ordinance 1607-516 - Amendment to Chapter 6 of the Personnel Policies and Procedures and an Amendment to the MOU with the Avondale Professional Firefighters Association Local 3924

MEETING DATE:

5/16/2016

TO: Mayor and Council**FROM:** Cherlene Penilla, Human Resources Director**THROUGH:** David Fitzhugh, City Manager**PURPOSE:**

City Council will consider a request to approve an amendment to the City of Avondale Personnel Policies and Procedures Manual, Chapter 6 Benefits and approve an addendum to the Avondale Professional Firefighters Association Local 3924. Council will take appropriate action.

BACKGROUND:

During the period of October 2015 to February 2016 staff conducted negotiations with both the Police and Fire associations. As part of the negotiations staff conducted a survey of various Valley cities to determine how the City of Avondale compared to other cities in vacation and sick accrual rates. The survey revealed that the City of Avondale was less competitive in the amount of vacation accrued, as well as the time in tenure required to attain certain levels of vacation accrual rates. Sick leave accrual rates were found to be consistent throughout Valley cities. The City has not adjusted vacation accrual rates since approximately 2006.

Since discovering that the City is lagging behind in competitiveness on the vacation accruals, staff has made adjustments to the vacation accrual rates city-wide to include both represented and non-represented employees. All employees will be eligible to accrue approximately 20 hours per year in additional vacation leave and 28 hours per year for the 56 hour sworn firefighter. The exception is that employees in their first two years of employment will remain at current accrual levels.

All employees currently receive the same accrual rate for the first five years of employment before receiving a higher accrual rate. Under the proposed changes employees will be eligible for additional vacation accruals at the beginning of year two of their employment and again at five years of employment. Thereafter, the vacation accrual rate would be adjusted at 10 years for exempt and nonexempt employees and again at 15 years for non-exempt status employees. This change, staff believes, will enhance our ability to recruit and retain employees throughout the City organization.

Maximum accrual rates for carryover purposes at the end of the calendar year will remain at 240 hours for most employees and 336 for 56-hour Fire employees. This means that any vacation leave hours over 240 or 336 for Fire employees will be lost if not used by the end of the calendar year.

Currently, all City staff are subject to the provisions of Chapter 6, Section D, which addresses

employee tenure and corresponding vacation accrual rates. The exception to this policy provision is that the firefighter association vacation accrual rates are contained in their MOU with the City. During negotiations it was determined that the vacation accrual rates in the MOU would only be changed if the City adopted increases to the vacation accrual rates. The MOU would then be changed to reflect those changes. The Avondale Professional Firefighters Association Local 3924 Memorandum of Understanding, approved by Council in February 2016, and effective July 1, 2016 contains the following provision under Section 8.4 – Vacation Accruals:

If a change is made in the Avondale City Policy, Chapter 6, Section D which results in an overall increase in vacation accruals compared to Section 8.4 of the MOU, prior to July 2, 2016, those increases (multiplied by 1.4) shall apply to the unit members inclusive of 4.74 hours of holiday leave per pay period.

Therefore, an addendum to the Avondale Professional Firefighters Association Local 3924 Memorandum of Understanding dated July 2016 through June 2018 has been prepared to reflect the vacation accrual rate changes for represented Fire personnel.

The proposed changes to Chapter 6, Benefits, and the vacation accrual rates were discussed with council during the April 18, 2016 Budget Work Session.

DISCUSSION:

The following are major highlights of the changes to Chapter 6 Benefits:

- Removes language addressing number of vacation leave days per year
- Adds language to reflect number of hours of vacation leave per year
- Changes language in the sections for non-exempt and exempt to reflect higher accrual rates at year two of employment
- Changes accrual rates for non-exempt status employees starting at year two, year five, year 10 and year 15 to allow earned accrual of approximately 20 additional vacation hours per year
- Changes accrual rates for exempt status employees starting at year two, year five, and year 10 for non-exempt employees, to allow earned accrual of approximately 20 additional vacation hours per year
- Changes accrual rates for Assistant Department Directors, Department Directors and Assistant City Managers, to allow earned accrual of approximately 20 additional vacation hours per year
- Changes accrual rates for Battalion Chiefs, to allow earned accrual of approximately 28 (20 x 1.4 = 28) additional vacation hours per year

The following are major highlights of the Addendum to the Avondale Professional Firefighters Association Local 3924 Memorandum of Understanding dated July 2016 through June 2018:

- Changes language to reflect higher accrual rates at year two of employment
- Changes accrual rates starting at year two, year five, year 10 and year 15 to allow earned accrual of approximately 28 additional vacation hours per year

BUDGET IMPACT:

Staff did not increase the FY 2016-2017 budget due to this change, but employees will reach the maximum accrual faster and could be paid for more vacation leave upon separation.

RECOMMENDATION:

Staff recommends that City Council adopt an ordinance amending the City of Avondale Personnel Policies and Procedures Manual, Chapter 6 Benefits, approve an amendment to the MOU with the Avondale Professional Firefighters Association Local 3924 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

ATTACHMENTS:

Description

[Ordinance 1607-516](#)

[Chapter 6 - Personnel Policies and Procedures](#)

[Amendment to MOU](#)

ORDINANCE NO. 1607-516

AN ORDINANCE OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, AMENDING CHAPTER 6, EMPLOYEE BENEFITS, OF THE CITY OF AVONDALE PERSONNEL POLICIES AND PROCEDURES; AND SETTING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. The City of Avondale Personnel Policies and Procedures, Chapter 6, Employee Benefits, Section (D) (Vacation Leave), Subsection (1)(a – d) (Accumulation of Vacation Leave), is hereby deleted in its entirety and replaced with the following:

D. Vacation Leave

1. Accumulation of Vacation Leave

- a. All full-time employees, excluding sworn firefighters, will accrue vacation leave as follows:

Non-Exempt	Tenure	Hours per Pay Period	Hours per Year
	0-1.99 Years	3.7	96.2
	2-4.99 Years	4.47	116.2
	5-9.99 Years	5.39	140.12
	10-14.99 Years	6.31	164.04
	15 + Years	6.93	180.16

Exempt	Tenure	Hours per Pay Period	Hours per Year
	0-1.99 Years	4.62	120.12
	2-4.99 Years	5.39	140.12
	5-9.99 Years	6.31	164.04
	10 + Years	6.93	180.16

b. All assistant department directors will accrue vacation leave as follows:

ASSISTANT DEPARTMENT DIRECTORS		
Tenure	Hours per Pay Period	Hours per Year
First 5 Years	6.31	164.04
5+ Years	6.93	180.18

c. All department directors and Assistant City Managers will accrue vacation leave as follows:

Assistant City Managers And Department Directors	
Hours per Pay Period	Hours per Year
6.93	180.18

d. Battalion Chiefs

Battalion Chiefs		
Tenure	Hours per Pay Period	Hours per Year
0-1.99 Years	11.21	291.46
2-4.99 Years	12.28	319.28
5-9.99 Years	13.57	352.30
10 + Years	14.44	375.30

....

SECTION 2. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason to be held invalid or unconstitutional by the decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions thereof.

SECTION 3. This Ordinance shall become effective at 12:01 a.m. on July 1, 2016, or if the effectiveness of this Ordinance is prohibited by Arizona law at such time, then this Ordinance shall become effective at the earliest such later time as authorized by Arizona law.

SECTION 4. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to take all steps and to execute all documents necessary to carry out the purpose and intent of this Ordinance.

PASSED AND ADOPTED by the Council of the City of Avondale, May 16, 2016.

Kenneth N. Weise, Mayor

ATTEST:

Carmen Martinez, City Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, City Attorney

CHAPTER 6

Employee Benefits

A. Sick Leave

1. Sick Leave Defined

- a. Sick leave is an approved period of absence granted to an employee due to:
 - (1) Illness, injury or other medical condition which renders the employee unable to perform the duties of the position.
 - (2) Illness, injury, medical condition evaluation procedure or treatment by a licensed health care practitioner, of an employee's immediate family member. For the purpose of this section, immediate family member shall be defined as a husband, wife, son, daughter, mother, father, brother, sister, son-in-law, daughter-in-law, parent-in-law, brother-in-law, sister-in-law, grandparent or grandchild of an employee, step-child, a child whose adoption is in process, or other legal dependents. Sick leave may also be granted under Family Medical Leave Act ("FMLA").
- b. An adoptive parent may request sick leave to include appointments with adoption agencies, social workers, attorneys, court proceedings, required travel and any other activities necessary to allow adoption to proceed.

2. Accumulation of Sick Leave

- a. Employees will accrue sick leave at the rate of 3.70 hours per biweekly pay period.
- b. Employees who work fewer than 2080 hours annually, or who are regular part-time employees hired prior to September 15, 2009, will accrue sick leave at the rate of 1.85 hours per biweekly pay period.
- c. Regular part-time employees (working 30 hours or less) hired after September 15, 2009 are not eligible for sick leave.
- d. Sick leave hours are accumulated without limit.
- e. When an employee is promoted, demoted or transferred, he/she shall retain all accrued sick leave.

3. Sick Leave Usage

Employees eligible for sick leave usage by this policy may use sick leave hours only as provided. Sick leave is a privilege, not a right. Employees are subject to discipline for misuse or abuse of sick leave privileges.

- a. Sick leave may be taken when approved by the department director.
- b. A department director may require a submission of evidence substantiating the need for sick leave. An absence of three or more days shall be reported to the Human Resources Department to determine if FMLA leave is warranted.
- c. Sick leave hours taken will not count toward hours worked for purposes of computing overtime.

4. Compensation for Sick Leave

- a. Compensation upon resignation will be 33.3% of accrued sick leave at the employee's current hourly rate.
- b. Compensation upon retirement will be as follows:
 - (1) Employees with 10 years of continuous service with the City will receive 100% of accrued sick leave up to 250 hours at the employee's current hourly rate, or 33.3% of the total balance of accrued sick leave, whichever is greater.
 - (2) Employees with 20 years of continuous service with the City will receive 100% of accrued sick leave up to 500 hours at the employee's current hourly rate, or 33.3% of the total balance of accrued sick leave, whichever is greater.

5. Notification

An employee should notify his/her supervisor as soon as he/she knows that he/she will be unable to work, but no later than the starting time of the employee's work day. Employees shall communicate by phone with his/her supervisor. Sending a text message or email is unacceptable and will not be considered notification. An employee must notify his/her supervisor on each day of absence unless other arrangements have been made or FMLA has been approved through Human Resources. Failure to provide proper notice may result in disciplinary action up to and including termination.

B. Family and Medical Leave Act ("FMLA")

1. General Provisions

It is the policy of the City to grant up to 12 weeks of FMLA leave during any 12-month period to eligible employees. The City may grant up to a maximum of 26 weeks in a 12-month period for employees taking FMLA Injured Servicemember leave. FMLA may be

paid, unpaid or a combination of paid and unpaid leave depending on the circumstances of the leave and as specified in this policy. The City has the right to designate leave, paid or unpaid, as FMLA leave, even if the employee does not request leave as FMLA. Sick leave may be granted under Servicemember Leave of the FMLA and only during this time can sick leave be used.

2. Eligibility

To qualify to take FMLA leave under this policy, the employee must meet all of the following conditions:

- a. The employee must have worked for the City for 12 months or 52 weeks. The 12 months or 52 weeks need not have been consecutive. For eligibility purposes, an employee will be considered to have been employed for an entire week even if the employee was on the payroll for only part of a week.
- b. The employee must have worked at least 1250 hours during the 12-month period immediately before the date when the FMLA leave is requested to commence. The principles established under the Fair Labor Standards Act (“FLSA”) determine the number of hours worked by an employee. The FLSA does not include time spent on paid or unpaid leave as hours worked. Consequently, these hours of leave will not be counted in determining the 1250 hours eligibility test for an employee under FMLA.

3. Types of Leave Covered

To qualify as FMLA leave under this policy, the employee must be taking leave for one of the reasons listed below:

- a. The birth of a child and in order to care for that child;
- b. The placement of a child for adoption or foster care and to care for the newly placed child;
- c. To care for a close family member (usually a spouse, child, or parent) with a serious health condition; or
- d. The serious health condition (described below) of the employee.
 - (1) An employee may take FMLA leave due to a serious health condition that makes the employee unable to perform the functions of the employee’s position. A serious health condition can include inpatient care at a hospital, hospice or residential medical care facility, including any period of incapacity or any subsequent treatment in connection with such inpatient care or a condition which requires continuing care by a licensed health care provider. However, a serious illness may also include other ailments short of hospitalization.

- (2) This FMLA leave policy covers illnesses of a serious and long-term nature, resulting in recurring or lengthy absences. Generally, a chronic or long term health condition which, if left untreated, would result in a period of incapacity of more than three days, would be considered a serious health condition.
- e. Qualifying Exigency Leave (necessity) arising out of the fact that the spouse, son, daughter or parent of the employee is on active duty (or has been notified of an impending call or order to active duty) in the Armed Forces in support of a contingency operation.
- f. Servicemember Family Leave - An eligible employee who is the spouse, son, daughter, parent, or next of kin of a covered servicemember shall be entitled to a total of 26 work weeks of FMLA leave during a 12-month period to care for the servicemember. The leave described in this paragraph shall only be available during a single 12-month period. During the single 12-month period, an eligible employee shall be entitled to a combined total of 26 work weeks of leave. If both spouses work for the City, each spouse may only take a combined total of 26 workweeks of leave.

If an employee takes paid sick leave for a condition that progresses into a serious health condition and the employee requests unpaid FMLA leave as provided under this policy, the City may designate all or some portion of related leave taken as FMLA leave under this policy, to the extent that the earlier leave meets the necessary qualifications.

Employees with questions about who and what situations are covered under this FMLA leave policy or under the City's sick leave policies are encouraged to consult with the Human Resource Department.

The City requires an employee to provide a doctor's certification of the serious health condition. The certification process is outlined in this policy. The City relies heavily on the physician's assessment.

An eligible employee can take up to 12 weeks of leave under this policy during any rolling 12-month period. The City will measure the 12-month period forward from the date any employee's first FMLA leave begins. Each time an employee takes leave, the City will compute the amount of leave the employee has taken under this policy and subtract it from the 12 weeks of available leave, and the balance remaining is the amount the employee is entitled to take at that time. If spouses both work for the City, and each wishes to take leave for the birth of a child, adoption or placement of a child in foster care, or to care for a child, or parent with a serious health condition, each spouse may each take 12 weeks each of leave.

4. Employee Status and Benefits During Leave

While an employee is on leave, the City will continue the employee's health benefits during the leave period at the same level and under the same conditions as if the employee had continued to work.

If the employee chooses not to return to work for reasons other than a continued serious health condition of the employee or the employee's family member or a circumstance beyond the employee's control, the City will require the employee to reimburse the City the amount it paid for the employee's health insurance premium during the leave period.

The employee pays a portion of the dependent health care premium. While on paid leave, the City will continue to make payroll deductions to collect the employee's share of the premium. While on unpaid leave, the employee must continue to make this payment, either in person or by mail. The payment must be received in the Finance and Budget Department by the 10th day of each month. If the payment is more than 30 days late, the employee's health care coverage may be dropped for the duration of the leave. The City will provide 15 days' notification prior to the employee's loss of coverage.

If the employee contributes to a dental plan, life insurance, disability plan or any other type of insurance plan the City will continue making payroll deductions while the employee is on paid leave. While the employee is on unpaid leave, the employee may request continuation of such benefits; provided, however, that the employee shall pay their portion of the premiums. If the employee does not continue these payments, the City may discontinue coverage during the leave and Consolidated Omnibus Budget Reconciliation Act ("COBRA") would be offered. If the City maintains coverage, the City may recover the costs incurred for paying the employee's share of any premiums whether or not the employee returns to work.

5. Employee Status After Leave

Upon return from FMLA leave, an employee is entitled to be returned to the same position held when leave commenced, or to an equivalent position with equivalent benefits, pay and other terms and conditions of employment.

6. Use of Paid and Unpaid Leave

If the employee has accrued or earned sick leave, the employee must use paid sick leave first and exhaust all accrued sick leave balances prior to taking any portion of the 12 weeks as unpaid FMLA leave. An employee who is taking FMLA leave because of the employee's own serious health condition or the serious health condition of a family member must use all sick leave prior to being eligible for unpaid leave.

Disability leave for the birth of a child and for an employee's serious health condition, including Workers' Compensation leave (to the extent that it qualifies), will be designated as FMLA leave and will run concurrently with FMLA leave. For example, if the City provides six weeks of pregnancy disability leave, the six weeks can be designated as FMLA leave and counted toward the employee's 12 week entitlement. The employee may then be required to substitute accrued (or earned) paid leave as appropriate before being eligible for unpaid leave for what remains of the 12 week entitlement.

7. Intermittent Leave or a Reduced Work Schedule

An employee may take FMLA leave in 12 consecutive weeks, may use the leave intermittently (take a day periodically when needed over the year) or, under certain circumstances, may use the leave to reduce the work week or work day, resulting in a reduced hour schedule. In all circumstances, the leave may not exceed a total of 12 work weeks over a rolling 12-month period. For the birth of a child, the employee may take up to 12 consecutive work weeks.

The City may temporarily transfer an employee to an available alternative position with equivalent pay and benefits if the alternative position would better accommodate the intermittent or reduced schedule, for FMLA leave for the employee or employee's family member that is foreseeable and for planned medical treatment, including recovery from a serious health condition or to care for a child after birth, or placement for adoption or foster care.

If the employee is taking FMLA leave for a serious health condition or because of the serious health condition of a family member, the employee should try to reach agreement with the City before taking intermittent FMLA leave or working a reduced hour schedule. If this is not possible, then the employee must prove that the use of the FMLA leave is medically necessary. The City requires certification of the medical necessity as set forth in this policy.

Employees using intermittent leave or leave on a reduced schedule must make a reasonable effort to avoid disrupting operations, including scheduling doctor's appointments outside of work hours, if possible. An employee using intermittent leave due to medical necessity should notify his/her supervisor as soon as he/she knows that he/she will be unable to work, but no later than the starting time of the employee's work day. An employee must notify his/her supervisor on each day of absence unless other arrangements have been made. Human Resources should be contacted if there are additional questions on intermittent leave.

8. Certification of the Serious Health Condition

A serious health condition means an illness, injury, impairment or physical or mental condition that involves inpatient care in a hospital, hospice, or residential medical care facility; or continuing treatment by a health care provider.

The City requires certification of a serious health condition. The employee shall make every effort to respond to such a request within 15 days of the request, or provide a reasonable explanation for the delay. Failure to provide certification may result in a denial of continuation of FMLA leave. Medical certification may be provided by using the medical certification form. Request for a medical certificate must be made in writing as part of the City's response to employee request for FMLA leave.

If the employee plans to take intermittent FMLA leave or work a reduced schedule, the certification must also include dates and the duration of treatment as well as a statement of medical necessity for taking intermittent FMLA leave or working a reduced schedule.

The City has the right to ask for a second opinion if it has reason to doubt the certification. The City will pay for the employee to get a certification from a second doctor, which the City will select. The employee will be temporarily entitled to leave and benefits under the FMLA pending the second opinion.

Certification related to active duty or call to active duty - The City may require that a request under active duty or call to active duty be supported by a certification issued at such time and in such manner as prescribed by Federal Law. Please consult with the Human Resources Department for current Federal guidelines regarding notification.

9. Procedure for Requesting Leave

All employees requesting leave under this policy must provide notice with an explanation of the reason(s) for the needed leave to the Human Resources Department and their immediate supervisor. If the leave is foreseeable, the employee is required to provide a written request for leave and reasons(s) to the Human Resources Department. The City will provide individual notice of rights and obligations to each employee requesting leave as soon as practicable.

When an employee plans to take leave under this policy, the employee must give the City 30 days' notice. If it is not possible to give 30 days' notice, the employee must give as much notice as is practicable. An employee who is to undergo planned medical treatment is required to make a reasonable effort to schedule the treatment in order to minimize disruptions to the City's operations.

If an employee fails to provide 30 days' notice for foreseeable leave with no reasonable excuse for the delay, the leave request may be denied until at least 30 days from the date the employer receives notice. While on leave, employees must report periodically to the Human Resources Department regarding the status of the medical condition and their intent to return to work.

Employees who are unable to return to work at the end of the expected FMLA leave should notify their supervisors and Human Resources in writing at least two weeks in advance or as soon as possible and must have the physician re-certify that the extended leave is medically necessary. If an employee does not provide proper notification to Human Resources, the employee will be considered to have abandoned the job and the employee will be subject to disciplinary action up to and including termination.

10. Job Benefits and Protection

- a. For the duration of FMLA leave, the employer must maintain the employee's health coverage under the "group health plan" unless requested in writing from the employee or other legal directives given.
- b. Upon return from FMLA leave, most employees must be restored to their original or equivalent positions with equivalent pay, benefits, and other employment terms.

- c. The use of FMLA leave cannot result in the loss of any employment benefit that accrued prior to the start of an employee's leave.
- d. FMLA makes it unlawful for any employer to:
 - (1) Interfere with, restrain or deny the exercise of any right provided under FMLA.
 - (2) Discharge or discriminate against any person for opposing any practice made unlawful by FMLA or for involvement in any proceeding under or relating to FMLA.
- e. Notwithstanding the exhaustion of FMLA leave, an employee may be granted additional leave as required under the Americans with Disabilities Act. As an accommodation, additional leave may be granted based on medical necessity and the City's requirements/ability to accommodate. Accommodations will be evaluated upon request.

11. Enforcement

- a. The U.S. Department of Labor is authorized to investigate and resolve complaints of violations.
- b. An eligible employee may bring a civil action against an employer for violations.
- c. FMLA does not affect any federal or state law prohibiting discrimination or supersede any state or local law which provides greater family or medical leave rights.

C. Short-Term Disability

The short-term disability benefit provided by the City is an income replacement for employees unable to work due to illness or injury (non-job related).

1. Eligibility

A regular, full-time employee who is unable to work due to illness or injury (non-job related) is eligible for short-term disability benefits. The employee must have exhausted all paid sick leave and be absent from work for a minimum of 14 consecutive calendar days prior to being eligible for the short-term disability benefit. Employees changing leave status from Administrative Leave to Short Term Disability will be subject to a 14-day waiting period. For injuries or illnesses requiring immediate hospitalization, the benefit shall commence on the date of hospitalization. An employee receiving Workers' Compensation or disability pay under any State of Arizona plan policy is ineligible for this benefit. To be eligible for continued disability benefits, the employee must not engage in outside employment and is expected to avoid activities that may delay recovery and a return to work. While on short-term disability employees are not permitted to report to work or participate with work activities unless specific prior authorization has been approved in writing by Human Resources. Violations of this policy will result in

disciplinary action up to, and including dismissal from City employment. Disability benefits can not be collected while employed elsewhere.

2. Benefit Payment

The short-term disability benefit payment is 60% of the employee's base weekly wages or salary, to a maximum of \$1,500 per week. The benefit may be paid for a maximum up to 25 weeks in a one-year period. Payments are made in accordance with the City payroll periods. The benefit is taxable income.

3. Medical Certification

The employee must provide medical certification of the disability that includes the starting and expected ending date of the disability. This certification will be submitted to the City's Third Party Administrator ("TPA") who will review the certification and make a determination on benefit qualification.

4. Reporting Requirement

While on short term disability, employees are required to report periodically to the Human Resources Department, at least every 30 days, regarding the status of their medical condition and their intent to return to work. Employees will be required to provide medical evidence substantiating their need for continued leave to the Human Resources Department who will then submit it to the TPA.

5. Return to Work

The employee must return to work as soon as permitted by his or her healthcare provider. The employee must submit a fitness-to-return-to-duty clearance to the Human Resources Department prior to returning to work. An employee whose absence has been designated as FMLA leave is eligible for reinstatement as provided by the FMLA leave policy upon his/her return to work.

6. Employee Benefits

The City will pay its portion of the cost of the employee's benefits including health, dental, life and disability insurance benefits while an employee is on FMLA with or without paid leave (vacation or sick). The employee must continue to pay his or her portion of the benefits which may be made by payroll deductions (when applicable) or by personal check which must be submitted to the Human Resources Department. The payment must be received in the Human Resources Department by the 10th day of each month. If the payment is more than 30 days late, the employee's health care coverage may be dropped. The City will provide 15 days' notification prior to the employee's loss of coverage. If the employee fails to pay his or her portion of the benefits for more than 30 days, the employee's coverage(s) will be terminated and he/she will be offered COBRA to continue benefits, excluding life and disability insurance.

When the twelve week period for FMLA coverage has ended and the employee has exhausted all paid leave, the employee will be responsible for the total cost of the health insurance premiums on any health insurance coverage the employee or the employee's family is receiving through the City during this extended leave period, unless otherwise provided by law.

Short Term Disability may only be used when an employee has a continuous, incapacitating serious health condition as certified by a physician. Short Term Disability cannot be used for an intermittent leave or to care for a family member.

Employees with any questions regarding this policy should contact the Human Resources Department.

7. Leave Accruals

While on short-term disability leave accruals will discontinue until employee is released back to work.

D. Vacation Leave

1. Accumulation of Vacation Leave

- a. All full-time employees, excluding sworn firefighters, will accrue vacation leave as follows:

Non-Exempt	Tenure	Hours per Pay Period	Hours per Year
	0-1.99 Years	3.7	96.2
	2-4.99 Years	4.47	116.2
	5-9.99 Years	5.39	140.12
	10-14.99 Years	6.31	164.04
	15 + Years	6.93	180.16

Exempt	Tenure	Hours per Pay Period	Hours per Year
	0-1.99 Years	4.62	120.12
	2-4.99 Years	5.39	140.12
	5-9.99 Years	6.31	164.04
	10 + Years	6.93	180.16

- b. All assistant department directors will accrue vacation leave as follows:

ASSISTANT DEPARTMENT DIRECTORS		
Tenure	Hours per Pay Period	Hours per Year
First 5 Years	6.31	164.04
5+ Years	6.93	180.18

- c. All department directors and Assistant City Managers will accrue vacation leave as follows:

Assistant City Managers And Department Directors	
Hours per Pay Period	Hours per Year
6.93	180.18

- d. Battalion Chiefs

Battalion Chiefs		
Tenure	Hours per Pay Period	Hours per Year
0-1.99 Years	11.21	291.46
2-4.99 Years	12.28	319.28
5-9.99 Years	13.57	352.30
10 + Years	14.44	375.30

- e. Upon hiring any employee, a department director may request that an employee be hired with vacation leave already established up to a maximum of 80 hours for employees below the rank of department directors and 120 hours for department directors. The Human Resources Director must review and approve this request prior to any official written offer of employment.
- f. Part-time regular employees hired prior to September 15, 2009 will accrue vacation leave as follows:

First Five (5) Years	1.85 hours per pay period
5 to 10 Years	2.31 hours per pay period
10 to 15 Years	2.77 hours per pay period
15+ Years	3.08 hours per pay period

- g. Temporary and seasonal employees shall not be eligible for, or accrue, vacation leave.
- h. Vacation leave hours taken will not count toward hours worked for purposes of computing overtime.
- i. Regular part-time employees (working 30 hours or less) hired after September 15, 2009, are not eligible for vacation leave.

2. Maximum Accumulation of Vacation Time

Eligible employees have a maximum accrual of vacation time of 240 hours.

- a. Employees must use all hours over the maximum accrual by the end of each calendar year. Employees will lose any vacation leave hours over the maximum accrual amount not used by December 31st of each calendar year.
- b. Vacation leave accumulated in excess of 240 hours as of the last day of the last pay period starting in any calendar year shall be forfeited, unless the City Manager authorizes an exception in an individual case. The application for exception submitted through the Human Resources Department shall contain a plan to use the excess hours during the following calendar year, pay the employee for the excess hours or a combination of both.

3. Use of Vacation Leave

Vacation leave shall be taken with the approval of the department director or designee (i.e., immediate supervisor).

- a. Vacation will only be granted during such time as it is not disruptive to the work schedule of the department concerned.
- b. During the original probationary period, vacation leave may be granted at the discretion of the department director.
- c. Vacation leave granted shall not exceed an employee's accrued balance.

4. Vacation Sell Back

Employees may be paid for a portion of accrued vacation. See Administrative Policy 40 (AP-40) for guidelines.

5. Compensation for Vacation Leave

Compensation upon separation from the City will be 100% of accrued vacation leave at the employee's current hourly rate. An employee may not use vacation leave after their last day worked. Vacation will be paid per city policy.

E. Holiday Leave Policy

1. Objectives

The objectives for the development of the holiday leave policy are:

- a. Equalize the holiday leave allocation, so that each full-time regular employee receives 88 hours of holiday leave hours per fiscal year and each part-time employee receives 44 hours of holiday leave per fiscal year.

- b. Identify the methods to maximize the number of days that City offices are open to serve citizens.
- c. Ensure that the adoption of a Green Friday schedule or other alternate schedule does not increase the cost of doing business for the City.
- d. Implement a system to increase the flexibility for employees to utilize their holiday compensation.

2. Accumulation of Holiday Leave

- a. The annual holiday leave bank for each full-time, regular employee is 88 hours and for each regular part-time employee is 44 hours per fiscal year. Temporary and seasonal employees are not eligible for holiday compensation or holiday differential pay. For the purposes of this policy, the holiday will be defined as the 24-hour period (12:00 AM-11:59 PM) on the designated holiday.
- b. Employees will be provided with a bank of 88 hours (full-time) and 44 hours (part-time) per fiscal year (July 1-June 30) to utilize for holiday compensation for designated holidays or floating holidays as set forth below. The leave banks will be populated during the first payroll period in July and January. The first allocation will be in July for 50 hours (full-time) and 25 (part-time), the second in January for 38 hours (full-time) and 19 hours (part-time). New hires will receive a prorated number of hours based upon their hire date.
- c. Regular part-time employees (working 30 hours or less) hired after September 15, 2009, are not eligible for holiday bank hours or holiday compensation.

3. Designated Holidays; Floating Holidays

A listing of City-designated holidays will be prepared for each fiscal year. This listing will be included in the Administrative Policy and posted no later than June 1 of each year. The listing will specify any and all designated holidays for the City.

- a. If a designated holiday falls on a scheduled work day, employees will be required to use their holiday leave to cover their scheduled work hours. Employees required to work on a designated holiday due to business need, or who are not scheduled to work on a designated holiday, will be not be required to utilize their holiday leave. Any holiday leave hours not used for designated City holidays shall be considered floating holiday leave.
- b. In the event an employee is on paid leave when a holiday occurs, the employee shall receive no pay in addition to holiday pay. Therefore, the employee shall not be charged with applicable paid leave time (i.e. vacation or sick leave).

- c. Floating holiday leave shall be approved to be used at such a time that is mutually agreeable to the employee and the employee's supervisor. Holiday leave will not be available for use on an unplanned or call-in basis.

4. Holidays Eligible for Differential Pay

- a. Each June, a listing will be included in the Administrative Policy of any holidays that will be paid a holiday differential. Non-exempt employees who are required to work on one of the listed holidays shall be given, in addition to regular hourly rate, holiday differential pay equal to one-half of their regular straight-time hourly rate for hours worked on designated holidays. This compensation may be in overtime or compensatory time, depending on the needs of the department (compensatory time guidelines have been established in Chapter 5 of the City of Avondale Policies & Procedures Policy Manual) The additional compensation would only be for the actual day of the holiday, not the Friday or Monday before or after (example: July 4th is on a Sunday; employees working on July 4th would be eligible for additional compensation; employees working on July 3rd or 5th would not).
- b. Exempt employees would not be eligible for any additional compensation if required to work on one of the holidays eligible for differential pay.
- c. Regular part-time employees (working 30 hours or less) hired after September 15, 2009, are not eligible for holiday differential pay.

5. Use of Holiday Leave

- a. It will be the employees' responsibility to monitor their holiday leave usage.
- b. Holiday leave must be used in full day increments. A full day will be considered the number of hours scheduled for the day that the leave was taken (e.g. employee was scheduled to work ten hours on a holiday, ten hours of holiday pay would be utilized). In the event that the employee does not have enough holiday hours in her/his bank to cover a full day's absence, vacation hours or compensatory time will be used to make up the difference. The same concept shall apply to all regular part-time employees.
- c. All holiday hours not taken prior to the last day of employment with the City, shall be forfeited.
- d. Holiday hours must be used by June 30 of each year or will be forfeited. There will be no "cash out" or carryover of holiday hours.
- e. In the event that an exempt or non-exempt employee does not have either holiday hours, compensatory hours or vacation hours to cover a designated holiday, they will be placed in a leave without pay ("LWOP") status. This will mean that both an exempt and nonexempt employee will have the uncompensated hours deducted to cover their absence.

- f. Holiday hours will not count toward hours worked for purposes of overtime for hourly employees.
- g. Holiday differential is paid in addition to any overtime pay due. Holiday differential pay will not be included in determining the regular hourly rate of pay for the purpose of calculating overtime payments.

6. Certain Police Employees Not Participating

Sworn police officers (except the Criminal Investigations and Professional Standards Bureau) (“Specified Police Employees”) will not be participating in the holiday leave program set forth above. Specified Police Employees will receive 8 hours of compensation for each of the following holidays as they occur in the calendar:

SPECIFIED POLICE EMPLOYEE HOLIDAYS
INDEPENDENCE DAY
LABOR DAY
VETERAN’S DAY
THANKSGIVING
DAY AFTER THANKSGIVING
CHRISTMAS DAY
NEW YEAR’S DAY
MLK
PRESIDENT’S DAY
MEMORIAL DAY
PERSONAL DAY TO BE SCHEDULED BY EMPLOYEE

- a. Specified Police Employees will have one 8-hour personal day to schedule at their discretion with their supervisor each fiscal year. Personal days and holidays will not be carried over into a new fiscal year. A personal day (8 hours) will be given to the employee on July 1 of each fiscal year. New hires will receive a personal day upon their hire. The personal day must be scheduled in the fiscal year it is earned. Unused personal days will not be paid out at the end of the fiscal year or upon resignation of the employee.
- b. The Specified Police Employee holiday hours set forth above will not count as hours worked for the purpose of overtime compensation. Employees who are required to work on designated holidays shall be given, in addition to regular hourly rate, holiday differential pay equal to one-half of their regular straight-time hourly rate for hours worked on designated holidays.

Example 1: Employee works 14 hours on the holiday (Wednesday*) and works three other days in the week.

Time	Total	M	T	W*	Th	F	S	Su
Hours worked	46	10	11	14	11			

End Result:

Hours worked	46
Holiday compensation at straight rate	8
Regular Hours at straight rate	40
Overtime at 1.5	6
Holiday Differential at .5	14

Example 2: Employee works 14 hours on the holiday (Wednesday*) and calls in sick on Monday for the entire shift of 10 hours.

Time	Total	M	T	W*	Th	F	S	Su
Hours worked	36		11	14	11			
Sick Leave	10	10						

End Result:

Hours worked	36
Holiday compensation at straight rate	8
Sick leave at straight rate	10
Regular Hours at straight rate	54
Overtime at 1.5	0
Holiday Differential at .5	7

F. Industrial Leave

1. Workers' Compensation Coverage

The City provides Workers' Compensation insurance coverage to employees at no cost. If an injury or illness is determined to be job related, you receive medical benefits and, if eligible, temporary compensation.

2. Determination of Compensability

The City's Workers' Compensation carrier will determine compensability for workplace injuries and illnesses.

3. Separation During a Claim

An individual who separates from City employment will only be entitled to the compensation required under Arizona Workers' Compensation Law.

4. Filing a Claim

An injury or illness is covered under Workers' Compensation if it is determined to be job related. It is the employee's responsibility to make sure the injury is reported to his/her

supervisor as soon as possible. A claim must be filed within one year of the date of injury. It is the employee's responsibility to ensure the claim has been filed. The supervisor will work with the Risk Management department to provide information to assist in filing the claim. Risk Management will serve as the point person for employees with questions regarding Workers' Compensation.

5. Types of Claims

There are two types of Workers' Compensation claims. One is called a "medical only" claim, which means that only medical expenses are paid. The other is called a "time lost" claim. This means that both medical expenses and temporary compensation benefits for lost wages are paid.

- a. "Medical only" claims are those types of claims for which the insurance company will pay all of the medical expenses associated with the injury, but will not pay compensation benefits for lost wages, as the employee did not lose more than seven days' time from work.
- b. "Time lost" claims are those claims in which the treating doctor states that the employee is unable to work due to their injury and employee is off work more than seven days. The employee would then be eligible for compensation for their lost wages. The days off do not have to be consecutive (in a row) but are cumulative (total). Entitlement to compensation is based on calendar days (not work days) and includes Saturdays, Sundays and holidays.

6. Compensation for Time Lost Claims

The first seven days are not paid for lost wages unless the disability extends to 14 days. For example: If the employee is off ten days, they get paid for days eight, nine and ten only. If the employee is off 14 full days, compensation is retroactive (goes back) to the date of injury and is paid for 14 days. Compensation is not generally paid for the date of injury, as the employee was working that day and was typically compensated already for that day.

Compensation is based on 66 2/3% of the monthly wage up to the statutory limit set forth in the Arizona Revised Statutes. The state law establishes a maximum wage figure which can be used to calculate the average monthly wage. This compensation is tax-free to the employee. Payments will be administered through the City's payroll system and will be issued on a bi-weekly basis.

Sick time or vacation time may be utilized to cover the seven day waiting period or to supplement their Workers' Compensation payments. Employees would need to notify Payroll in writing if they wish to utilize sick time or vacation time to cover their waiting period or supplement their wages.

7. Requirements While Under Workers' Compensation

For public safety employees on Workers' Compensation, retirement contributions cease unless the injured employee fills out a form provided by the Risk Management department.

An employee may not leave the state for more than two weeks while under active medical treatment without approval from the Arizona Industrial Commission. If you are planning to be outside the state for more than two weeks, you must have written approval from the Arizona Industrial Commission before you leave the state.

Employees are not permitted to engage in outside employment while receiving Workers' Compensation from the City of Avondale unless written permission is granted from Human Resources and Risk Management.

FMLA leave, if eligible, will run consecutively while on Workers' Compensation. While under active medical care, the insurance company has the right to have the employee periodically examined, at a reasonably convenient time and place, by a doctor of its choosing. Failure to attend the examination could result in suspension of Workers' Compensation benefits and the employee could be required to pay for the cost of the missed examination.

8. Return to Work

While under active medical care, a doctor may release you to return to light duty or to your regular job.

If released to regular duty, you must be able to perform the essential functions of your job, with or without reasonable accommodations. If you require accommodations, Human Resources will coordinate an evaluation of your ability to return to the workplace.

If returned to work with restrictions, the physician must provide in writing a detailed outline of what the restrictions are and the duration of those restrictions. Human Resources, Risk Management and the department will work together to determine if there is work available that meets the restrictions outlined. Light duty is not guaranteed. It will be up to the City to determine if work is available. At no time will an employee be allowed to be on light duty for a period of time greater than twelve months from the date of injury or date of onset of illness. Light duty work would no longer be available once an employee is medically able to return to his or her regular job.

If an employee fails to accept a light duty work assignment that he or she is medically capable of performing, his or her compensation benefits may be reduced or eliminated by the City.

Risk Management may require a fit for duty evaluation before an employee is returned to regular duty.

G. Leave Without Pay

1. Request and Determination

Employees may request, in writing, leave without pay (“LWOP”) for certain restricted reasons. The department director, Human Resources and City Manager will determine whether or not to approve the leave request.

2. Leave Accruals Discontinued

Vacation and sick leave accruals will discontinue at the point an employee goes on leave without pay and will commence when they return to work.

3. Insurance Discontinued

After two pay periods of leave without pay, health, dental, vision and life insurance for the employee and any dependent coverage will discontinue. COBRA coverage will be offered to the employee and dependents.

4. Unauthorized Absence

Any unauthorized absence of an employee from duty will be deemed absence without pay and may be grounds for disciplinary action up to and including dismissal from City employment.

5. Failure to Return After Notice

Failure on the part of an employee to return to duty within 48 hours after written notice to return has been sent to his/her last known address will be cause for immediate discharge and the employee automatically waives all appeal rights under this policy.

H. Bereavement Leave

1. General

Upon the death of an employee’s immediate family member, an employee may be granted paid bereavement leave not to exceed five work days or 40 hours. Additional hours beyond the limit may be charged to an employee’s sick leave or vacation leaves at the employee’s discretion and with the department director’s approval. Upon the death of an employee’s aunt, uncle, cousin, niece, or nephew, an employee may be granted paid bereavement leave not to exceed one work day or eight hours. Only full-time regular and/or probationary employees are eligible for bereavement leave. Part-time employees are not eligible for bereavement leave.

2. Immediate Family Defined

For purposes of bereavement leave, “immediate family” shall refer to a spouse, son, son in-law, daughter, daughter in-law, mother, mother in-law, father, father in-law, brother,

brother in-law, sister, sister in-law, grandparent, grandparent in-law, grandchild or step-child, step-parent, step-brother or step-sister.

I. Military Leave

All regular employees who are or may be members of the National Guard or the Military Reserves (U.S. Armed Forces) will be entitled to leave of absence with pay, upon written request to the City Manager, from their respective duties on all days during which they are employed with or without pay under the orders of or authorization of competent authority, on active duty during training or duty with troops, field exercises or instruction for a total period not to exceed the lesser of 30 working days or 240 hours in any two consecutive years.

J. Civic Duty Leave

1. General

Upon substantiated application, an employee shall be granted leave with pay as civic duty leave while serving as a juror, complying with a subpoena and voting.

2. Use of Civic Duty Leave

Except for voting pursuant to ARIZ. REV. STAT. § 16-401 (primary elections) or ARIZ. REV. STAT. § 16-402, (general elections) as amended, an employee granted civic duty leave shall report for work whenever the employee's presence is not required for the civic duty, unless:

- a. The distance to the work location would preclude timely reporting for the civic duty;
or
- b. The employee cannot return to work at least one hour before the end of the work shift;
- c. Civic duty leave will not count towards hours worked for purpose of computing overtime.

3. General Election Day

- a. The biannual general election day (the first Tuesday following the first Monday in November of every even-numbered year) is not a legal holiday. However, every public officer or employee is entitled to have adequate time to vote, as set forth in ARIZ. REV. STAT. § 16-402, as amended. The three consecutive hours immediately after the opening or the three consecutive hours prior to the closing of the polls is provided for this purpose.
- b. Arrangements must be made with the supervisor prior to general election day and the supervisor may determine which hours are more suitable in accordance with the needs of the department.

4. Appearance as a Witness

An employee who is subpoenaed as a witness by any court or administrative, executive, or judicial body in this state may be absent with pay unless the testimony or evidence to be given relates to the employee's own personal business.

5. Jury and Witness Fees

Employees who are granted civic duty leave when called for jury duty or subpoenaed as a witness shall remit any fees to the City Finance and Budget Department, except for mileage allowance.

K. Victim's Leave

1. Purpose and Eligibility

The City will allow employees who are victims of crimes to leave work to exercise their right to be present at legal proceedings related to the crimes in accordance with Arizona State Victim's Leave Law (ARIZ. REV. STAT. §§ 8-420, 13-4439) as amended. Any City employee is eligible for leave under this policy, except if the employee's family member is the victim and the employee is in custody for an offense or is the accused.

2. Use of Victims Leave

A request for victim's leave must be made to the immediate supervisor providing as much notice as practical. In making this request, the employee shall provide both of the following documents:

- a. A copy of the form provided to the employee by the law enforcement agency.
- b. A copy of the notice of each scheduled proceeding that is provided to the victims by the responsible agency.

Leave records under this policy shall be maintained in a confidential manner. When using victim's leave, the eligible employee may use accrued vacation or time earned. Compensatory time earned may be used for non exempt employees to remain in a pay status while absent from work. If the employee has exhausted all accrued leave balances or if the employee is not benefit eligible, the leave of absence shall be unpaid and need to be approved by the City Manager. While there is no maximum amount of time allocated for the victim's leave, the City reserves the right to limit the leave provided under state law if the employees' absence from work creates an undue hardship to City business.

L. Administrative Leave

The Human Resources Department may authorize the granting of administrative leave to temporarily relieve an employee of his/her duties during an investigation and/or pending the

outcome of a hearing. Administrative leave may be authorized with or without pay depending upon the specific circumstance.

M. Health, Dental, Life and Optional Insurances

Subject to the approval of City Council, the City provides health, dental and life insurance to regular status full-time employees. Insurance coverage begins 30 days after the first day of the month following the employee's first day of employment. All regular part-time employees hired after September 15, 2009, are not eligible for any health, dental, life or optional insurances.

1. Medical Insurance

Employees hired in 30-40 hour positions are covered by the City's regular medical insurance plans. Employees may elect to cover their dependents at the cost which has been negotiated by the City and the insurance carrier. The City may elect to pay a portion of the dependent's coverage. Employees hired in a position with hours less than 30 hours are not eligible to enroll in the City's medical insurance plans.

2. Dental Insurance

Employees hired in 30-40 hour positions are covered by the City's dental insurance plans. Employees may elect to cover their dependents at the cost which has been negotiated by the City and the insurance carrier. The City may elect to pay a portion of the dependent's coverage. Employees hired in a position with hours less than 30 hours are not eligible to enroll in the City's dental insurance plans.

3. Life Insurance

Employees hired in 30-40 hour positions are covered by the City's basic life insurance plan. These employees may purchase additional life insurance. Employees hired in a position with hours less than 30 hours are not eligible to enroll in the City's life insurance plans.

4. Optional Insurance Benefits

The City may provide optional benefits through payroll deduction.

N. Continuation of Health Insurance under Consolidated Omnibus Budget Reconciliation Act ("COBRA")

Under the Consolidated Omnibus Budget Reconciliation Act of 1985, better known as COBRA, if an employee terminates employment with the City, the employee is entitled to continue participating in the City's group health plan for a prescribed period of time, usually 18 months. (In certain circumstances, such as an employee's divorce or death, the length of coverage period may be longer for qualified dependents.) COBRA coverage is not extended to employees terminated for gross misconduct.

If a former employee chooses to continue group benefits under COBRA, he/she must pay the total applicable premium plus a 2% administrative fee. Coverage will cease if the former employee fails to make premium payments as scheduled, becomes covered by another group plan that does not exclude pre-existing conditions, or becomes eligible for Medicare.

For detailed information or questions on COBRA, employees are requested to check with the Human Resources Department.

O. Workers' Compensation Insurance

1. General

Workers' Compensation provides a medical and hospitalization expenses benefit as well as partial payment in lieu of salary for workers injured on the job. All City employees are covered by this form of insurance at no cost to the employee from the first day of employment. Benefits are based on 66 2/3% of the monthly wage up to the statutory limit set forth in the Arizona Revised Statutes.

2. Temporary Disability and Sick Leave

An employee receiving temporary disability payments pursuant to the laws related to Workers' Compensation may elect to use accumulated sick leave in order to continue his/her regular income if employed with the City less than one year. Sick leave must be used in increments of not less than eight hours per pay period. The purpose of this policy is to ensure that an employee does not suffer economic hardship as a result of his/her injury; however, the employee shall not make a financial gain as a result of his/her injury or illness.

3. Reporting Period

All job-related personal injuries to employees must be reported to Risk Management within 24 hours of the time the accident occurred.

4. Choice of Care Provider

The City has the right to request that an employee injured on the job, seek medical assistance from a doctor of the City's choice.

P. Retirement Plans

Enrollment in the Arizona State Retirement System or the Public Safety Personnel Retirement System or the Correctional Officers Retirement Plan will be determined based upon eligibility. The Public Safety Personnel Retirement System is for certified peace officers and firefighters.

Deductions for all plans are made from each pay period. The amount of the City's contributions, as well as employee contributions, is determined by state legislation.

Q. Deferred Compensation Plan

Under this optional plan, which is governed by Internal Revenue Service (IRS) Code 457, an employee may choose to defer a portion of his/her income through payroll deduction. The deferred amount is not taxable until withdrawn, and various options are available for the investment of these funds. There are no City matching funds for this benefit. By deferring income, an employee may lower the income tax they currently pay.

R. Health Savings Account (“H.S.A.”)

1. General

Health Savings Accounts (“H.S.A.”) were created by Public Law 108-173, the Medicare Prescription Drug, Improvement, and Modernization Act of 2003. H.S.A. are designed to help individuals save for qualified medical and retiree health expenses on a tax-advantaged basis.

2. Employee Choice

Employees who select a high deductible health plan may be eligible to participate in an H.S.A.

3. City Contribution

The City may elect to contribute funds to employee’s H.S.A. accounts.

S. Flexible Spending Arrangements (“FSA”)

1. General

Health Flexible Spending Arrangements and Dependent Care Flexible Spending Arrangements (“FSA”) allow employees to be reimbursed for medical expenses.

2. Process

- a. Employees may contribute to FSA accounts up to the limit set by the City.
- b. No employment or federal income taxes are deducted from employee contributions to FSA accounts.
- c. The City may elect to contribute funds to employee’s FSA accounts.

**FIRST AMENDMENT
TO
MEMORANDUM OF UNDERSTANDING
BETWEEN
THE CITY OF AVONDALE
AND
AVONDALE PROFESSIONAL FIREFIGHTERS ASSOCIATION
LOCAL 3924
(July 2016 through June 2018)**

THIS FIRST AMENDMENT TO MEMORANDUM OF UNDERSTANDING (this “First Amendment”) is entered into as of July 1, 2016, between the City of Avondale, an Arizona municipal corporation (the “City”), and the Avondale Professional Firefighters Association, International Association of Fire Fighters, Local 3924 (the “Employee Organization”).

RECITALS

A. The City and the Employee Organization entered into a Memorandum of Understanding, effective July 2016 to June 2018 (“MOU”), setting out the parties’ agreement concerning wages, hours, and benefits of certain employees in the positions of Firefighter, Fire Engineer, and Fire Captain (the “Represented Employees”). All capitalized terms not otherwise defined in this First Amendment have the same meanings as contained in the MOU.

B. The MOU, Section 8.4 (Vacation Accruals) states: “If a change is made in Avondale City Policy, Chapter 6, Section D which results in an overall increase in vacation accruals compared to Section 8.4 of the MOU, prior to July 2, 2016, those increases (multiplied by 1.4) shall apply to the unit members inclusive of 4.74 hours of holiday leave per pay period.”

C. On May 16, 2016, the City amended Chapter 6, Benefits, Section D to reflect changes in earned vacation accrual rates and time of tenure and to reflect the eligibility of employees to accrue an additional 20 hours of vacation leave per year starting at year 2, year 5, year 10 and year 15 of employment.

D. The City and the Employee Organization desire to enter into this First Amendment to reflect the change in terms of the MOU with regard to earned vacation accrual rates and time of tenure and eligibility for increased leave, as they apply.

AGREEMENT

NOW, THEREFORE, in consideration of the foregoing introduction and recitals, which are incorporated herein by reference, the following mutual covenants and conditions, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the City and the Employee Organization hereby agree as follows:

1. The MOU, Section 8.4 (Vacation Accruals), is amended as follows:

Full-time sworn firefighters working a set scheduled 56-hour work week will accrue vacation as follows:

0 to 5 years	10.28 hours per pay period
5 to 10 years	11.20 hours per pay period
10 to 15 years	12.12 hours per pay period
15 years +	13.05 hours per pay period

Tenure	Hours Accrued per Pay Period	Annual Maximum Accrual of hours
0 to 1.99 years	9.92 hours	257.92
2 to 4.99 years	11.00 hours	286.00
5 to 9.99 years	12.28 hours	319.28
10 to 14.99 years	13.57 hours	352.82
15+ years	14.44 hours	375.44

Sworn firefighters working a set schedule 56-hour work week shall have a maximum annual accrual of vacation time according to the above chart, based upon their tenure. Vacation leave accumulated by a sworn firefighter in excess of the applicable annual maximum accrual as of the last day of the last pay period in the calendar year shall be forfeited, unless the City Manager authorizes an exception to the annual maximum accrual limit. Requests for an exception must be processed through Human Resources and include a plan to use the excess hours in the following calendar year.

~~If a change is made in Avondale City Policy, Chapter 6, Section D which results in an overall increase in vacation accruals compared to Section 8.4 of the MOU, prior to July 2, 2016, those increases (multiplied by 1.4) shall apply to the unit members inclusive of 4.74 hours of holiday leave per pay period.~~

2. Effect of Amendment. In all other respects, the MOU is affirmed and ratified and, except as expressly modified herein, all terms and conditions of the MOU shall remain in full force and effect.

3. Non-Default. By executing this First Amendment, the Employee Organization affirmatively asserts that (i) the City is not currently in default, nor has been in default at any time prior to this First Amendment, under any of the terms or conditions of the MOU and (ii) any and all claims, known and unknown, relating to the MOU and existing on or before the date of this First Amendment are forever waived.

4. Conflict of Interest. This First Amendment and the MOU may be canceled by the City pursuant to ARIZ. REV. STAT. § 38-511.

[SIGNATURES ON FOLLOWING PAGE]

IN WITNESS WHEREOF, the parties have executed this First Amendment as of the date and year first set forth above.

CITY OF AVONDALE,
An Arizona municipal corporation

AVONDALE PROFESSIONAL
FIREFIGHTERS ASSOCIATION,
IAFF LOCAL 3924

David Fitzhugh, City Manager

Evan Titterington, President

ATTEST:

Carmen Martinez, City Clerk



CITY COUNCIL AGENDA

SUBJECT:

Public Hearing and Ordinance 1606-516
Application PL-16-0005 - Rezoning from R1-6
(Urban Residential) to R-4 (Multi-Family
Residential)

MEETING DATE:

5/16/2016

TO:

Mayor and Council

FROM:

Tracy Stevens, Development & Engineering Services Director (623) 333-4012

THROUGH:

David Fitzhugh, City Manager (623) 333-1014

REQUEST:

Hold a public hearing and adopt an Ordinance rezoning approximately 5.3 gross acres from R1-6 (Urban Residential) to R-4 (Multi-Family Residential)

PARCEL SIZE:

Approximately 5.3 gross acres

LOCATION:

Approximately 940 feet south of the southwest corner of Western Avenue and 3rd Avenue (Exhibits A-C)

APPLICANT:

Mr. Bill Graves, AA Avondale Mobile Home Communities, LLC (602) 404-9488

OWNER:

AA Avondale Mobile Home Communities, LLC (602) 404-9488

BACKGROUND:

The 5.3 gross acre subject property was annexed into the City of Avondale corporate limits in 1959 and was subsequently zoned R-4 (Multi-Family Residence Limited). Upon adoption of the City's new zoning map in 1990, the property zoning was changed from R-4 to R1-6 (Single Family Residential/Urban Residential). Aerial photographs show that the property was used for agricultural purposes between 1939 and 1959. From 1959 onward, the property has remained vacant and has never been developed. The property's zoning remains R1-6.

The subject site is designated by the General Plan Land Use Map as High Density Residential (Exhibit A). The High Density Residential Land Use Category is intended to accommodate patio homes, apartments, condominiums, or townhomes with a density range of 12 to 30 dwelling units per acre. The property's current R1-6 zoning provides for single-family detached homes and is not consistent with the High Density Residential designation.

The property, which consists of three parcels, is located approximately 940 feet south of the southwest corner of Western Avenue and 3rd Avenue (Exhibits B and C). The existing uses and zoning of the surrounding properties are as follows:

- **NORTH:** Palo Verde Apartments, zoned R-4 (Multi-Family Residential). The 16-unit complex sits on approximately 1.05 acres and was built between 1960 and 1970.
- **SOUTH:** Country Manor Mobile Home Park, zoned MH (Manufactured Home Park). The park was developed in the 1960's.
- **EAST OF 3rd AVENUE:** Single-Family detached homes located within the Avondale Heights and Avondale Heights II subdivisions, both zoned R1-6 (Urban Residential). The majority of the homes in the subdivisions were built in the mid to late 1960s.
- **WEST:** Adjacent to the northern portion of the subject property, Norton Circle apartments, zoned MH (Manufactured Home Park), and located within Avondale City Limits. Norton Circle is owned by the Housing Authority of Maricopa County. The property adjacent to the southern portion of the subject property is vacant/undeveloped and located within the City of Goodyear, zoned I-2 (General Industrial Park).

SUMMARY OF REQUEST:

The property owner is requesting (Exhibit E) to rezone the subject property from R1-6 (Urban Residential) to R-4 (Multi-Family Residential), in conformance with the property's General Plan designation of "High Density Residential". The R-4 Zoning District provides for high intensity townhome, condominium, and apartment uses with a maximum density of 30 dwelling units per net acre and a maximum height of 45' (4 stories).

There are no imminent plans for development of the property. Future development of the site will be required to adhere to the uses and development standards of the R-4 (Multi-Family Residential) Zoning District. In addition to adherence to these zoning requirements, future re-development of the site will also be subject to the Historic Avondale Design and Development Guidelines. This document guides architecture, site design, and other aesthetic components to site development for properties located within Historic Avondale, ensuring new development complements the existing built environment and adds to area's revitalization.

PARTICIPATION:

The Avondale Elementary School District and Agua Fria High School District have both indicated that they have adequate school facilities to accommodate the projected number of new students within the school district's attendance area that will be generated by future development of the property at densities allowed by the R-4 District (Exhibit F).

The applicant conducted a neighborhood meeting on Monday, March 14, at 6:00 P.M. at Avondale City Hall (Ocotillo Conference Room). The meeting was advertised in the February 24, 2016 edition of the West Valley View. A notification sign, containing dates, times, and locations for the neighborhood meeting, Planning Commission hearing, and City Council hearing was erected on the subject property on February 19, 2016. Additionally, 69 property owners within 500 feet of the subject property were notified of the meeting by letters sent by the applicant on February 19, 2016. No members of the public attended the neighborhood meeting.

Letters notifying nearby property owners of the April 21, 2016 Planning Commission meeting were mailed on March 28, 2016. Additionally, a notice of the Planning Commission hearing was published in the West Valley View on March 30, 2016. No members of the public spoke on the proposed rezoning at the Planning Commission meeting.

Letters notifying nearby property owners of the May 16, 2016 City Council meeting were mailed on April 27, 2016. Additionally, a notice of the City Council hearing was published in the West Valley View on April 27, 2016.

On April 19th, staff received a phone call from Ms. Donna Phipps, a resident in the nearby area, who opposes the rezoning request. Ms. Phipps indicated concern with traffic and crime. Additionally, staff has received a letter (Exhibit G) from a nearby property owner, Mr. John Schillinger, opposing the rezoning request and stating that the area needs additional single family homes. No additional comments have been received.

PLANNING COMMISSION ACTION:

The Planning Commission conducted a public hearing on April 21, 2016 (Exhibit H), and voted 6-0 (Commissioner Reams excused) to recommend approval of the requested rezoning. The Commission stated no concerns with the request.

ANALYSIS:

The current zoning of the subject property, R1-6, allows for the development of single-family detached homes on lots with a minimum area of 6,000 square feet. Development of detached single-family product is inconsistent with the General Plan 2030's vision for the property, which calls for high density development in the form of apartments, condominiums, or townhomes. Approval of the applicant's request to rezone the property to R-4, a district that allows for development of attached multi-family residential products, would bring the property's zoning into conformance with the General Plan and allow for future development in line with the vision for the area.

In addition, the applicant's request for R-4 zoning will result in development more compatible with the current and planned uses of surrounding properties than the site's current R1-6 zoning. The site abuts two existing multi-family apartment developments along its north and northwest property lines. Allowing for multi-family development on the property subject to this rezoning request will create a continuum of higher density development, eliminating incompatibility issues that sometimes arise when higher densities abut lower densities. Historic planning patterns suggest that multi-family developments are more appropriate uses on property directly abutting higher intensity uses, as larger required setbacks as well as the placement of open space, retention, and parking in proximity to the shared property line can mitigate negative impacts that would impact the backyards of single-family residences. If rezoned, no single-family residences will directly adjoin the subject property; the nearest such residences will be located across 3rd Avenue.

Furthermore, the proposed rezoning will help to further the goals and policies of the General Plan as they relate to revitalization of Historic Avondale and supporting infill or redevelopment projects. Future development of the subject property under the standards of the R-4 District and Historic Avondale Design and Development Guidelines will further enhance the vitality and aesthetic quality of the area, building upon the successes of recent residential projects in Historic Avondale such as the City's Hill Drive Legacy development and the County's Madison Heights redevelopment currently under construction.

Any necessary upgrades to City infrastructure (e.g. Water, Sewer) to serve future redevelopment of the subject property, determined at the time a Site Plan is submitted for the property, will be completed by a future developer at the developer's cost. The City will not incur any infrastructure cost associated with future redevelopment of the subject property. No right-of-way dedication will be required with this request.

FINDINGS:

1. The rezoning request to R-4 (Multi-Family Residential) is in conformance with the subject property's General Plan Land Use Designation of "High Density Residential" and furthers the Goals and Objectives of the General Plan.
2. Required adherence to the development standards of the R-4 District, the design standards of the Historic Avondale Design & Development Guidelines, and all other applicable City codes, ordinances, and policies will result in a project that contributes to the continued revitalization of Historic Avondale.

RECOMMENDATION:

The City Council should conduct a public hearing and adopt the Ordinance approving Application PL-16-0005, a request to rezone approximately 5.3 acres from R1-6 (Urban Residential) to R-4 (Multi-Family Residential).

PROPOSED MOTION:

I move that the City Council accept the findings and ADOPT the Ordinance approving Application PL-16-0005, a request to rezone approximately 5.3 acres from R1-6 (Urban Residential) to R-4 (Multi-Family Residential).

ATTACHMENTS:**Description**

[Exhibit A - General Plan 2030 Land Use Map](#)

[Exhibit B - Zoning Vicinity Map](#)

[Exhibit C - Aerial Photograph](#)

[Exhibit D - Summary of Related Facts](#)

[Exhibit E - Applicant's Rezoning Narrative](#)

[Exhibit F - School District Correspondence](#)

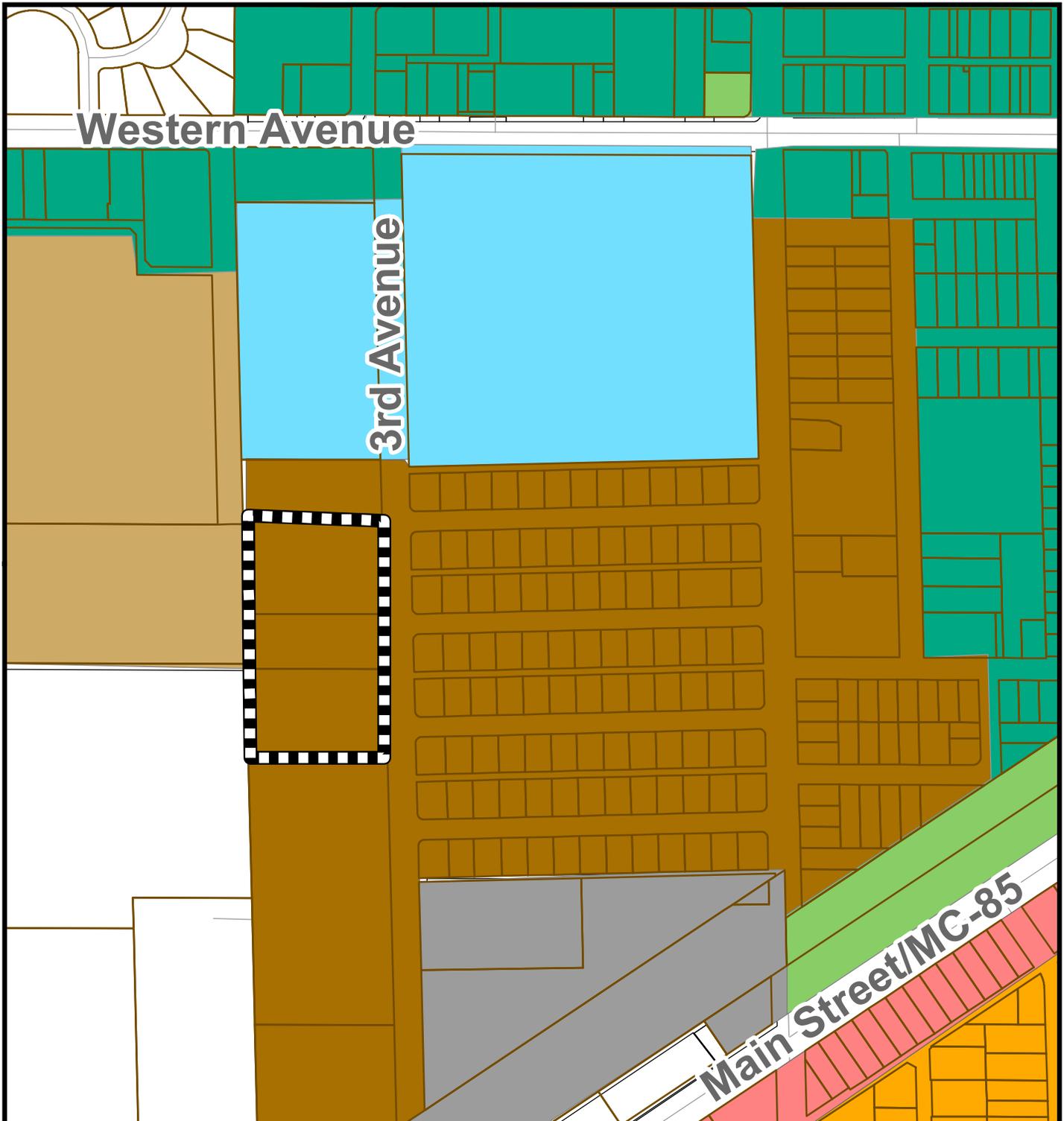
[Exhibit G - Letter in Opposition to Rezoning Request, dated April 12, 2016](#)

[Exhibit H - Excerpt of Draft Planning Commission Meeting Minutes from April 21, 2016](#)

[Ordinance 1606-516](#)

PROJECT MANAGER

Ken Galica, Senior Planner (623) 333-4019

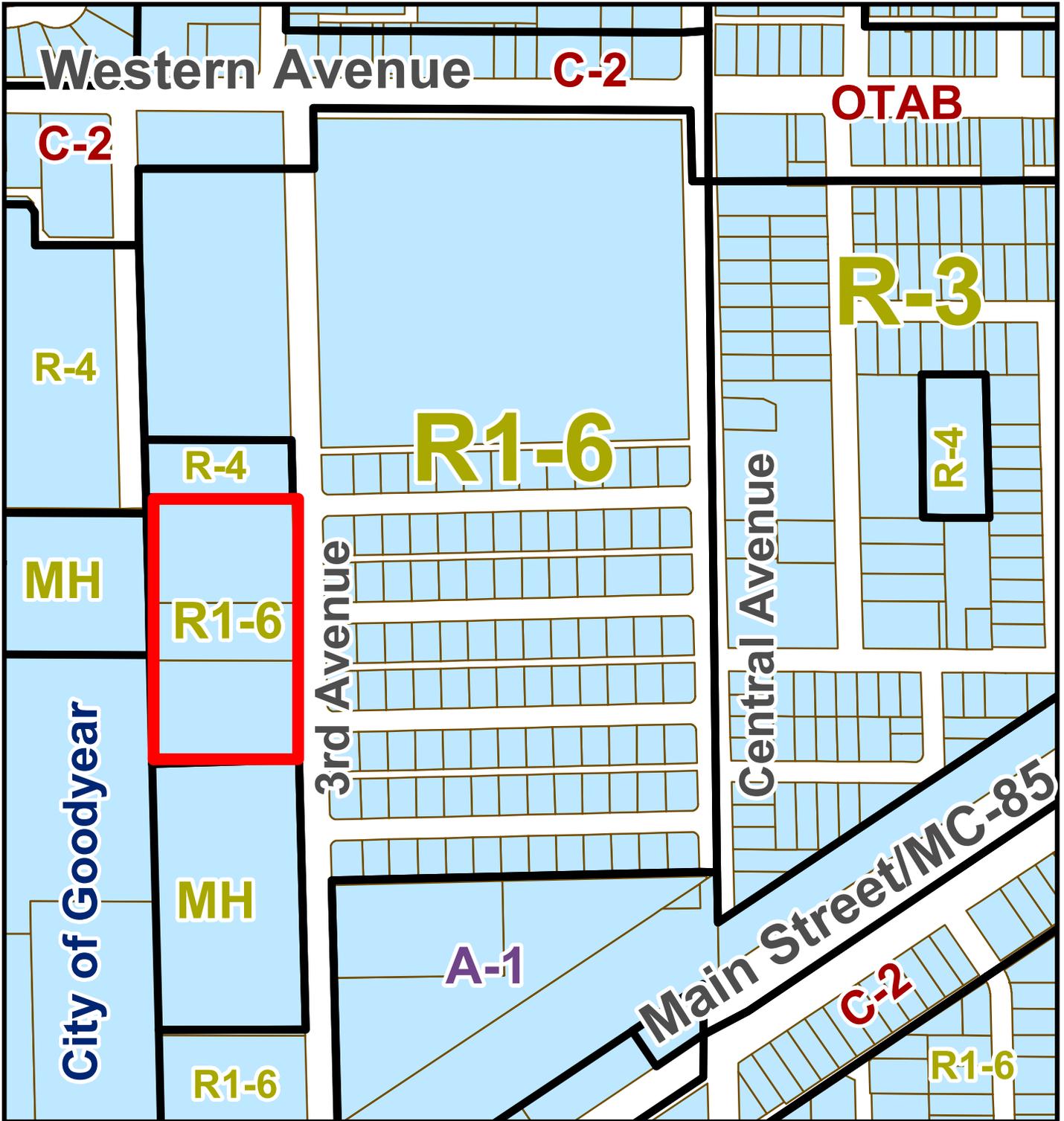


General Plan Land Use Map

- | | | |
|---|--|--|
|  Historic Avondale District |  Education |  Medium Density Residential |
|  High Density Residential |  Local Commercial | |
|  Medium/High Density Residential |  Open Space | |

 **Subject Property**



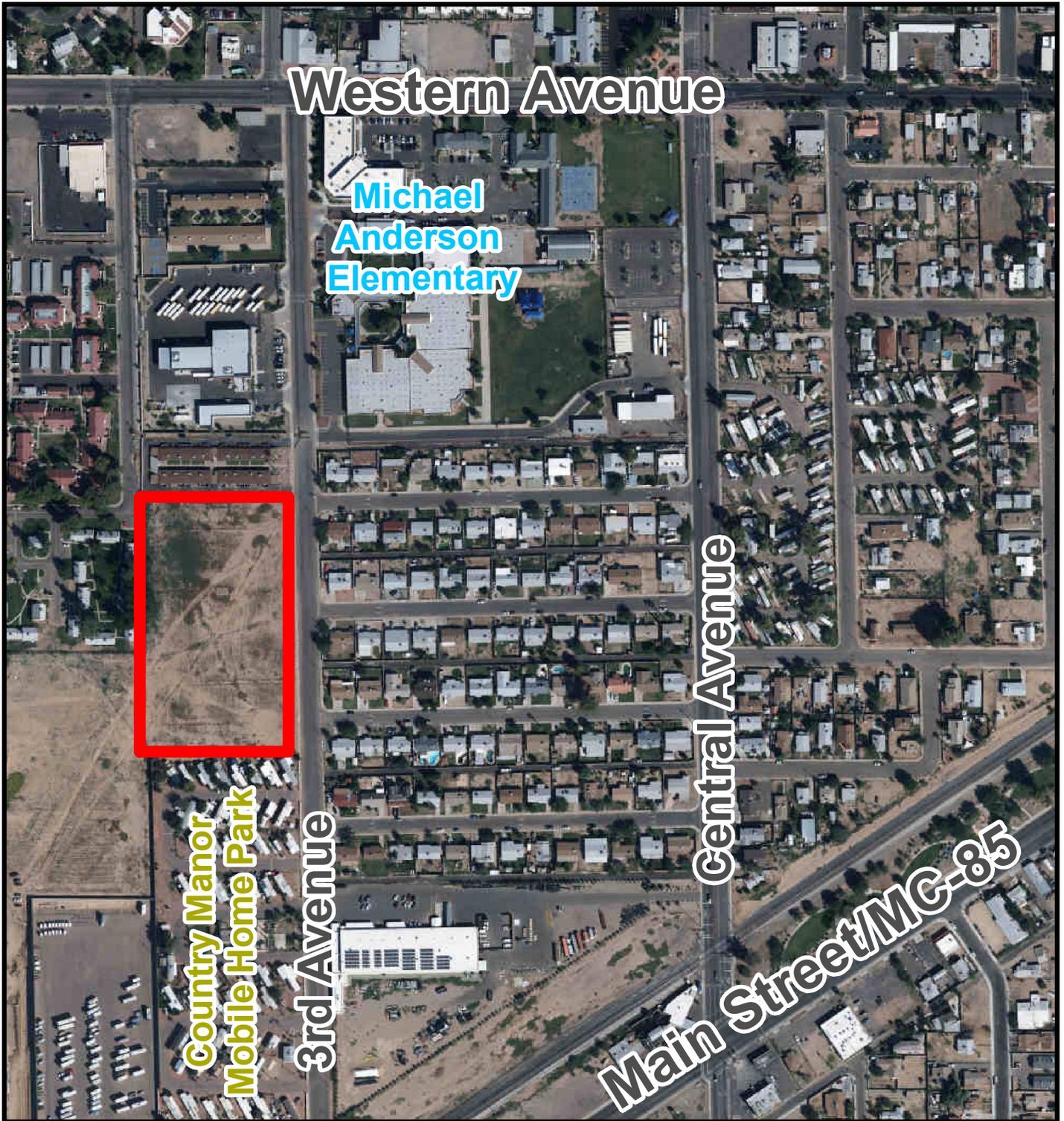


Zoning Vicinity Map



 Subject Property





Aerial Photograph



 Subject Property



SUMMARY OF RELATED FACTS

APPLICATION PL-16-0005

<i>THE PROPERTY</i>	
PARCEL SIZE	5.3 Gross Acres
LOCATION	Approximately 940 feet south of the southwest corner of Western Avenue and 3 rd Street.
PHYSICAL CHARACTERISTICS	The site is relatively flat with no unusual characteristics. The property is undeveloped and vacant.
GENERAL PLAN LAND USE	High Density Residential. The High Density Residential designation allows for the development of apartments, condominiums, or townhomes with allowed density ranging from 12 to 30 dwelling units per acre.
EXISTING ZONING	R1-6 (Urban Residential). The R1-6 District allows for development of single-family detached residences with a minimum lot area of 6,000 square feet.
ZONING HISTORY	The property was annexed into the City of Avondale in 1959 and zoned R-4 (Multi-Family Residence Limited). Upon adoption of the City's new zoning map in 1990, the property zoning was changed to R1-6 (Single-Family Residential).
DEVELOPMENT HISTORY	The property was used for agricultural purposes between 1939 and 1959. From 1959 onward, the property has remained vacant and has never been developed.

<i>SURROUNDING ZONING AND LAND USE</i>	
NORTH	Palo Verde Apartments, zoned R-4 (Multi-Family Residential). The 16-unit complex was built sometime between 1969 and 1986.
EAST	Across 3 rd Avenue, Single-Family detached homes part of the Avondale Heights and Avondale Heights II subdivisions. The majority of the homes in the subdivision were built in the mid to late 1960s. The subdivisions are zoned R1-6 (Urban Residential).
SOUTH	Country Manor Mobile Home Park, zoned MH (Manufactured Home Park). The park was developed in the 1960s.
WEST	Adjacent to the northern portion of the subject property, Norton Circle apartments, zoned MH (Manufactured Home Park), and located within Avondale City Limits. Norton Circle is owned by the Housing Authority of Maricopa County and is anticipated to be closed with residents relocated to the new Madison Heights apartments when that redevelopment project is completed later this year. The property adjacent to the southern portion of the subject property is vacant/undeveloped and located within the City of Goodyear, zoned I-2 (General Industrial Park).

PUBLIC SCHOOLS

SCHOOL DISTRICT(S)	Avondale Elementary School District Agua Fria Union High School District
ELEMENTARY SCHOOL	Michael Anderson Elementary School
HIGH SCHOOL	Agua Fria High School

STREETS

3rd Avenue

Classification	Minor Collector
Existing half street ROW	35 feet
Standard half street ROW	40 feet
Existing half street improvements (upon completion of current construction)	1 paved through lanes with parking lane, curb, gutter, and attached sidewalk.
Standard half street improvements	2 paved through lanes with ½ center turn lane, bike lane, curb, gutter, detached sidewalk, street lights and landscaping.

UTILITIES

Future development will utilize an existing 6" water line and existing 8" sewer line in 3rd Avenue.

Exhibit E

Applicant's Request for Rezoning

PROJECT APPLICATION NARATIVE

Basic Overview of Proposal: Rezoning from R1-6 to R-4

Proposed Land Use: This application suggests that the highest and best use for this vacant land is for Affordable Multi-family Apartments.

A Traffic Statement, Water and Sewer Analysis, and Flow Test results are included in this application.

Specific site circulation, parking and design, drainage, and architecture will be addressed by the project developer during the development permitting process.

Unusual Characteristics: There are no known characteristics that may restrict or adversely affect future development for multi-family housing.

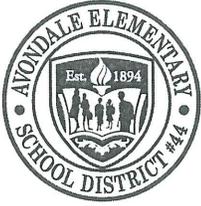
Existing Improvements and Uses: The current use for the site is vacant land. Sidewalk, curb, and paved city street border the east boundary of the site. Water and Sewer is already available on 3rd Avenue.

Compatibility with Surrounding Area:

- The property on the north border of the site consists of multi-family apartments with Avondale R-4 zoning.
- The property on the south border of the site consists of a 63 unit mobile home park with Avondale MH zoning.
- Properties on the west border consist of Industrial land (City of Goodyear) and Avondale MH zoned housing units.
- The property to the northwest of the site consists of multi-family apartments with Avondale R-4 zoning.
- Across the street to the east of the site are single family homes constructed in R1-6 zoning.

Exhibit F

School District Correspondence



Dr. Betsy Hargrove
Superintendent

Dr. Wendy Kubasko
Assistant Superintendent

Mrs. Jill Barragan
Executive Director of Business Services

City of Avondale
Development Services Department
11465 W. Civic Center Dr., Suite 110
Avondale, AZ 85323-6804

Re: AA-AMHC, LLC; PL-15-0255

To Whom It May Concern:

This letter serves as notification that Avondale Elementary School District, #44 has adequate capacity and facilities to accommodate this new development.

Please feel free to call or email me if you have any questions or need anything further from the district.

Sincerely,

Jill Barragan
Executive Director of Business Services

Cc: Bill Graves



Passion and Commitment for Educational Excellence

Phone (623) 772-5000 295 West Western Avenue Avondale, Arizona 85323 Fax (623) 772-5001
www.avondale.k12.az.us



PROOF OF ADEQUATE SCHOOL FACILITIES LETTER

City of Avondale
Development Services Department
11465 W. Civic Center Drive, Suite 110
Avondale, AZ 85323-6804

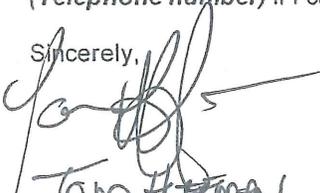
Re: AA-AMHC, LLC (Project) PL-15-0255

To Whom It May Concern:

This letter serves as notification the AGUA FRIA HSD (School District Name) wants the City of Avondale to know that we are in support of this development and this builder's willingness to help the local school districts if it will affect with the addition of new homes.

Please e-mail me at THATMAN@AGUFRIA.ORG (E-mail address) or call me at 623-932-7006 (Telephone number) if I can provide more information regarding this issue.

Sincerely,



TOM HOFFMAN
EXECUTIVE DIRECTOR
OF OPERATIONS

Exhibit G

Letter Opposing Rezoning Request

Dated April 12, 2016

John Schillinger
10632 N Scottsdale Road, #B-466
Scottsdale, AZ 85254
480-443-3526

April 12, 2016

City of Avondale
Planning Division
11465 West Civic Center Drive
Suite #110
Avondale, AZ 85323

Re: Notification of Planning Commission Meeting, Application PL-16-0005, by Mr. Bill Graves of AA Avondale Mobile Home Communities LLC

To Whom It May Concern,

As the owner of a single family home around the corner from these 5 acres, I am against this application.

The integrity of the neighborhood requires more single family homes. The current zoning should be maintained.

Thank you,



John Schillinger

Exhibit H

Excerpt of Draft Planning Commission

Meeting Minutes

April 21, 2016

Excerpt of the Minutes of the regular Planning Commission meeting held April 21, 2016 at 6:30 p.m. in the Council Chambers.

COMMISSIONERS PRESENT

Olivia Pineda, Chair
Gloria Solorio, Vice Chair
Kevin Kugler, Commissioner
Pearlette Ramos, Commissioner
Kristopher Ortega, Commissioner
Russell Van Leuven, Commissioner

COMMISSIONERS ABSENT

Christopher Reams, Commissioner - excused

CITY STAFF PRESENT

Robert Gubser, Planning Manager
Gary Verburg, Legal Counsel
Nicholle Harris, Legal Counsel
Ken Galica, Senior Planner
Stephanie Long, Administrative Assistant
Christina Underhill, Recreation Manager
Kirk Haines, Park, Rec, and Libraries Director

APPLICATION NO. PL-16-0005

APPLICANT: Mr. Bill Graves
AA Avondale Mobile Home Communities, LLC
(602) 404-9488

PROPERTY OWNER: Mr. Bill Graves
AA Avondale Mobile Home Communities, LLC
(602) 404-9488

REQUEST: This is a public hearing before the Planning Commission to review and solicit public input on application PL-16-0005, a request by Mr. Bill Graves, AA Avondale Mobile Home Communities LLC, to rezone approximately 5.3 acres of land from R1-6 (Single Family Urban Residential) to R-4 (Multi-Family Residential). The property subject to the request is located approximately 940 feet south of the southwest corner of Western Avenue and 3rd Avenue. The R-4 District allows for development of townhome, condominium, and apartment housing at a maximum density of 30 dwelling units per acre.

Ken Galica, Senior Planner, explained that the uses surrounding the subject property include apartments to the north and west, a mobile home park to the south, and a single-family residential

subdivision to the east across Third Avenue. Surrounding zoning includes R-4, MH (Manufactured Home Park), and R1-6. Michael Anderson Elementary School is located to the northeast. The property is composed of three parcels that were annexed in 1959, and at one time zoned R-4. Zoning changed to R1-6 in 1990. The property was used for agriculture from 1939 to 1959, and has been vacant ever since.

Mr. Galica said the General Plan 2030 Land Use Map guides rezoning decision making, and designates this property as High-Density Residential, which is a land use category that allows for dwelling units in the range of 12 to 30 per acre. The area immediately to the west is designated Medium High Density, which is one step down in terms of density. The proposed rezoning would bring the land use into conformance with the General Plan Land Use Map. Staff feels that R-4 is more compatible with surrounding uses than the property's existing R1-6 zoning. Setbacks and required parking will help buffer the property from intense surrounding uses including industrial zoned property to the west. Future development of the site will be subject to Zoning Ordinance Development Standards as well as the Historic Avondale Design and Development Guidelines. Staff believes this rezone represents continued progress in Historic Avondale, particularly as it relates to residential development.

Mr. Galica stated that the public participation process consisted of mailings to the 69 property owners within 500 feet of the property. The site itself was posted with meetings dates. The West Valley View published legal ads. A neighborhood meeting was held on March 14, but no citizens attended. Both school districts serving this property have indicated that they have sufficient capacity to support the additional density. Staff received one letter and one phone call from property owners in the area. Both stated their opposition to the rezoning, largely due to traffic and crime concerns that they associate with higher densities. Staff recommends approval of the rezoning in conformance with the General Plan designation of High Density.

Commissioner Ramos inquired about the historic guidelines. Mr. Galica explained that the document divides Historic Avondale into several subareas based on when they were developed. Each subarea has different architectural guidelines to ensure that new development blends in with existing neighborhoods.

Commissioner Ortega asked whether Third Avenue would receive any improvements. Mr. Galica responded that the Applicant currently has no plans to build anything on the property, but is rezoning the property in the hopes that interest will eventually develop. Once a project is proposed, staff will process the site plan and review traffic issues. The City's Traffic Engineer reviewed the traffic statement and said Third Avenue has adequate capacity to handle the increased traffic.

Commissioner Ortega inquired about the single-family neighborhood across Third Avenue. Mr. Galica explained that the subdivisions are called Avondale Heights and Avondale Heights Unit 2.

They were subdivided in the early 1960s and the homes were mostly built in the late 1960s. The architectural style there is typical of area homes from that period.

Applicant Bill Graves, AA Avondale Mobile Home Communities LLC, 4701 N. 9th Street, Phoenix, AZ, introduced himself and said he had nothing further to add. Chair Pineda opened the public hearing. Upon acknowledging that there were no requests to speak, she closed the public hearing.

Chair Pineda invited a motion. Commissioner Kugler **MOVED** to recommend approval of Application PL-16-005, subject to the staff recommended conditions of approval. Commissioner Van Leuven **SECONDED** the motion.

ROLL CALL VOTE

Olivia Pineda, Chair	Aye
Gloria Solorio, Vice Chair	Aye
Kevin Kugler, Commissioner	Aye
Russell Van Leuven, Commissioner	Aye
Pearlette Ramos, Commissioner	Aye
Kristopher Ortega, Commissioner	Aye

The motion carried by a 6-0 vote.

ORDINANCE NO. 1606-516

AN ORDINANCE OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, AMENDING THE OFFICIAL ZONING ATLAS OF THE CITY OF AVONDALE FOR APPROXIMATELY 5.3 ACRES GENERALLY LOCATED SOUTH OF THE SOUTHWEST CORNER OF WESTERN AVENUE AND THIRD AVENUE, AS SHOWN IN APPLICATION PL-16-0005, REZONING SUCH PROPERTY FROM URBAN RESIDENTIAL (R1-6) TO MULTI-FAMILY RESIDENTIAL (R-4).

WHEREAS, the Council of the City of Avondale (the “City Council”) desires to amend the City of Avondale Zoning Atlas (the “Zoning Atlas”), pursuant to ARIZ. REV. STAT. § 9-462.04, to change the zoning description for a ± 5.3 acre parcel of real property from Urban Residential (R1-6) to Multi-Family Residential (R-4) (the “Zoning Atlas Amendment”); and

WHEREAS, all due and proper notices of the public hearings on the Zoning Atlas Amendment held before the City of Avondale Planning Commission (the “Commission”) and the City Council were given in the time, form and substance provided by ARIZ. REV. STAT. § 9-462.04; and

WHEREAS, the Commission held a public hearing on Thursday, April 21, 2016, on the Zoning Atlas Amendment, after which the Commission recommended approval; and

WHEREAS, the City Council held an additional public hearing regarding the Zoning Atlas Amendment on May 16, 2016.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. The recitals above are hereby incorporated as if fully set forth herein.

SECTION 2. The ± 5.3 acre parcel of real property generally located south of the southwest corner of Western Avenue and Third Avenue, as shown in Application PL-16-0005 (the “Property”), as more particularly described and depicted on Exhibit A, attached hereto and incorporated herein by reference, is hereby rezoned from Urban Residential (R1-6) to Multi-Family Residential (R-4).

SECTION 3. If any provision of this Ordinance is for any reason held by any court of competent jurisdiction to be unenforceable, such provision or portion hereof shall be deemed separate, distinct and independent of all other provisions and such holding shall not affect the validity of the remaining portions of this Ordinance.

SECTION 4. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to execute all documents and take all steps necessary to carry out the purpose and intent of this Ordinance.

PASSED AND ADOPTED by the Council of the City of Avondale, May 16, 2016.

Kenneth N. Weise, Mayor

ATTEST:

Carmen Martinez, City Clerk

APPROVED:

Andrew J. McGuire, City Attorney

EXHIBIT A
TO
ORDINANCE NO. 1606-516

[Legal Description and Map]

See following pages.



Application PL-16-0005



Subject Property



LEGAL DESCRIPTION FOR ZONING PURPOSES

A portion of TRACT "C" of the Plat of AVONDALE REPLATTED, recorded in Book 33 of Maps, Page 34, records of Maricopa County, Arizona, and a portion of the Northwest quarter of Section 15, Township 1 North, Range 1 West of the Gila and Salt River Base and Meridian, Maricopa County, Arizona, being more particularly described as follows;

COMMENCING at the North quarter corner of said Section 15, monumented with a brass cap in handhole, which bears South 88 degrees 21 minutes 00 seconds East 2635.08 feet from the Northwest corner of said Section 15, monumented with a brass cap in handhole as shown on said Record of Survey recorded in Book 1077 of Maps, Page 47, records of Maricopa County, Arizona;

Thence along the North line of said Northwest quarter, North 88 degrees 21 minutes 00 seconds West 938.86 feet to a point at the intersection of Western Avenue and 3rd Avenue as shown on said Record of Survey;

Thence along the centerline of 3rd Avenue as shown on said Record of Survey, South 00 degrees 00 minutes 09 seconds West 944.63 feet to a point on the Easterly prolongation of the the North line of the South 247.60 feet of the North 1015.41 feet of said Tract "C", said point being the POINT OF BEGINNING;

Thence continuing along said centerline of 3rd Avenue, South 00 degrees 00 minutes 09 seconds West 607.00 feet to a point on the Easterly prolongation of that parcel described in Special Warranty Deed No. 2015-0187222, records of Maricopa County, Arizona;

Thence along last said line and the North line of said Special Warranty Deed, South 89 degrees 39 minutes 23 seconds West 377.46 feet to a point on the West line of said Tract "C", said point being the Northwest corner of that parcel described in said Special Warranty Deed;

Thence along said West line, North 00 degrees 01 minutes 54 seconds West 619.05 feet to a point on the North line of the South 247.60 feet of the North 1015.41 feet of said Tract "C";

Thence along said North line and its Easterly prolongation, South 88 degrees 30 minutes 57 seconds East 377.95 feet to the POINT OF BEGINNING.

Comprising 5.315 acres or 231502 square feet, subject to all easements of record.



JOB NO.: 151202
SECTION: 15
TOWNSHIP: 1 NORTH
RANGE: 1 WEST
DATE: FEBRUARY 9, 2016
SHEET 1 OF 3



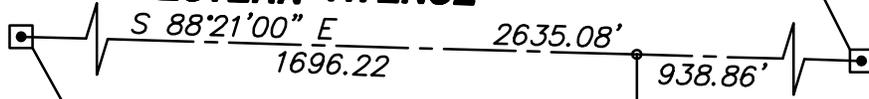
STATEWIDE SERVICE IN ARIZONA
www.alliancelandsurveying.com

7900 N. 70th AVENUE TEL (623) 972-2200
SUITE 104 FAX (623) 972-1616
GLENDALE, AZ 85303

EXHIBIT OF LEGAL DESCRIPTION FOR ZONING PURPOSES

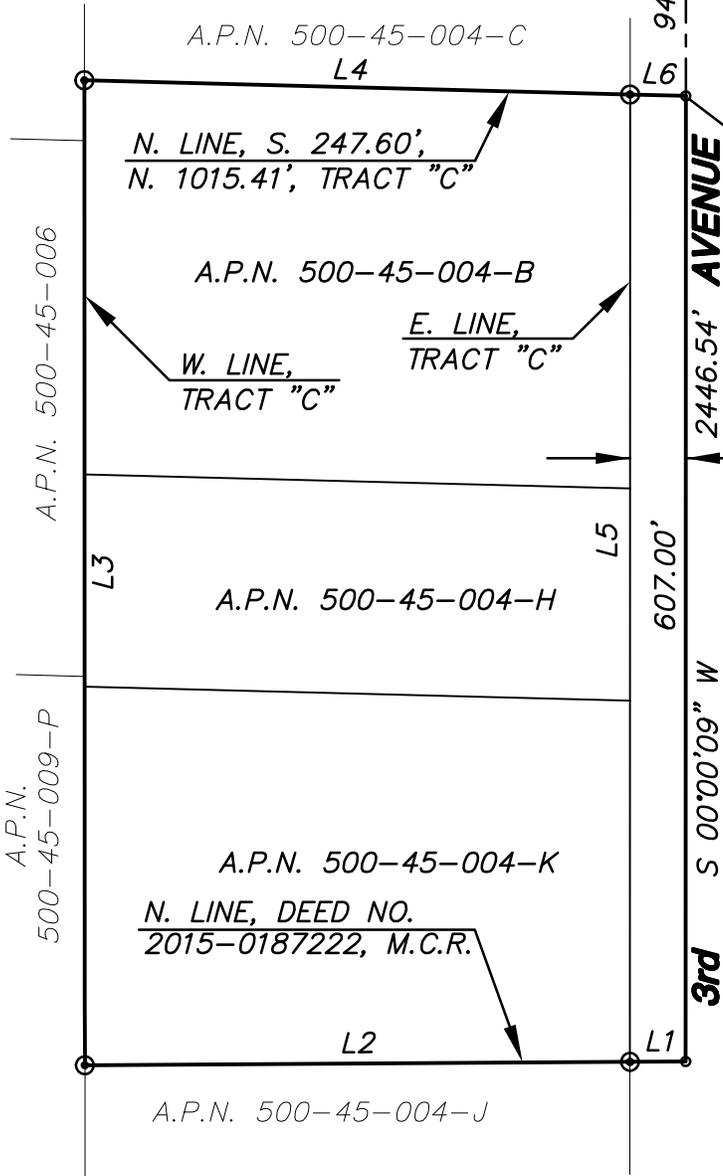
N. 1/4, COR., SEC.
15 - POINT OF
COMMENCEMENT

WESTERN AVENUE



NW. COR.,
SEC. 15

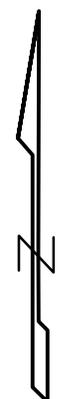
LINE	BEARING	DISTANCE
L1	S 89°39'23" W	35.00'
L2	S 89°39'23" W	342.46'
L3	N 00°01'54" W	619.05'
L4	S 88°30'57" E	342.94'
L5	S 00°00'09" W	608.12'
L6	S 88°30'57" E	35.01'



POINT OF
BEGINNING

LEGEND

- Property Corner
- Property Line
- End Survey Monument



N.T.S.



EXPIRES 3/31/18

JOB NO.: 151202
SECTION: 15
TOWNSHIP: 1 NORTH
RANGE: 1 WEST
DATE: FEBRUARY 9, 2016
SHEET 3 OF 3



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GLENDALE, AZ 85303

CLOSURE REPORT FOR LEGAL DESCRIPTION FOR ZONING PURPOSES

<i>Northing</i>	<i>Easting</i>	<i>Bearing</i>	<i>Distance</i>
5478.353	5142.196		
		S 00°00'09" W	606.999
4871.354	5142.171		
		S 89°39'23" W	377.462
4869.090	4764.715		
		N 00°01'54" W	619.052
5488.142	4764.372		
		S 88°30'57" E	377.951
5478.353	5142.196		

Closure Error Distance > 0.00000
 Total Distance > 1981.464
 Polyline Area: 231502 sq ft, 5.315 acres



JOB NO.: 151202
 SECTION: 15
 TOWNSHIP: 1 NORTH
 RANGE: 1 WEST
 DATE: FEBRUARY 9, 2016
 SHEET 3 OF 3



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 GLENDALE, AZ 85303



CITY COUNCIL AGENDA

SUBJECT:

Resolution 3313-516 - Tentative Budget and
Establishing the Expenditure Limitation for FY
2016-2017

MEETING DATE:

5/16/2016

TO: Mayor and Council**FROM:** Abbe Yacoben, Finance and Budget Director**THROUGH:** David Fitzhugh, City Manager**PURPOSE:**

The City Council will adopt a resolution, setting forth the fiscal year 2016-2017 tentative budget and establish the City's annual expenditure limitation in the amount of \$204,012,519.

BACKGROUND:

On April 11, 18 and 25, 2016, the City Manager presented his recommended budget to the Mayor and Council for the 2016-2017 fiscal year. The initial estimates of revenues and expenditures are posted on the City's website as required by A.R.S. 42-17103.

The City Manager's initial expenditure proposal totaled \$196,361,439. The City Manager also recommended supplemental requests be added to the budget totaling \$9,130,740 including a compensation package totaling \$1,089,450. The budget proposal also included increases in retirement system contributions and the addition of 13.5 authorized positions.

In conformance with State law and the City Charter, the tentative budget must be adopted prior to the third Monday in July. The adoption of the tentative budget will set the maximum limit of expenditures for fiscal year 2016-2017. The total budget may be reduced prior to final adoption, but cannot be increased.

DISCUSSION:

The combined operating and capital budget for fiscal year 2016-2017, as adjusted, totals \$204,012,519. Total revenues anticipated for fiscal year 2016-2017 are \$180,038,112, including property taxes and bond proceeds, but excluding transfers. Fund balances will be utilized for one-time expenditures, carryover requests and capital projects.

Supplemental requests included in the Tentative Budget total \$8,811,710, including compensation. The compensation package funding of \$1,089,450 covers a 4.0% merit-based adjustment for employees and no increase in medical benefits. The City Manager recommended supplemental requests were reduced by a net of \$319,030 (Electricity and Court Clerk III).

Carryover appropriation is used for projects or purchases that were planned for the current year but will not be completed until next fiscal year. Since appropriations lapse on June 30, this appropriation must be included in the tentative budget to ensure the spending authority is included in the maximum limit. Carryover requests total \$22,795,882 most of which are needed to complete

capital projects. This amount may decrease after actual expenditures have been analyzed and the 2015-2016 fiscal year is closed. The adjustments from the initial budget estimates are summarized in the following table.

Original Council Workbook		205,492,179
Court Clerk III	JCEF Fund-227	58,970
Electricity	Water Fund-501	(378,000)
Contributions Assistance	General Fund-101	20,000
ST 1328-McDowell Road ITS	Streets Fund-304	(800,000)
ST 1336-Fairway Drive Improvements	Streets Fund-304	(435,300)
TMP 9178-McDowell/RSF Improvements	Streets Fund-304	75,000
TMP 9259-Dysart Rd. Phase II ITS	Streets Fund-304	62,000
Senior Nutrition Vehicle Carryover	Senior Nutrition-202	32,800
Total Changes		(1,364,530)
Conversion of Supplementals to Budget Items		(115,130)
Adjusted Budget for Tentative		204,012,519

Each year with the final budget adoption, the Council also considers the City's fee resolution which establishes the fees for the fiscal year. Attached for informational purposes is the proposed fee schedule for review. A summary of changes is included at the end of the schedule. Notice of fee changes, as required by A.R.S. §9-499.15, has been posted on the City's website.

The tentative budget is presented on the forms developed by the Auditor General in conformance with A.R.S. §42-17101. The forms include a summary of the City's budget on the following schedules:

Schedule A- Summary Schedule of Estimated Revenues and Expenditures/Expenses

Schedule B- Tax Levy and Tax Rate Information

Schedule C- Revenues Other Than Property Taxes

Schedule D- Other Financing Sources/<Uses> and Interfund Transfers

Schedule E- Expenditures/Expenses by Fund

Schedule F- Expenditures/Expenses by Department

Schedule G- Full-Time Employees and Personnel Compensation

A summary of the tentative budget and a notice of public hearing on the budget and property tax levy will be published as required by A.R.S. 42-17103. The following list shows the timeline for all actions required for formal adoption of the City's annual budget:

- May 16 Adopt tentative budget
- June 1 1st publication of tentative budget
- June 8 2nd publication of tentative budget
- June 20 Hold public hearing on budget and property tax levy. Convene special meeting adopt final budget.
- July 11 Adopt property tax levy

RECOMMENDATION:

Staff recommends that Council adopt a resolution setting forth the fiscal year 2016-2017 tentative budget and authorize staff to proceed with the required publication process.

ATTACHMENTS:

Description

[FY 2016-2017 Fee Schedule](#)

[Changes to the FY 2016-2017 Fee Schedule](#)

[Resolution 3313-516](#)

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
General Fees			
Fee			
Certification of Documents	\$5.00	Per Packet	Res. 3121-613
Flash/Thumb Drive	\$5.00 - \$25.00	Each/Per Size	Res. 3121-613
Self Service Copy Machine	\$0.25 - \$1.00	Per Page	Res. 3121-613
Web/Phone Payment Processing Fee	\$1.50	Per Transaction	Res. 3121-613
Annexation	\$4,000.00	Deposit	Res. 3121-613
Copies	\$0.25	Per Page	Res. 3121-613
Copies - Color	\$1.25	Per Page	Res. 3121-613
Copies - Information CD	\$5.00	Each	Res. 3121-613
Fire Records Report	\$5.00	Per Report	Res. 3121-613
Notary	\$2.00	Per Signature	Res. 3121-613
NSF Check Fee	\$25.00	Each	Res. 3121-613
Recording - General Documents, Governmental Agencies	\$7.00	Per Recording	Res. 3121-613
Recording - Maps and Plats, Governmental Agencies, first sheet	\$14.00	Per Recording	Res. 3121-613
Recording - Maps and Plats, Governmental Agencies, for each sheet after the first	\$10.00	Per Sheet	Res. 3121-613
Recording - General Documents, Governmental Agencies, for each page over 5	\$0.50	Per Page	Res. 3121-613

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
General Fees			
Passport Fee			
Passport - 2 Weeks Expedited Service - available for Passport Books only	\$74.96	Per Application	U.S. D.o.S.
Passport - 3 Weeks Expedited Service	\$60.00	Per Application	U.S. D.o.S.
Passport Book (Age 15 and Under)	\$80.00	Per Application	U.S. D.o.S.
Passport Book (Age 16 & Over)	\$110.00	Per Application	U.S. D.o.S.
Passport Card (Age 15 and Under)	\$15.00	Per Application	U.S. D.o.S.
Passport Card (Age 16 & Over)	\$30.00	Per Application	U.S. D.o.S.
Passport Application Processing	\$25.00	Per Application	Res. 3121-613
Passport Photo Fees	\$13.00	Each	Res. 3121-613
Permits			
Tele-Track	\$100.00	Per Application	MC Sec. 13-14
Tele-Track - Up to four pari-mutuel betting windows	\$500.00	Per Site	MC Sec. 13-14
Tele-Track - Each additional pari-mutuel betting window	\$100.00	Per Site	MC Sec. 13-14
Tele-Track Late Renewal Fee	\$100.00	Per Application	MC Sec. 13-14
Recreation			
Facility Rental	\$100.00	Deposit	Res. 3121-613
Non-Resident			
Facility Rental - Non Resident	\$30.00	Per Hour	Res. 3121-613

Rates & Fees Schedule

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
General Fees			
Recreation			
Resident			
Facility Rental	\$25.00	Per Hour	Res. 3121-613
Planning/Permitting			
Administrative			
Medical Marijuana Dispensary and Cultivation Permit	\$460.00	Each	Res. 3121-613
Zoning Verification Letter	\$130.00	Each	Res. 3121-613
Zoning Interpretation Letter	\$180.00	Each	Res. 3121-613
Manufactured/Modular Building	\$75.00	Each	Res. 3121-613
Seasonal Sales Permit	\$180.00	Per Permit	Res. 3121-613
Administrative Relief (Residential)	\$205.00	Each	Res. 3121-613
Administrative Relief (Commercial)	\$460.00	Each	Res. 3121-613
Appeals	\$305.00	Each	Res. 3121-613
Conditional Use Permit			
Conditional Use Permit	\$1,250.00	Per Permit	Res. 3121-613
CUP Unauthorized Use	\$2,500.00	Each	Res. 3121-613
CUP Extension		50% of current fee	Res. 3121-613
Fee			
Permit to Move a Building (Must also pay applicable building fees)	\$100.00	Per Application	MC Sec. 4-117

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Planning/Permitting			
General Plan & Specific Plan			
Major Text Amendment	\$1,025.00	Each	Res. 3121-613
Minor Text Amendment	\$890.00	Each	Res. 3121-613
Major Map Amendment	\$1,025.00	Each	Res. 3121-613
	\$65.00	Per Acre	Res. 3121-613
Minor Map Amendment	\$890.00	Each	Res. 3121-613
	\$55.00	Per Acre	Res. 3121-613
Miscellaneous			
4th Plan Review		50% of First Review Fee	Res. 3121-613
Development Agreement	\$510.00	Each	Res. 3121-613
Applicant Initiated Continuance	\$510.00	Each	Res. 3121-613
Copies - Full Size (24" x 36")	\$3.00	Per Page	Res. 3121-613
Copies (8.5" x 11")	\$0.25	Per Page	Res. 3121-613
Planner Consultation	\$45.00	Per Hour	Res. 3121-613
Plat/Subdivision/Land Division			
Formation of Maintenance Improvement District	\$15.00	Per Lot	Res. 3121-613
Preliminary Plat	\$1,785.00	Each	Res. 3121-613
	\$9.00	Per Lot	Res. 3121-613
Preliminary Plat Extension		50% of current fee	Res. 3121-613
Preliminary Plat Amendment		50% of current fee	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Planning/Permitting			
Plat/Subdivision/Land Division			
Final Plat	\$995.00	Each	Res. 3121-613
	\$9.00	Per Lot	Res. 3121-613
Final Plat Amendment/Replat		50% of current fee	Res. 3121-613
Minor Land Division	\$460.00	Each	Res. 3121-613
Map of Dedication	\$360.00	Each	Res. 3121-613
Single Family House Product Plan Review	\$25.00	Per Lot	Res. 3121-613
Pre-Application Meeting			
Planner Pre-Application Meeting	\$150.00	Each	Res. 3121-613
Team Pre-Application Meeting	\$300.00	Each	Res. 3121-613
Planner Consultation	\$45.00	Per Hour	Res. 3121-613
Public Notification Fees			
Required Publications		Current WVV Rate Provided by Applicant	Res. 3121-613
Required Postings		Provided by Applicant	Res. 3121-613
Required Property Owner Notifications		Provided by Applicant	Res. 3121-613
Publication			
As-Builts	\$3.00	Per Sheet	Res. 3121-613
	\$5.00	Per Disc	Res. 3121-613
Zoning Ordinance	\$30.00	Each	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Planning/Permitting			
Publication			
Subdivision Ordinance	\$10.00	Each	Res. 3121-613
General Plan	\$30.00	Each	Res. 3121-613
General Plan Map	\$10.00	Each	Res. 3121-613
Specific Area Plans/Other Plans	\$20.00	Each	Res. 3121-613
Zoning Atlas	\$10.00	Each	Res. 3121-613
Development Progress Map	\$20.00	Each	Res. 3121-613
Design Manuals	\$20.00	Each	Res. 3121-613
Design Manual CD	\$10.00	Each	Res. 3121-613
General Engineering Requirements	\$25.00	Each	Res. 3121-613
MAG Supplemental	\$30.00	Each	Res. 3121-613
Documents placed on CD	\$5.00	Each	Res. 3121-613
Rezoning			
Historic Avondale Infill Overlay District	\$500.00	Each	Res. 3121-613
MSED District	\$70.00	Per Acre	Res. 3121-613
	\$1,785.00	Each	Res. 3121-613
Rezoning - Single Family	\$1,070.00	Each	Res. 3121-613
	\$55.00	Per Acre	Res. 3121-613
Rezoning - Multi-family	\$1,070.00	Each	Res. 3121-613
	\$70.00	Per Acre	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Planning/Permitting			
Rezoning			
Rezoning - Non Residential	\$1,425.00	Each	Res. 3121-613
	\$70.00	Per Acre	Res. 3121-613
Rezoning PAD (Commercial/Residential)	\$1,785.00	Each	Res. 3121-613
	\$70.00	Per Acre	Res. 3121-613
Rezoning CC (City Center)	\$1,785.00	Each	Res. 3121-613
	\$70.00	Per Acre	Res. 3121-613
Zoning Ordinance Text Amendment	\$890.00	Each	Res. 3121-613
Overlay District	\$1,250.00	Each	Res. 3121-613
	\$70.00	Per Acre	Res. 3121-613
Overlay District Extension		50% of current fee	Res. 3121-613
PAD Extension or Amendment		50% of current fee	Res. 3121-613
Sign Review			
Permanent Sign (Plan Review Fee + s.f. cost)	\$30.00	Each	Res. 3121-613
Permanent Sign (Electrical; Per Sign)	\$40.00	Each	Res. 3121-613
Permanent Sign (Unauthorized Installation)		Double Applicable Fee	Res. 3121-613
Temporary Sign	\$30.00	Each	Res. 3121-613
Square Foot Cost: 0-31 s.f.	\$70.00	Each	Res. 3121-613
Square Foot Cost: 32-47 s.f.	\$100.00	Each	Res. 3121-613
Square Foot Cost: 48+ s.f.	\$155.00	Each	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Rates & Fees Schedule

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Planning/Permitting			
Sign Review			
Comprehensive Sign Package	\$510.00	Each	Res. 3121-613
Sign Permit Renewal	\$5.00	Per Permit	MC Sec. 4-137
Site Plan/Design Review			
Site Plan/Design Review	\$1,375.00	Each	Res. 3121-613
	\$50.00	Per Acre	Res. 3121-613
Site Plan/DR Amendment/Extension		50% of current fee	Res. 3121-613
Design Review Waiver	\$75.00	Each	Res. 3121-613
Variance			
Variance - Residential	\$205.00	Each	Res. 3121-613
Variance - Non Residential	\$1,070.00	Each	Res. 3121-613
Un-authorized Construction/Installation		Double plan fee	Res. 3121-613
Development Fees - 20% subsidy (up to maximum City subsidy of \$2 million) continued in FY2016-17			
Development Fee - Fire Facilities			
Residential - Single Unit	\$607.00	Per Dwelling Unit	Res. 26-10
Residential - 2+ Unit	\$501.00	Per Dwelling Unit	Res. 26-10
Nonresidential - Commercial	\$0.62	Per Square Foot	Res. 26-10
Nonresidential - Office	\$0.18	Per Square Foot	Res. 26-10
Nonresidential - Industrial	\$0.10	Per Square Foot	Res. 26-10

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Development Fees - 20% subsidy (up to maximum City subsidy of \$2 million) continued in FY2016-17			
Development Fee - General Government			
Residential - Single Unit	\$357.00	Per Dwelling Unit	Res. 26-40
Residential - 2+ Unit	\$295.00	Per Dwelling Unit	Res. 26-40
Nonresidential - Commercial	\$0.37	Per Square Foot	Res. 26-40
Nonresidential - Office	\$0.10	Per Square Foot	Res. 26-40
Nonresidential - Industrial	\$0.06	Per Square Foot	Res. 26-40
Development Fee - Library Facilities			
Residential - Single Unit	\$179.00	Per Dwelling Unit	Res. 26-40
Residential - 2+ Unit	\$148.00	Per Dwelling Unit	Res. 26-40
Nonresidential - Commercial	\$0.18	Per Square Foot	Res. 26-40
Nonresidential - Office	\$0.05	Per Square Foot	Res. 26-40
Nonresidential - Industrial	\$0.03	Per Square Foot	Res. 26-40
Development Fee - Parks and Recreation Facilities			
Residential - Single Unit	\$796.00	Per Dwelling Unit	Res. 26-70
Residential - 2+ Unit	\$658.00	Per Dwelling Unit	Res. 26-70
Nonresidential - Commercial	\$0.82	Per Square Foot	Res. 26-70
Nonresidential - Office	\$0.24	Per Square Foot	Res. 26-40
Nonresidential - Industrial	\$0.13	Per Square Foot	Res. 26-40

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Development Fees - 20% subsidy (up to maximum City subsidy of \$2 million) continued in FY2016-17			
Development Fee - Police Facilities			
Residential - Single Unit	\$499.00	Per Dwelling Unit	MC Sec. 26-01
Residential - 2+ Unit	\$412.00	Per Dwelling Unit	MC Sec. 26-01
Nonresidential - Commercial	\$0.51	Per Square Foot	MC Sec. 26-01
Nonresidential - Office	\$0.15	Per Square Foot	MC Sec. 26-01
Nonresidential - Industrial	\$0.08	Per Square Foot	MC Sec. 26-01
Development Fee - Street Facilities			
Residential - Single Unit	\$2,945.00	Per Dwelling Unit	Res. 26-30
Residential - 2+ Unit	\$2,058.00	Per Dwelling Unit	Res. 26-30
Nonresidential - Commercial	\$3.66	Per Square Foot	Res. 26-30
Nonresidential - Office	\$1.58	Per Square Foot	Res. 26-30
Nonresidential - Industrial	\$1.00	Per Square Foot	Res. 26-30
Development Fee - Wastewater Facilities			
Residential	\$7,673.00	Per Dwelling Unit	Res. 26-21
Displacement - 1.00 Capacity Ratio	\$7,673.00	Per .75 Inch Meter	Res. 26-21
Displacement - 1.70 Capacity Ratio	\$12,814.00	Per 1.00 Inch Meter	Res. 26-21
Displacement - 3.30 Capacity Ratio	\$25,551.00	Per 1.50 Inch Meter	Res. 26-21
Displacement - 5.30 Capacity Ratio	\$40,898.00	Per 2.00 Inch Meter	Res. 26-21
Compound - 11.00 Capacity Ratio	\$81,873.00	Per 3.00 Inch Meter	Res. 26-21
Compound - 17.00 Capacity Ratio	\$127,912.00	Per 4.00 Inch Meter	Res. 26-21

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Development Fees - 20% subsidy (up to maximum City subsidy of \$2 million) continued in FY2016-17			
Development Fee - Wastewater Facilities			
Compound - >17.00 Capacity Ratio	\$255,748.00	Per 6.00 Inch Meter	Res. 26-21
Development Fee - Water Facilities			
Residential	\$4,651.00	Per Dwelling Unit	Res. 26-20
Displacement - 1.00 Capacity Ratio	\$4,651.00	Per .75 Inch Meter	Res. 26-20
Displacement - 1.70 Capacity Ratio	\$7,767.00	Per 1.00 Inch Meter	Res. 26-20
Displacement - 3.30 Capacity Ratio	\$15,488.00	Per 1.50 Inch Meter	Res. 26-20
Displacement - 5.30 Capacity Ratio	\$24,790.00	Per 2.00 Inch Meter	Res. 26-20
Compound - 11.00 Capacity Ratio	\$49,627.00	Per 3.00 Inch Meter	Res. 26-20
Compound - 17.00 Capacity Ratio	\$77,533.00	Per 4.00 Inch Meter	Res. 26-20
Compound - >17.00 Capacity Ratio	\$155,021.00	Per 6.00 Inch Meter	Res. 26-20
Fire Fees			
Fines - Civil - Initial Assessment			
Violation of the Fire Code	\$250.00		MC Sec. 10-42
Fines - Criminal			
Failure to Obey Stop Work Order		Up to \$2,500 Per Violation	MC Sec. 10-42
Violation of the Fire Code		up to \$2,500 Per Violation	MC Sec. 10-42
Fire Plan Review			
Administrative Fee	\$50.00	Per Occurrence	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Fire Fees			
Fire Plan Review			
Outsource Review Fee		Actual Cost Per Review	Res. 3121-613
Plan Review Fee	\$100.00	Per Hour	Res. 3121-613
Submittal Fee	\$200.00	Per Permit	Res. 3121-613
Other Fire Code - Expedited plan review (based on staff availability)		Double Review Fee	Res. 3121-613
Other Fire Code - Revision to previously reviewed plan (one hour minimum)	\$100.00	Per Hour	Res. 3121-613
Other Fire Code - Fire Marshal review of alternative materials and methods request(one hour minimum)	\$100.00	Per Hour	Res. 3121-613
Other Fire Code - Fire Marshal review of technical assistance request (one hour minimum)	\$100.00	Per Hour	Res. 3121-613
Other Fire Code - Fire Marshal Review of Code Modification request	\$100.00	Per Hour	Res. 3121-613
Inspection			
Fee to conduct inspection for facilities licensed by the State of Arizona	\$100.00	Per Inspection	Res. 3121-613
Stop Work Order Inspection	\$250.00	Per Occurance	Res. 3121-613
Other Fire Code - After hours inspections (four hour minimum)	\$100.00	Per Hour	Res. 3121-613
Other Fire Code - Standby personnel (two hour minimum) (OT \$75.00hr)	\$50.00	Per Hour	Res. 3121-613
Other Fire Code - Standby personnel (Overtime)	\$75.00	Per Overtime Hour	Res. 3121-613

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Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Fire Fees			
Inspection			
Other Fire Code - Re-inspection fee	\$100.00	Per Occurance	Res. 3261-615
Other Fire Code - Additional Inspections (two hour minimum)	\$50.00	Per Hour	Res. 3121-613
Permits			
Temporary Use and Operational - Temporary fire protection water supply (maximum 120 days)	\$200.00	Per Permit	Res. 3121-613
Annual fee to store, transport on-site, dispense, use or handle hazardous materials in T105.6.21	\$300.00	Per Permit	Res. 3121-613
Annual Operational Permit	\$200.00	Per Permit	Res. 3121-613
Temporary Use - Amusement Building - 30 Days	\$200.00	Per Permit	Res. 3121-613
Temporary Use - Blasting site operations (each 30 day period)	\$250.00	Per Permit	Res. 3121-613
Temporary Use - Carnival, Fair, Circus, Haunt or other Public Special Event - 30 Days	\$300.00	Per Permit	Res. 3261-615
Temporary Use - Consumer Fireworks retail sales - 30 Days	\$300.00	Per Permit	Res. 3121-613
Temporary Use - Each additional tent, canopy, or membrane structure	\$100.00	Per Permit	Res. 3121-613
Temporary Use - Exhibits and Trade Show	\$100.00	Per Permit	Res. 3121-613
Temporary Use - Fireworks Display - each new location	\$300.00	Per Permit	Res. 3121-613
Temporary Use - Fireworks Display - repeat location previously approved	\$200.00	Per Permit	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Fire Fees			
Permits			
Temporary Use - Flame Effects	\$250.00	Per Permit	Res. 3121-613
Temporary Use - Fuel Tank & Dispensing	\$100.00	Per Permit	Res. 3121-613
Temporary Use - LP Gas - Construction site use of containers over 100 lbs.	\$100.00	Per Permit	Res. 3121-613
Temporary Use - LP Gas - public special event use of containers over 40 lbs.	\$50.00	Per Permit	Res. 3121-613
Temporary Use - Motor Vehicle Fueling from Tank Vehicles	\$200.00	Per Permit	Res. 3121-613
Temporary Use - Open burning or bon fires	\$50.00	Per Permit	Res. 3121-613
Temporary Use - Pyrotechnics Display	\$250.00	Per Permit	Res. 3121-613
Temporary Use - Single tent, canopy or membrane structure installation	\$200.00	Per Permit	Res. 3121-613
Temporary Use - Temporary fire apparatus access road (maximum 120 days)	\$1,000.00	Per Permit	Res. 3121-613
Carbon Dioxide Systems	\$200.00		Res. 3121-613
Fire Alarm, Detection & Notification System - Modification, fire alarm control panel replacement	\$200.00		Res. 3261-615
Temporary Use - Consumer Fireworks Wholesale Distribution and/or Storage - 30 Days	\$900.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - New Installation under 5,000 sq.ft.	\$300.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - New Installation 5,001 - 10,000 sq. ft.	\$400.00	Per Permit	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Fire Fees			
Permits			
Fire Alarm, Detection & Notification System - New Installation 10,001 - 50,000 sq.ft.	\$600.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - New Installation 50,001 - 100,000 sq. ft.	\$900.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - New Installation 100,001 - 150,000 sq.ft.	\$1,200.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - New Installation over 150,000 sq. ft.	\$1,500.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - Modification (including TI), 1-5 devices	\$100.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - Modification (including TI), 6-20 devices	\$200.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - Modification (including TI), 21-50 devices	\$400.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - Modification (including TI), over 50 devices	\$500.00	Per Permit	Res. 3121-613
Fire Alarm, Detection & Notification System - Modification, wireless transmitter - new or replacement or radio unit	\$200.00	Per Permit	Res. 3261-615
Fire Alarm, Detection & Notification System - Modification, connection to access-controlled egress doors or delayed egress locks	\$200.00	Per Permit	Res. 3261-615
Automatic Fire Sprinkler System - New installation under 10,000 sq. ft.	\$300.00	Per Permit	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Fire Fees			
Permits			
Automatic Fire Sprinkler System - New installation 10,001 - 52,000 sq. ft.	\$400.00	Per Permit	Res. 3121-613
Automatic Fire Sprinkler System - New installation 52,001 - 104,000 sq. ft.	\$800.00	Per Permit	Res. 3121-613
Automatic Fire Sprinkler System - New installation over 104,001 sq. ft.	\$1,200.00	Per Permit	Res. 3121-613
Automatic Fire Sprinkler System - Modification (including TI), 1 - 20 sprinklers	\$100.00	Per Permit	Res. 3121-613
Automatic Fire Sprinkler System - Modification (including TI), 21 - 100 sprinklers	\$200.00	Per Permit	Res. 3121-613
Automatic Fire Sprinkler System - Modification (including TI), 101 - 500 sprinklers	\$300.00	Per Permit	Res. 3121-613
Automatic Fire Sprinkler System - Modification (including TI), over 500 sprinklers	\$400.00	Per Permit	Res. 3121-613
Automatic Fire Sprinkler System - 13 D Residential - New installation or modification	\$100.00	Per Permit	Res. 3121-613
Alternative Fire-Extinguishing System - New installation: water, foam, CO2, clean agent, halon, chemical, etc.	\$200.00	Per Permit	Res. 3121-613
Alternative Fire-Extinguishing System - New installation commercial cooking - single system	\$150.00	Per Permit	Res. 3121-613
Alternative Fire-Extinguishing System - Each additional system installed at the same time	\$100.00	Per Permit	Res. 3121-613
Alternative Fire-Extinguishing System - Modification to any alternative fire system	\$100.00	Per Permit	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Fire Fees			
Permits			
Standpipe - New Installation	\$200.00	Per Permit	Res. 3121-613
Standpipe - Modification	\$100.00	Per Permit	Res. 3121-613
Fire Pump - New Installation	\$500.00	Per Permit	Res. 3121-613
Fire Pump - Modification (minimum one hour)	\$100.00	Per Permit	Res. 3121-613
Private Fire Protection Water Supply - New installation - Private fire protection water supply system	\$200.00	Per Permit	Res. 3121-613
Private Fire Protection Water Supply - Modification to private fire protection water supply system (includes private underground fireline)	\$100.00	Per Permit	Res. 3121-613
Private Fire Protection Water Supply - Fire flow test (not related to sprinkler system design)	\$100.00	Per Permit	Res. 3121-613
Fire Department Access - Modification - Interior/private fire apparatus access road	\$100.00	Per Permit	Res. 3121-613
Fire Department Access - New installation - Fire lane marking	\$100.00	Per Permit	Res. 3121-613
Fire Department Access - New installation - Address directory	\$100.00	Per Permit	Res. 3121-613
Fire Department Access - New installation - Fire apparatus automatic access gate (each)	\$100.00	Per Permit	Res. 3121-613
Fire Department Access - New installation - Fire apparatus manual access gate (each)	\$100.00	Per Permit	Res. 3121-613
Fire Department Access - New installation - Firefighter access walkway gate (each gate)	\$100.00	Per Permit	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Fire Fees			
Permits			
Fire Department Access - New installation - Fire access equipment (key box, key switch, padlock)	\$0.00	Per Permit	Res. 3121-613
Fire Department Access - Modification to each fire department access items (except key box, key switch, padlock)	\$100.00	Per Hour	Res. 3121-613
Flammable and combustible liquid tanks - New installation tank	\$200.00	Per Permit	Res. 3121-613
Flammable and combustible liquid tanks - Each additional tank installed	\$100.00	Per Permit	Res. 3121-613
Flammable and combustible liquid tanks - Modification	\$100.00	Per Permit	Res. 3121-613
Flammable and combustible liquid tanks - Removal	\$100.00	Per Permit	Res. 3121-613
Flammable and combustible liquid tanks - Each additional tank removed at same time	\$50.00	Per Permit	Res. 3121-613
Flammable and combustible liquid tanks - New installation >120 gal. part of emergency/standby power	\$100.00	Per Permit	Res. 3121-613
Hazardous Materials - HMIS Assessment (minimum one hour)	\$100.00	Per Hour	Res. 3121-613
Hazardous Materials - HMMP Assessment (minimum one hour)	\$100.00	Per Hour	Res. 3121-613
Hazardous Materials - New installation - HazMat container, tank or process	\$200.00	Per Review	Res. 3121-613
Hazardous Materials - Each additional container, tank, or process installed at the same time	\$100.00	Per Review	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Fire Fees			
Permits			
Hazardous Materials - Modification (minimum one hour)	\$100.00	Per Hour	Res. 3121-613
L-P Gas - New installation - Prefilled portable cylinders for consumer exchange	\$100.00	Per Permit	Res. 3121-613
L-P Gas - New installation - Storage containers awaiting use or resale	\$200.00	Per Permit	Res. 3121-613
L-P Gas - New installation - L-P gas system	\$300.00	Per Permit	Res. 3121-613
Spraying, Dipping or Powder - New installation - Spray room, dip tank, or booth	\$250.00	Per Permit	Res. 3121-613
Spraying, Dipping or Powder- Modification (minimum one hour)	\$100.00	Per Permit	Res. 3121-613
Compressed Gases - New installation - Under 400 lbs.	\$150.00	Per Permit	Res. 3121-613
Compressed Gases - New installation - Over 400 lbs.	\$300.00	Per Permit	Res. 3121-613
Compressed Gases - Modification	\$100.00	Per Permit	Res. 3121-613
Other Fire Code - High-piled storage plan	\$100.00	Per Permit	Res. 3121-613
Other Fire Code - Firefighter air system (FAS)	\$300.00	Per Permit	Res. 3121-613
Other Fire Code - Public safety radio amplification system	\$300.00	Per Permit	Res. 3121-613
Other Fire Code - Work commencing before permit issuance		Double Permit Fee	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Engineering Fees			
Engineering Plan Review			
GER Standards Deviation Application Processing Fee	\$125.00	Per Application	Res. 3121-613
GER Standards Deviation Application Review Fee	\$200.00	Per Hour	Res. 3121-613
Mass Grading Plan	\$375.00	Per Sheet	Res. 3121-613
Grading & Drainage Plan	\$375.00	Per Sheet	Res. 3121-613
Offsite Paving Plan	\$375.00	Per Sheet	Res. 3121-613
Improvement Plans (commercial)	\$375.00	Per Sheet	Res. 3121-613
Paving & Storm Drain Plan	\$375.00	Per Sheet	Res. 3121-613
Water Plan	\$375.00	Per Sheet	Res. 3121-613
Sewer Plan	\$375.00	Per Sheet	Res. 3121-613
Striping & Signing Plan	\$375.00	Per Sheet	Res. 3121-613
Streetlight Plan	\$375.00	Per Sheet	Res. 3121-613
Traffic Signal Plan	\$375.00	Per Sheet	Res. 3121-613
Building Plan Review	\$120.00	Per Hour	Res. 3121-613
Third Review Plans	\$375.00	Per Sheet	Res. 3121-613
Fourth and Subsequent Review of Plans	\$475.00	Per Sheet	Res. 3121-613
Drainage Report	\$120.00	Per Hour	Res. 3121-613
Geo Tech Report (soils, paving, etc.)	\$120.00	Per Hour	Res. 3121-613
Water Report	\$120.00	Per Hour	Res. 3121-613
Sewer Report	\$120.00	Per Hour	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Engineering Fees			
Engineering Plan Review			
Traffic Impact Study	\$120.00	Per Hour	Res. 3121-613
Supplemental Report	\$120.00	Per Hour	Res. 3121-613
Third Review Reports	\$120.00	Per Hour	Res. 3121-613
Fourth and Subsequent Review of Reports	\$200.00	Per Hour	Res. 3121-613
Storm Water Pollution Prevention Plan (SWPPP) Report	\$120.00	Per Hour	Res. 3121-613
Water Pollution Control Drawings (WPCD)	\$375.00	Per Sheet	Res. 3121-613
Other	\$375.00	Per Sheet	Res. 3121-613
Fee			
Copies - Non Standard Sizes (Plans, Maps, other)	\$3.00	Per Sheet	Res. 3121-613
Streetlight Repair/Replacement	\$100.00	Per Hour; Minimum 2 Hours	Res. 3121-613
Streetlight Shield Installation	\$100.00		Res. 3121-613
Traffic Sign/Signal Repair/Replacement	\$100.00	Per Hour; Minimum 2 Hours	Res. 3121-613
Inspection			
After Business Hours & Green Friday Inspections (2-Hr min.)	\$120.00	Per Hour	Res. 3121-613
Second and subsequent re-inspections required for failure to correct deficiencies	\$120.00	Per Hour	Res. 3121-613
Permits			
Traffic Control Plan (TCP) Change Review Fee	\$50.00	each	Res. 3121-613

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Engineering Fees			
Permits			
Traffic Control Plan (TCP) Review Fee	\$125.00	each	Res. 3121-613
Grading - All	\$200.00	Base Fee + SY (Fee Below)	Res. 3121-613
Grading - Less than 5 acres	\$0.05	Square Yard	Res. 3121-613
Grading - 5 - 20 acres	\$0.04	Square Yard	Res. 3121-613
Grading - Greater than 20 acres	\$0.03	Square Yard	Res. 3121-613
Drainage - Storm Sewer Pipe	\$1.25	Linear Foot	Res. 3121-613
Drainage - Storm Sewer Manholes	\$70.00	Each	Res. 3121-613
Drainage - Underground Storm Water Ret Pipe	\$2.00	Linear Foot	Res. 3121-613
Drainage - Drywell	\$100.00	Each	Res. 3121-613
Drainage - Spillway	\$50.00	Each	Res. 3121-613
Drainage - Rip Rap	\$3.00	Cubic Yard	Res. 3121-613
Drainage - Curb Opening	\$25.00	Each	Res. 3121-613
Irrigation Pipe	\$1.25	Linear Feet	Res. 3121-613
Irrigation Manhole/Structure	\$75.00	Each	Res. 3121-613
Sanitary Sewer - Main Line Pipe	\$1.30	Linear Foot	Res. 3121-613
Sanitary Sewer - Service Line Pipe	\$0.90	Linear Foot	Res. 3121-613
Sanitary Sewer - Manhole	\$80.00	Each	Res. 3121-613
Sanitary Sewer - Drop Connection	\$50.00	Each	Res. 3121-613
Sanitary Sewer - Cleanouts; Mains & Service Lines	\$50.00	Each	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Engineering Fees			
Permits			
Sanitary Sewer - Sewer Tap	\$75.00	Each	Res. 3121-613
Sanitary Sewer - Pipe Connection	\$75.00	Each	Res. 3121-613
Sanitary Sewer - Pipe Encasement	\$25.00	Linear Foot	Res. 3121-613
Sanitary Sewer - Utility Adjustment (On-Site)	\$15.00	Each	Res. 3121-613
Water - Water Main Line	\$1.20	Linear Foot	Res. 3121-613
Water - Water Service Line	\$1.00	Linear Foot	Res. 3121-613
Water - Tapping Sleeve	\$115.00	Each	Res. 3121-613
Water - Mainline/Lateral/FH Valve	\$35.00	Each	Res. 3121-613
Water - Water Valve or ARV MH Vault	\$65.00	Each	Res. 3121-613
Water - Fire Line	\$1.20	Linear Foot	Res. 3121-613
Water - Fire Hydrants	\$45.00	Each	Res. 3121-613
Water - Blow Off/Tapped Cap	\$25.00	Each	Res. 3121-613
Water - Meter Box	\$25.00	Each	Res. 3121-613
Water - Backflow Preventer (Up to 3-in.)	\$60.00	Each	Res. 3121-613
Water - Backflow Preventer (3-in. & Greater)	\$90.00	Each	Res. 3121-613
Water - Water Line Connection	\$65.00	Each	Res. 3121-613
Water - Utility Adjustment (On-Site)	\$15.00	Each	Res. 3121-613
Utilities - Open Trench (R/W) Paved	\$1.00	Linear Foot	Res. 3121-613
Utilities - Open Trench (R/W) Un-Paved	\$0.45	Linear Foot	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Engineering Fees			
Permits			
Utilities - Boring Only	\$0.30	Linear Foot	Res. 3121-613
Utilities - Bore/Splice Pit	\$50.00	Each	Res. 3121-613
Utilities - Pothole	\$50.00	Each	Res. 3121-613
Concrete Structures - Catch Basins & Headwalls	\$70.00	Each	Res. 3121-613
Concrete Structures - Scuppers	\$70.00	Each	Res. 3121-613
Concrete Structures - Box Culvert (% of Estimated Construction Cost)		4% of Cost	Res. 3121-613
Concrete - Sidewalk	\$0.15	Square foot	Res. 3121-613
Concrete - 6" Vert Curb & Gutter, Single Curb & Ribbon Curb	\$0.35	Linear Foot	Res. 3121-613
Concrete - Valley Gutter & Apron	\$0.35	Square foot	Res. 3121-613
Concrete - Bus Bay, R Turn Lane	\$0.25	Square Foot	Res. 3121-613
Concrete - Return Type Driveway (Commercial)	\$0.30	Square Foot	Res. 3121-613
Concrete - Sidewalk Ramps	\$50.00	Each	Res. 3121-613
Concrete - Driveway (Non-return Type)	\$75.00	Each	Res. 3121-613
Paving - New Conc. Asphalt Pavement (Full Section in Place)	\$0.60	Square Yard	Res. 3121-613
Paving - Asphalt Concrete Overlay (1 Lift)	\$0.30	Square Yard	Res. 3121-613
Paving - Slurry / Micro Seal	\$0.15	Square Yard	Res. 3121-613
Paving - Utility Adjustments (Offsite)	\$30.00	Each	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Engineering Fees			
Permits			
Paving - Survey Monuments	\$25.00	Each	Res. 3121-613
Paving - Street Signs	\$25.00	Each	Res. 3121-613
Paving - Barricade / Guardrail	\$4.00	Linear Foot	Res. 3121-613
Paving - Striping (4-in Equiv.)	\$0.10	Linear Foot	Res. 3121-613
Paving - Asphalt Pavement Replacement: (Also for Utility Cuts) Area < 100 SY	\$20.00	Square Yard	Res. 3121-613
Paving - Asphalt Pavement Replacement: (Also for Utility Cuts) 100 SY - 700 SY	\$5.00	Square Yard	Res. 3121-613
Paving - Asphalt Pavement Replacement: (Also for Utility Cuts) 700 SY - 1,760 SY	\$1.50	Square Yard	Res. 3121-613
Paving - Asphalt Pavement Replacement: (Also for Utility Cuts) Area > 1,760 SY	\$0.60	Square Yard	Res. 3121-613
Street Lights	\$50.00	Each	Res. 3121-613
Landscaping (ROW Area)	\$0.15	Square Yard	Res. 3121-613
Landscape Backflow Preventer	\$60.00	Each	Res. 3121-613
Unspecified Items - % of Estimated Construction Cost		4%	Res. 3121-613
Dirt Haul Permit	\$100.00	LS	Res. 3121-613
Permit Modification	\$50.00	LS	Res. 3121-613
Renew Expired Permit (With City Approval)	\$150.00	LS	Res. 3121-613
Retaining Walls	\$0.50	Linear Foot	Res. 3121-613
Theme Wall	\$0.05	Linear Foot	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Engineering Fees			
Publication			
GER Manual	\$25.00	Each	Res. 3121-613
MAG Supplement Manual	\$30.00	Each	Res. 3121-613
City Court Fees			
Civil Fines			
Driving on sidewalk	\$208.20	per violation	Res. 3261-615
Emerging from an alley, driveway or building	\$107.00	per violation	Res. 3261-615
Go-peds (motorized skateboards)	\$107.00	per violation	Res. 3261-615
Mechanical raising and lowering devices	\$208.20	per violation	Res. 3261-615
Parking of trucks and trailers	\$107.00	per violation	Res. 3261-615
Parking space for physically disabled persons; prohibition	\$208.20	per violation	Res. 3261-615
Parking, stopping or standing in excess of 24 hours	\$107.00	per violation	Res. 3261-615
Residential no parking	\$107.00	per violation	Res. 3261-615
Stopping, standing or parking prohibitions	\$107.00	per violation	Res. 3261-615
Vehicles displaying for sale signs	\$107.00	per violation	Res. 3261-615
Fee			
Audio/Video Record Duplication Fee	\$17.00	Per Appeal	Res. 3121-613
Civil Traffic Appeal Fee	\$35.00	Per Appeal	Res. 3121-613
Court Copy Rates	\$0.50	Per page	Res. 3121-613

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
City Court Fees			
Fee			
Court Enhancement Fee	\$19.00	Per Case	Res. 3121-613
Default Fee	\$100.00	Per Case	Res. 3121-613
Defensive Driving Diversion Fee	\$115.00	Per Case	Res. 3121-613
NSF Check Fee	\$25.00	Per Check	Res. 3121-613
Failure to Comply Warrant Fee	\$150.00	Per Case	MC Sec. 2425-
Probation Fee (Per Month)	\$65.00	Per Month	MC Sec. 2425-
Fines - Civil - Initial Assessment			
Child Not in Restraint	\$135.00	Per Violation	Res. 3261-615
Control Devices	\$170.00	Per Violation	Res. 3261-615
Control Signal	\$170.00	Per Violation	Res. 3261-615
Driver License Not in Possession	\$135.00	Per Violation	Res. 3261-615
Failure to Control Speed to Avoid a Collision - Accident without serious injury	\$170.00	Per Violation	Res. 3261-615
Failure to Drive Right Side of Roadway	\$170.00	Per Violation	Res. 3261-615
Failure to Get Duplicate Plates	\$135.00	Per Violation	Res. 3261-615
Failure to Report Name/Change of Address	\$135.00	Per Violation	Res. 3261-615
Failure to Stop for Red Light	\$220.00	Per Violation	Res. 3261-615
Insurance Violations	\$142.00 - \$154.00	With valid proof of insurance	Res. 3261-615
	\$955.00	For First Offense	Res. 3261-615

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
City Court Fees			
Fines - Civil - Initial Assessment			
License Plate Display Violation	\$525.00	Per Violation	Res. 3261-615
Motorcycle Between Lanes of Traffic/Driving on Sidewalk	\$170.00	Per Violation	Res. 3261-615
Neighborhood Electric Vehicle Speed Restrictions	\$135.00	Per Violation	Res. 3261-615
No Valid Drivers License/Endorsement	\$135.00	Per Violation	Res. 3261-615
Pedestrian Violations	\$170.00	Per Violation	Res. 3261-615
	\$80.00	Per Violation	Res. 3261-615
Private Property to Avoid Traffic Device	\$170.00	Per Violation	Res. 3261-615
Raise/Lower Vehicle > 15 mph	\$170.00	Per Violation	Res. 3261-615
Registration Card Violation	\$142.00	Per Violation	Res. 3261-615
Registration in County Residence	\$225.00	Per Violation	Res. 3261-615
Registration Violation	\$135.00	Per Violation - upon proof of registration	Res. 3261-615
	\$587.00	Per Violation	Res. 3261-615
Registration Violations	\$135.00	Per Violation	Res. 3261-615
Resident with Out of State Plates	\$587.00	Per Violation	Res. 3261-615
Seat Belt Violations	\$53.50	Per Violation	Res. 3261-615
Speed Less than Reasonable and Prudent	\$170.00	Per Violation	Res. 3261-615
Speed Not to Impede Traffic	\$170.00	Per Violation	Res. 3261-615
Speeding in School Zone/Failure To Stop in School Zone	\$170.00	Per Violation	Res. 3261-615

*Authority: MC Sec. = Municipal Code Section
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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
City Court Fees			
Fines - Civil - Initial Assessment			
Stop Sign/Yield Sign - Stop from Alley	\$170.00	Per Violation	Res. 3261-615
Various - (Failure to have proper mirrors/Load or cover insecure)	\$135.00	Per Violation	Res. 3261-615
Various - (Obstruction of View, Unsafe Backing)	\$170.00	Per Violation	Res. 3261-615
Failure to Appear in Court		Up to \$100 Per Violation	MC Sec. 13-15
Failure to Follow Peddler Permit Requirements		Up to \$2,500 Per Violation	MC Sec. 13-17
Failure to Register Residential Rental Property	\$1,000.00	Per Violation	MC Sec. 15-33
Illegal Sale of Products Containing Ephedrine or Pseudoephedrine		Up to \$2,500 Per Violation	MC Sec. 13-15
Littering in a City Park		Up to \$2,500 Per Violation	MC Sec. 17-14
Spirituos Liquor in a Public Park or Recreational Area; Violation		Up to \$2,500 Per Violation	MC Sec. 17-21
0-9 mph over speed limit	\$220.00	Per Violation	Res. 3261-615
10-15 mph over speed limit	\$240.00	Per Violation	Res. 3261-615
16-20 mph over speed limit	\$255.00	Per Violation	Res. 3261-615
21-29 mph over speed limit	\$310.00	Per Violation	Res. 3261-615
30-39 mph over speed limit	\$393.00	Per Violation	Res. 3261-615
40+ mph or more over speed limit	\$495.00	Per Violation	Res. 3261-615
Various - (Operate unsafe vehicle/Brake Violation)	\$135.00	Per Violation	Res. 3261-615
Vehicle in Bike Path/Lane Stop	\$170.00	Per Violation	Res. 3261-615

*Authority: MC Sec. = Municipal Code Section
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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
City Court Fees			
Fines - Civil - Initial Assessment			
Vio/Flashing Red Stop Signal	\$170.00	Per Violation	Res. 3261-615
Vio/Flashing Yellow Signal	\$170.00	Per Violation	Res. 3261-615
Yield to Pedestrian	\$170.00	Per Violation	Res. 3261-615
Pedestrian Use Sidewalks	\$80.00	Per Violation	Res. 3261-615
Fines - Civil - Initial Assessment in Default			
Child Not in Restraint	\$235.00	Default Violation	Res. 3261-615
Control Devices	\$270.00	Default Violation	Res. 3261-615
Control Signal	\$270.00	Default Violation	Res. 3261-615
Driver License Not in Possession	\$270.00	Default Violation	Res. 3261-615
Failure to Carry Vehicle Registration Card	\$225.00	Default Violation	Res. 3261-615
Failure to Control Speed to Avoid a Collision - Accident without serious injury	\$270.00	Default Violation	Res. 3261-615
Failure to Display Legible Plates	\$225.00	Default Violation	Res. 3261-615
Failure to Drive Right Side of Roadway	\$270.00	Per Violation	Res. 3261-615
Failure to Get Duplicate Plates	\$225.00	Per Violation	Res. 3261-615
Failure to Report Name/Change of Address	\$225.00	Per Violation	Res. 3261-615
Failure to Stop for Red Light	\$320.00	Per Violation	Res. 3261-615
Insurance Violations	\$1,055.00	Per Violation	Res. 3261-615
Motorcycle Between Lanes of Traffic/Driving on Sidewalk	\$270.00	Per Violation	Res. 3261-615

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
City Court Fees			
Fines - Civil - Initial Assessment in Default			
No Current Registration	\$687.00	Per Violation	Res. 3261-615
No Valid Drivers License/Endorsement	\$225.00	Per Violation	Res. 3261-615
Pedestrian Use Sidewalks	\$180.00	Per Violation	Res. 3261-615
Pedestrian Violations	\$180.00	Per Violation	Res. 3261-615
	\$270.00	Per Violation	Res. 3261-615
Private Property to Avoid Traffic Device	\$270.00	Per Violation	Res. 3261-615
Various - (Failure to have proper mirrors/Load or cover insecure)	\$225.00	Per Violation	Res. 3261-615
Various - (Obstruction of View, Unsafe Backing)	\$270.00	Per Violation	Res. 3261-615
Various - (Operate unsafe vehicle/Brake Violation)	\$225.00	Per Violation	Res. 3261-615
Vehicle in Bike Path/Lane Stop	\$270.00	Per Violation	Res. 3261-615
Vio/Flashing Red Stop Signal	\$270.00	Per Violation	Res. 3261-615
Vio/Flashing Yellow Signal	\$270.00	Per Violation	Res. 3261-615
Yield to Pedestrian	\$180.00	Per Violation	Res. 3261-615
Speed Not to Impede Traffic	\$270.00	Per Violation	Res. 3261-615
Speeding in School Zone/Failure To Stop in School Zone	\$270.00	Per Violation	Res. 3261-615
Stop Sign/Yield Sign - Stop from Alley	\$270.00	Per Violation	Res. 3261-615
0-9 mph over speed limit	\$320.00	Per Violation	Res. 3261-615
10-15 mph over speed limit	\$320.00	Per Violation	Res. 3261-615

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
City Court Fees			
Fines - Civil - Initial Assessment in Default			
16-20 mph over speed limit	\$355.00	Per Violation	Res. 3261-615
Raise/Lower Vehicle > 15 mph	\$270.00	Per Violation	Res. 3261-615
Registration Violations	\$225.00	Per Violation	Res. 3261-615
Resident with Out of State Plates	\$687.00	Per Violation	Res. 3261-615
Speed Less than Reasonable and Prudent	\$270.00	Per Violation	Res. 3261-615
Fines - Criminal			
Damaging City Park Property		Up to \$2,500 Per Violation	MC Sec. 17-15
Police Fees			
Fee			
Archived Police Report - CD or Email	\$20.00	Per Report	Res. 3121-613
Archived Rush Police Report - CD or Email	\$40.00	Per Report	Res. 3121-613
Archived Rush Police Report - Every page after 20	\$1.60	Per Page	Res. 3121-613
Archived Rush Police Report - First 20 Pages	\$40.00	Per Report	Res. 3121-613
Body Camera Video for Redacted CD	\$35.00	Per item	Res. 3261-615
Fingerprint Fees - Third set and additional	\$5.00	Per set	Res. 3261-615
Photo Fees for Redacted CD	\$35.00	Per item	Res. 3261-615
Rush Police Report - CD or Email	\$20.00	Per Report	Res. 3121-613
Rush Police Report Printed - Every page after 20	\$0.80	Per Page	Res. 3121-613

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Police Fees			
Fee			
Rush Police Report Printed - First 20 Pages	\$20.00	Per Report	Res. 3121-613
Fingerprint Fees - First 2 Sets	\$15.00	Per Set	Res. 3121-613
Standard Police Report - First 20 Pages	\$5.00	Per Report	Res. 3121-613
Standard Police Report - Every page after 20	\$0.20	Per Page	Res. 3121-613
Archived Police Report - First 20 Pages	\$20.00	Per Report	Res. 3121-613
Archived Police Report - Every page after 20	\$0.80	Per Page	Res. 3121-613
Standard Police Report – CD or Emailed	\$5.00	Per Report	Res. 3121-613
Crime Analysis or Statistical Research	\$30.00	Per Hour	Res. 3121-613
	\$0.20	Per Page	Res. 3121-613
Vehicle Impound Release	\$150.00	Per Vehicle	Res. 3121-613
Audio CD	\$10.00	Each	Res. 3121-613
Audio Recordings That Need to be Transcribed - Minimum of \$10.00	\$2.00	Per Minute	Res. 3121-613
Alarm System Registration	\$25.00	Each	Res. 3121-613
Alarm System Registration Renewal	\$25.00	Each	Res. 3121-613
False Alarm - 3rd Offense	\$150.00	Per Offense	MC Sec. 20-51
False Alarm - 4th Offense	\$200.00	Per Offense	MC Sec. 20-51
False Alarm - 5th Offense and Any Consecutive Offense	\$250.00	Per Offense	MC Sec. 20-51

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Water/Sewer/Sanitation			
Fee			
Penalty for Late Payment and Lien for Unpaid Charges		1.5% of Unpaid Balance	MC Sec. 24-55
Fines - Civil - Initial Assessment			
Violation of the Sanitation Code	\$250.00		MC Sec. 11-20
Fines - Criminal			
Violation of the Sanitation Code		Up to \$2,500 Per Violation	MC Sec. 11-19
Sanitation			
Residential			
Collection of one refuse container weekly and one recyclables weekly and one uncontained monthly	\$20.00	Per Month	Res. 3121-613
Collection of two refuse containers once weekly and one uncontained monthly	\$32.00	Per Month	Res. 3121-613
Collection of one refuse container twice weekly and one uncontained monthly	\$40.00	Per Month	Res. 3121-613
Sewer			
Administrative Fee	\$6.42	Per Bill	MC Sec. 24-11
Residential	\$3.52	Per 1,000 Gallons	MC Sec. 24-11
Multi Family	\$3.52	Per 1,000 Gallons	MC Sec. 24-11
Mobile Home Park	\$3.52	Per 1,000 Gallons	MC Sec. 24-11
Auto Steamcleaning	\$8.58	Per 1,000 Gallons	MC Sec. 24-11
Bakery Wholesale	\$5.41	Per 1,000 Gallons	MC Sec. 24-11

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Water/Sewer/Sanitation			
Sewer			
Bars without Dining	\$2.73	Per 1,000 Gallons	MC Sec. 24-11
Car Wash	\$1.83	Per 1,000 Gallons	MC Sec. 24-11
Department/Retail	\$2.40	Per 1,000 Gallons	MC Sec. 24-11
Hospital and Convalescent	\$2.74	Per 1,000 Gallons	MC Sec. 24-11
Hotel with Dining	\$4.92	Per 1,000 Gallons	MC Sec. 24-11
Hotel without Dining	\$3.05	Per 1,000 Gallons	MC Sec. 24-11
Laundromat	\$2.32	Per 1,000 Gallons	MC Sec. 24-11
Laundry, commercial	\$3.93	Per 1,000 Gallons	MC Sec. 24-11
Markets with Garbage Disposal	\$6.68	Per 1,000 Gallons	MC Sec. 24-11
Mortuaries	\$6.68	Per 1,000 Gallons	MC Sec. 24-11
Professional Office	\$2.16	Per 1,000 Gallons	MC Sec. 24-11
Repair Shop/Service Station	\$2.74	Per 1,000 Gallons	MC Sec. 24-11
Restaurant	\$7.14	Per 1,000 Gallons	MC Sec. 24-11
School and College	\$2.21	Per 1,000 Gallons	MC Sec. 24-11
Sewer Miscellaneous			
Commercial			
Sewer Connection and Installation Fee	\$600.00	Each	MC Sec. 24-89
Mobile Home			
Sewer Connection and Installation Fee	\$300.00	Each	MC Sec. 24-89

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Water/Sewer/Sanitation			
Sewer Miscellaneous			
Multi Family			
Sewer Connection and Installation Fee	\$300.00	Each	MC Sec. 24-89
Outside City Limits			
Sewer Connection and Installation Fee		Double	MC Sec. 24-89
Single Family			
Sewer Connection and Installation Fee	\$300.00	Each	MC Sec. 24-89
Water			
10" Meter	\$887.10	per month	MC Sec. 24-47
8" Meter	\$617.10	per month	MC Sec. 24-47
Administrative Fee	\$3.30	Per Bill	MC Sec. 24-47
Tampering with Water Meter Fine	\$100.00	Per Incident	Res. 3121-613
3/4" Meter Fee	\$7.70	Per Month	MC Sec. 24-47
1" Meter Fee	\$19.30	Per Month	MC Sec. 24-47
1 1/2" Meter Fee	\$38.60	Per Month	MC Sec. 24-47
2" Meter Fee	\$61.70	Per Month	MC Sec. 24-47
3" Meter Fee	\$115.70	Per Month	MC Sec. 24-47
4" Meter Fee	\$192.80	Per Month	MC Sec. 24-47
6" Meter Fee	\$385.70	Per Month	MC Sec. 24-47
Hydrant Meter Fee	\$887.10	Per Month	MC Sec. 24-47

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Water/Sewer/Sanitation			
Water			
Non-Resident			
Usage Charge 0-8,000 Gallons	\$1.69	Per 1,000 Gallons	MC Sec. 24-47
Usage Charge 9,000-12,000 Gallons	\$2.47	Per 1,000 Gallons	MC Sec. 24-47
Usage Charge 13,000+ Gallons	\$3.88	Per 1,000 Gallons	MC Sec. 24-47
Usage Charge Hydrant	\$3.88	Per 1,000 Gallons	MC Sec. 24-47
Residential			
Usage Charge 0-4,000 Gallons	\$1.06	Per 1,000 Gallons	MC Sec. 24-47
Usage Charge 5,000-8,000 Gallons	\$1.69	Per 1,000 Gallons	MC Sec. 24-47
Usage Charge 9,000-12,000 Gallons	\$2.47	Per 1,000 Gallons	MC Sec. 24-47
Usage Charge 13,000+ Gallons	\$3.88	Per 1,000 Gallons	MC Sec. 24-47
Water Meter Fees			
Commercial			
3/4" Meter Installation Fee - City Install	\$550.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
1" Meter Installation Fee - City Install	\$630.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
1 1/2" Meter Installation Fee - City Install	\$850.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
3/4" Meter Installation Fee - Contractor Install	\$540.00	Each	MC Sec. 24-23

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Water/Sewer/Sanitation			
Water Meter Fees			
Commercial			
3/4" Meter Installation Fee - Contractor Install	\$175.00	Additional Paving Repairs	MC Sec. 24-23
1" Meter Installation Fee - Contractor Install	\$620.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
1 1/2" Meter Installation Fee - Contractor Install		Actual Costs plus 10%	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
Outside City Limits			
Meter Installations		Additional 25% on fees by type/size	MC Sec. 24-23
Residential			
3/4" Meter Installation Fee - City Install	\$450.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
1" Meter Installation Fee - City Install	\$530.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
1 1/2" Meter Installation Fee - City Install	\$750.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
3/4" Meter Installation - Contractor Install	\$440.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
1" Meter Installation Fee - Contractor Install	\$520.00	Each	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Water/Sewer/Sanitation			
Water Meter Fees			
Residential			
1 1/2" Meter Installation Fee - Contractor Install		Actual Costs plus 10%	MC Sec. 24-23
	\$175.00	Additional Paving Repairs	MC Sec. 24-23
Water Miscellaneous			
Commercial Water Security Deposit	\$300.00	Each	MC Sec. 1464-
Residential Water Security Deposit - Does Not Reside at Location	\$250.00	Each	MC Sec. 1464-
Residential Water Security Deposit - Resides at Service Location (If Paid in Installments)	\$200.00	Each	MC Sec. 1464-
Residential Water Security Deposit - Resides at Location (If Paid at Opening of Account)	\$175.00	Each	MC Sec. 1464-
Residential Water Security Deposit - Resides at Location (If Paid After Delinquency)	\$250.00	Each	MC Sec. 1464-
Security Deposit - Hydrant	\$1,000.00	Deposit	MC Sec. 1425-
Water Turn-On Fee	\$60.00	Each	MC Sec. 1425-
Water Turn-On Fee (After Disconnect)	\$60.00	Each	MC Sec. 1425-
Water Turn-On Fee (Same-Day)	\$100.00	Each	MC Sec. 1425-
Water Turn-On Fee (Temporary Realtor Inspection)	\$100.00	Each	MC Sec. 1425-
Water Meter Testing Fee (based on actual cost)	\$5.00 - \$1000.00	Each	MC Sec. 1605-
Environmental Fee	\$1.00	Per Month	Res. 3121-613
Hydrant Meter Installation Fee	\$50.00	Each	MC Sec. 24-24

*Authority: MC Sec. = Municipal Code Section
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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Water/Sewer/Sanitation			
Water Miscellaneous			
Locked Meter Reinstallation Fee	\$2.00	Each	MC Sec. 24-19
Backflow Permit Fee	\$50.00	Each	MC Sec. 24-04
Recreation Fees			
Library			
Blocked Cardholder Computer Pass Fee	\$1.00	Per Day	Res. 3121-613
DVD Case Replacement	\$2.00	Per Item	Res. 3121-613
Missing Barcode	\$1.00	Per Item	Res. 3121-613
Missing Insert	\$5.00	Per Item	Res. 3121-613
Missing RFID Tag	\$1.00	Per Item	Res. 3121-613
Non-Cardholder Computer Pass Fee	\$1.00	Per Day	Res. 3121-613
Printing	\$0.25	Per Page	Res. 3121-613
Processing Fee	\$5.00	Per Item	Res. 3121-613
Recreation			
Baseball Mound Rental	\$40.00	Per field	Res. 3261-615
Cleaning Fee - Tournaments	\$250.00	Per tournament	Res. 3261-615
Field Recovery Maintenance Fee	\$150.00	Per Field	Res. 3261-615
Park Use Fee - Special Events	\$5000.00 - \$10000.00	Per event	Res. 3261-615
Senior Program Transportation Fee	\$0.50 - \$10.00	Per trip	Res. 3261-615

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Recreation Fees			
Recreation			
Splash Pad Special Event (Non-City)	\$50.00 - \$200.00	Per Hour	Res.
Temporary Fencing	\$100.00	Per field	Res. 3261-615
Community Center Usage and Facility Rental Deposit	\$100.00	Deposit	Res. 3121-613
Light Fee	\$10.00 - \$35.00	Per Hour	Res. 3121-613
Field Preparation	\$25.00 - \$150.00	Per Reservation	Res. 3121-613
Field Preparation Fee, Initial	\$25.00	Per Each Unique Field	Res. 3121-613
Field Preparation Fee, Additional	\$25.00 - \$75.00	Per Each Unique Field	Res. 3121-613
Reservation, Administrative Fee	\$25.00	Per Ongoing Allocation	Res. 3121-613
Sports Programs	\$20.00 - \$475.00	Per Program	Res. 3121-613
Softball Tournament Deposit	\$75.00 - \$500.00	Deposit	Res. 3121-613
Tournament Staff	\$15.00 - \$20.00	Per Hour/Per Staff	Res. 3121-613
Special Events	\$5.00 - \$150.00	Per Event	Res. 3121-613
Special Interest Classes	\$5.00 - \$150.00	Per Class	Res. 3121-613
Senior Activities	\$2.00 - \$100.00	Per Activity	Res. 3121-613
Adult (Non-Senior) Activities	\$15.00 - \$150.00	Per Activity	Res. 3121-613
Day Trips	\$5.00 - \$250.00	Per Trip	Res. 3121-613
Overnight (or longer) trips	\$50.00 - \$300.00	Per Trip	Res. 3121-613
Private Pay / Senior Meals	\$2.00 - \$10.00	Per Meal	Res. 3121-613
Youth Activities	\$10.00 - \$150.00	Per Activity	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Recreation Fees			
Recreation			
Summer Program	\$50.00 - \$200.00	Per Week	Res. 3121-613
Non-Resident			
Park Vendor Permit	\$150.00	Per 6 Months	Res. 3121-613
Special Event Vendor Permit	\$275.00	Per Event	Res. 3121-613
Conference Room Rental	\$30.00	Per Hour	Res. 3121-613
Facility Rental - After Hours	\$75.00	Per Hour	Res. 3121-613
Facility Electricity Usage	\$10.00	Per Hour	Res. 3121-613
Community Center & Facility Usage	\$30.00	Per Hour	Res. 3121-613
Ramadas - Single	\$10.00 - \$60.00	Per Hour	Res. 3121-613
Ramadas - Double	\$10.00 - \$80.00	Per Hour	Res. 3121-613
Field Reservation - Daytime	\$15.00	Per Hour	Res. 3121-613
Field Reservation - Prime Time (5pm to 10pm)	\$20.00 - \$35.00	Per Hour	Res. 3121-613
Lights	\$20.00	Per Hour	Res. 3121-613
Summer Program	\$50.00 - \$750.00	For Entire Session	Res. 3121-613
Non-Residential			
Facility Rental - After Hours	\$75.00	Per hour	Res. 3261-615
Resident			
Conference Room Rental	\$25.00	Per Hour	Res. 3121-613
Park Vendor Permit	\$100.00	Per 6 months	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Recreation Fees			
Recreation			
Resident			
Special Event Vendor Permit	\$250.00	Per Event	Res. 3121-613
Facility Rental - After Hours	\$65.00	Per Hour	Res. 3121-613
Facility Electricity Usage	\$5.00	Per Hour	Res. 3121-613
Ramadas - Single	\$5.00 - \$50.00	Per Hour	Res. 3121-613
Ramadas - Double	\$10.00 - \$75.00	Per Hour	Res. 3121-613
Field Reservation - Daytime	\$10.00	Per Hour	Res. 3121-613
Field Reservation - Prime Time (6pm to 10pm)	\$15.00 - \$20.00	Per Hour	Res. 3121-613
Lights	\$10.00	Per Hour	Res. 3121-613
Summer Program	\$45.00 - \$750.00	For Entire Session	Res. 3121-613
Library Fees			
Library			
3-D Printer Usage Fee	\$1.00 - \$10.00	Per item	Res. 3261-615
Overdue Fines - Books & Audio Books	\$0.20	Per Day	Res. 3121-613
Overdue Fines - DVDs	\$1.00	Per Day	Res. 3121-613
Overdue Fines - Interlibrary Loans	\$2.00	Per Day	Res. 3121-613
Lost or Destroyed Items for Checkout - (Or Actual cost of item plus processing fee)	\$3.00 - \$100.00	Per Item	Res. 3261-615
Daily Computer Pass	\$1.00	Per Day	Res. 3121-613

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Library Fees			
Library			
Special Issue Card	\$2.00 - \$5.00	Per Card	Res. 3121-613
Unclaimed Item Fee	\$1.00 - \$5.00	Per Item	Res. 3121-613
Library Card Replacement	\$2.00 - \$5.00	Per Card	Res. 3121-613
Returned Check Fee (Will also incur bank fee as well)	\$25.00	Per Occurrence	Res. 3121-613
Collection Agency Fee	\$15.00	Per Account	Res. 3121-613
Library Merchandise	\$0.10 - \$30.00	Per Item	Res. 3121-613
Copy/Faxing/Scanning Fee	\$0.02 - \$2.00	Per Page	Res. 3121-613
Non-Resident			
Library Card Fee - Non-Resident	\$40.00	Per Application	Res. 3121-613

Licenses Fees			
License			
Business License	\$25.00	Processing	Res. 3121-613
	\$40.00	Annual	Res. 3121-613
Special Event Business	\$15.00	Per Day	Res. 3121-613
Rummage Sale	\$10.00	Per License	MC Sec. 13-11
Sexually Oriented Business Application fee	\$250.00	Per License	Res. 3121-613
Sexually Oriented Business Annual Fee	\$600.00	Per License	Res. 3121-613
Sexually Oriented Business Employee Application Fee	\$100.00	Per License	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Licenses Fees			
License			
Sexually Oriented Business Employee Annual Fee	\$200.00	Per License	Res. 3121-613
Background Check Fee for Peddlers and SOB Licenses	\$24.00	Per License	Res. 3121-613
Liquor License			
Liquor License Application Fee (All Series)	\$250.00	Per License	Res. 3121-613
Liquor License Issuance Fee (All Series)	\$500.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 1 (In State Producer)	\$600.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 3 (Microbrewery)	\$600.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 6 (Bar)	\$600.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 7 (Beer and Wine Bar)	\$400.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 9 (Liquor Store)	\$400.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 10 (Beer and Wine Store)	\$200.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 11 (Hotel/Motel)	\$600.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 12 (Restaurant)	\$600.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 13 (Domestic Farm Winery)	\$600.00	Per License	Res. 3121-613
Liquor License Annual Fee - Series 14 (Private Club)	\$200.00	Per License	Res. 3121-613
Special Event Liquor License	\$25.00	Per Day	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Building Fees			
Administrative			
Replication of Plans (when legally authorized)	\$50.00	Plus Actual Replication Costs	Res. 3121-613
Building Fees			
Abatement Administrative Fee		25% of actual cost of abatement	MC Sec. 3121-
Demolition Administrative Fee		25% of actual cost	MC Sec. 3121-
Building Permit			
Tier A - Total Valuation \$1.00 to \$500	\$50.00	Per Permit	Res. 3121-613
Tier B - Total Valuation \$501.00 to \$2,000.00 (Includes Tier A)	\$5.00	For each additional \$100.00 or fraction thereof, to and including \$2,000.00	Res. 3121-613
Tier C - Total Valuation \$2,001.00 to \$25,000.00 (Includes Tiers A & B)	\$14.00	For each additional \$1000.00 or fraction thereof, to and including \$25,000.00	Res. 3121-613
Tier D - Total Valuation \$25,001.00 to \$50,000.00 (Includes Tiers A, B & C)	\$14.00	For each additional \$1,000.00 or fraction thereof, to and including \$50,000.00	Res. 3121-613
Tier E - Total Valuation \$50,001.00 to \$100,000.00 (Includes Tiers A, B, C & D)	\$9.00	For each additional \$1,000.00 or fraction thereof, to and including \$100,000.00	Res. 3121-613
Tier F - Total Valuation \$100,001.00 to \$500,000.00 (Includes Tiers A, B, C, D & E)	\$8.00	For each additional \$1,000.00 or fraction thereof, to and including \$500,000.00	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Building Fees			
Building Permit			
Tier G - Total Valuation \$500,001.00 to \$1,000,000.00 (Includes Tiers A, B, C, D, E & F)	\$7.00	For each additional \$1,000.00 or fraction thereof, to and including \$1,000,000.00	Res. 3121-613
Tier H - Total Valuation \$1,000,000.00 and up (Includes Tiers A, B, C, D, E, F & G)	\$5.00	For each additional \$1,000.00 or fraction thereof	Res. 3121-613
Building Plan Review			
Additional Reviews as Required	\$100.00	Per Hour	Res. 3121-613
Annual Renewal of Standard House Plans	\$100.00	Each	Res. 3121-613
Annual Renewal of Standard Pool Plans	\$50.00	Each	Res. 3121-613
Building Review Fee		65% of building permit Fee	Res. 3121-613
Model Home Complex Site Plan Review	\$205.00	Each	Res. 3121-613
Review of Deferred Submittals (outside consultants)		Actual Cost	Res. 3121-613
Review of Deferred Submittals (submitted after initial plan review) In-house	\$180.00	Per Submittal	Res. 3121-613
Site Plan Review - Model Home Complex Site	\$205.00	Each	Res. 3121-613
Site Plan Review (or Revision) for Residential Standard Plan	\$50.00	Each	Res. 3121-613
Temporary Sales Trailers - Plan Review	\$100.00	Each	Res. 3121-613
Temporary Trailers - Plan Review	\$100.00	Each	Res. 3121-613

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Building Fees			
Civil Fines			
Violation of the Property Maintain Ordinance	\$250.00	First Violation	MC Sec. 3121-
	\$500.00	Second violation in 24 month period	MC Sec. 3121-
	\$1,000.00	third violation in a 24 month period	MC Sec. 3121-
Fines - Criminal			
Violation of the Property Maintain Ordinance		up to \$2,500 per violation	MC Sec. 3121-
Inspection			
Appliance/Piece of Equipment Regulated by the Plumbing Code, not classed in any other category	\$40.00	Each	Res. 3121-613
Certificate of Completion for Commercial Shell Buildings	\$100.00	Each	Res. 3121-613
Certificate of Occupancy for Commercial Buildings	\$100.00	Each	Res. 3121-613
Certificate of Occupancy for Commercial Tennant Improvement	\$50.00	Each	Res. 3121-613
Certificate of Occupancy for Residential	\$50.00	Each	Res. 3121-613
Expedited Plan Review		Double Plan Review Fee	Res. 3121-613
For Use of Outside Consultants for Inspections		Actual Costs	Res. 3121-613
Industrial Waste Pretreatment Interceptor/Trap (Except kitchen-type grease interceptor functioning as a fixture trap)	\$20.00	Each	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
Res. = Resolution

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Building Fees			
Inspection			
Inspections Outside of Normal Business Hours (min. charge - 4 hours)	\$100.00	Per Hour	Res. 3121-613
Landscape Inspection Fee	\$100.00	Each	Res. 3121-613
Rainwater Systems (inside building)	\$10.00	Per Drain	Res. 3121-613
Re-inspection Fees	\$100.00	Per Hour	Res. 3121-613
Request for Certificate of Occupancy for Change of Use Group	\$50.00	Each	Res. 3121-613
Work Commenced Without Permit		Fees Doubled	Res. 3121-613
Mechanical Permit			
HVAC/Heating, Venting, and Air Conditioning - Other Than Residential Single-Family (per unit with duct work), each	\$80.00	Per Unit	Res. 3121-613
HVAC/Heating, Venting, and Air Conditioning - Other Than Residential Single-Family (per unit without ductwork), each	\$50.00	Per Unit	Res. 3121-613
HVAC/Heating, Venting, and Air Conditioning - Residential, Single Family, Multifamily/hotel/motel	\$40.00	Per Unit or Room	Res. 3121-613
Permits			
Building Demolition - Accessory Structure	\$25.00	Each	Res. 3121-613
Building Demolition - Single-Family Residence and Other Structures	\$100.00	Each	Res. 3121-613
Swimming Pools/Spas - Above Ground	\$50.00	Each	Res. 3121-613

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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Building Fees			
Permits			
Swimming Pools/Spas - In-Ground	\$510.00	Each	Res. 3121-613
Swimming Pools/Spas - Pool with Spa	\$560.00	Each	Res. 3121-613
Swimming Pools/Spas - Spa or Hot Tub	\$50.00	Each	Res. 3121-613
Temporary Sales Trailers - Building Permit	\$205.00	Each	Res. 3121-613
Temporary Trailers - Building Permit	\$205.00	Each	Res. 3121-613
Temporary Trailers - Generator	\$40.00	Each	Res. 3121-613
Electrical Permit Fee	\$40.00	Per Permit	Res. 3121-613
Electrical Permit Fee - Generator, Each	\$40.00	Per Permit	Res. 3121-613
Electrical Permit Fee - For services of 600 volts or less and not over 200 amperes in rating	\$40.00	Per Permit	Res. 3121-613
Electrical Permit Fee - For services of 600 volts or less and over 200 amperes in rating	\$80.00	Per Permit	Res. 3121-613
Electrical Permit Fee - For services over 600 volts or over 1,000 amperes in rating	\$205.00	Per Permit	Res. 3121-613
Electrical Permit Fee - Multi-Family and Hotels/Motels	\$40.00	Per Unit or Room	Res. 3121-613
Electrical Permit Fee - Temporary Power Pole and Service	\$40.00	Per Permit	Res. 3121-613
Mechanical Permit Fee	\$40.00	Per Permit	Res. 3121-613
Mechanical Permit Fee - Air Conditioning - Residential Single-Family (with or without duct work including associated electrical work)	\$40.00	Per Unit	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
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Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Building Fees			
Permits			
Mechanical Permit Fee - Air Conditioning - Other than Residential Single-Family (with duct work)	\$80.00	Per Unit	Res. 3121-613
Mechanical Permit Fee - Air Conditioning - Other than Residential Single-Family (without duct work)	\$50.00	Per Unit	Res. 3121-613
Mechanical Permit Fee - Multi-Family and Hotels/Motels	\$40.00	Per Unit or Room	Res. 3121-613
Plumbing Permit Fee	\$40.00	Per Permit	Res. 3121-613
Plumbing Permit Fee - Miscellaneous - Appliance or piece of equipment regulated by the Plumbing Code but not classed in any other categories or for which no other fee is listed	\$40.00	Each	Res. 3121-613
Plumbing Permit Fee - Multi-Family and Hotels/Motels	\$40.00	Per Unit or Room	Res. 3121-613
Plumbing Permit Fee - Sewers, Disposal Systems and Interceptors	\$25.00	Per Unit	Res. 3121-613
Plumbing Permit Fee - Sewers, Disposal Systems and Interceptors - Industrial waste pretreatment interceptor	\$20.00	Each	Res. 3121-613
Plumbing Permit Fee - Sewers, Disposal Systems and Interceptors - Private Sewage Disposal System	\$75.00	Per Unit	Res. 3121-613
Plumbing Permit Fee - Sewers, Disposal Systems and Interceptors - Rainwater Systems	\$10.00	Per Drain	Res. 3121-613
Plumbing Permit			
Multi-family or Hotels/Motels	\$40.00	Each	Res. 3121-613

Fee Schedule

Fee/Description	Amount	Unit of Measure	Authority*
Building Fees			
Plumbing Permit			
Plumbing Permit (except Multi-family/hotels/motels), each	\$40.00	Each	Res. 3121-613
Submittal Fees			
Commercial - 10,001 - 20,000 Square Feet	\$2,850.00	Each	Res. 3121-613
Commercial - 20,001 SF and Up	\$5,100.00	Each	Res. 3121-613
Commercial - Up to 10,000 Square Feet	\$1,630.00	Each	Res. 3121-613
Single Family Dwelling	\$460.00	Per Plan	Res. 3121-613
Tenant Improvement - 10,001 SF and Up	\$1,425.00	Each	Res. 3121-613
Tenant Improvement - Up to 10,000 Square Feet	\$255.00	Each	Res. 3121-613

*Authority: MC Sec. = Municipal Code Section
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Summary of Fee Changes

General Fees: No changes

Planning/Permitting: No changes

Development:

The City will continue to subsidize 20% of fees up to \$2,000,000. No other changes proposed for development fees in FY2016-17.

Fire:

Removed Fees:

Annual fee for fire protection equipment contractor permit to do business in the City of Avondale
\$75.00 per permit

New Fees:

Annual Operational Permit - \$200.00 per permit

Carbon Dioxide Systems - \$200.00

Engineering:

New Permit Fees:

Traffic Control Plan (TCP) Change Review - \$50.00 each

Traffic Control Plan (TCP) Review - \$125.00 each

Permit Fee Changes:

Drainage Storm Sewer Pipe Permit - was \$1.00 per linear foot; change to \$1.25 per linear foot

Drainage – Storm Sewer Manholes – was \$65.00 each; change to \$70.00 each

Drainage – Drywell – was \$80.00 each; change to \$100.00 each

Irrigation Pipe – was \$1.00 per linear foot; change to \$1.25 per linear foot

Irrigation Manhole/Structure – was \$65.00 each; change to \$75.00 each

Sanitary Sewer – Main Line Pipe – was \$1.20 per linear foot; change to \$1.30 per linear foot

Summary of Fee Changes

Sanitary Sewer – Service Line Pipe – was \$0.80 per linear foot; change to \$0.90 per linear foot

Sanitary Sewer – Manhole – was \$65.00 each; change to \$80.00 each

Sanitary Sewer – Drop Connection – was \$40.00 each; change to \$50.00 each

Sanitary Sewer – Cleanouts, Mains & Service Lines – was \$40.00 each; change to \$50.00 each

Sanitary Sewer – Sewer Tap – was \$65.00 each; change to \$75.00 each

Sanitary Sewer – Pipe Connection – was \$65.00 each; change to \$75.00 each

Water – Water Meter Testing Fee – was \$5.00 per testing; change to actual cost

Water – Water Service Line – was \$0.80 per linear foot; change to \$1.00 per linear foot

Water – Tapping Sleeve – was \$80.00 each; change to \$115.00 each

Water – Mainline/Lateral/FH Valve – was \$25.00 each; change to \$35.00 each

Utilities – Open Trench (R/W) Paved – was \$0.80 per linear foot; change to \$1.00 per linear foot

Utilities – Bore/Splice Pit – was \$40.00 each; change to \$50.00 each

Concrete – Sidewalk – was \$0.10 per square foot; change to \$0.15 per square foot

Concrete – 6" Vert Curb & Gutter, Single Curb & Ribbon – was \$0.25 per linear foot; change to \$0.35 per linear foot

Concrete – Valley Gutter & Apron – was \$0.30 per square foot; change to \$0.35 per square foot

Concrete – Bus Bay, R Turn Lane – was \$0.20 per square foot; change to \$0.25 per square foot

Concrete – Return Type Driveway (Commercial) – was \$0.20 per square foot; change to \$0.30 per square foot

Concrete – Sidewalk Ramps – was \$40.00 each; change to \$50.00 each

Paving – Slurry/Micro Seal – was \$0.05 per square yard; change to \$0.15 per square yard

Paving – Utility Adjustments (Offsite) – was \$25.00 each; change to \$30.00 each

Paving – Striping (4-in Equiv.) – was \$0.05 per linear foot; change to \$0.10 per linear foot

Summary of Fee Changes

Landscaping (ROW Area) – was \$0.08 per square yard; change to \$0.15 per square yard

Dirt Haul Permit – was \$75.00 LS; change to \$100.00 LS

City Court:

New Civil Fines:

Driving on sidewalk - \$208.20 per violation

Emerging from an alley, driveway or building - \$107.00 per violation

Go-peds (motorized skateboards) - \$107.00 per violation

Mechanical raising and lowering devices - \$208.20 per violation

Parking of trucks and trailers - \$107.00 per violation

Parking space for physically disabled persons; prohibition - \$208.20 per violation

Parking, stopping or standing in excess of 24 hours - \$107.00 per violation

Residential no parking - \$107.00 per violation

Stopping, standing or parking prohibitions - \$107.00 per violation

Vehicles displaying 'For Sale' signs - \$107.00 per violation

Police: No changes

Water/Sewer/Sanitation:

Sewer Fee Changes:

Administration – was \$6.25 per bill; change to \$6.42 per bill

Residential – was \$3.17 per 1,000 gal.; change to \$3.52 per 1,000 gal.

Multi Family – was \$3.17 per 1,000 gal.; change to \$3.52 per 1,000 gal.

Non-Residential – was \$3.17 per 1,000 gal.; change to \$3.52 per 1,000 gal.

Auto Steam cleaning – was \$9.37 per 1,000 gal.; change to \$8.58 per 1,000 gal.

Summary of Fee Changes

Bakery Wholesale – was \$7.30 per 1,000 gal.; change to \$5.42 per 1,000 gal.

Bars without Dining – was \$2.89 per 1,000 gal.; change to \$2.73 per 1,000 gal.

Car Wash – was \$1.99 per 1,000 gal.; change to \$1.83 per 1,000 gal.

Department/Retail – was \$2.56 per 1,000 gal.; change to \$2.40 per 1,000 gal.

Hospital and Convalescent – was \$2.90 per 1,000 gal.; change to \$2.74 per 1,000 gal.

Hotel with Dining – was \$5.08 per 1,000 gal.; change to \$4.92 per 1,000 gal.

Hotel without Dining – was \$3.21 per 1,000 gal.; change to \$3.05 per 1,000 gal.

Laundromat – was \$2.48 per 1,000 gal.; change to \$2.32 per 1,000 gal.

Laundry, commercial – was \$4.09 per 1,000 gal.; change to \$3.93 per 1,000 gal.

Markets with Garbage Disposal – was \$6.84 per 1,000 gal.; change to \$6.68 per 1,000 gal.

Mortuaries – was \$6.84 per 1,000 gal.; change to \$6.68 per 1,000 gal.

Professional Office – was \$2.32 per 1,000 gal.; change to \$2.16 per 1,000 gal.

Repair Shop/Service Station – was \$2.98 per 1,000 gal.; change to \$2.74 per 1,000 gal.

Restaurant – was \$7.30 per 1,000 gal.; change to \$7.14 per 1,000 gal.

School and College – was \$2.37 per 1,000 gal.; change to \$2.21 per 1,000 gal.

New Water Meter Fees:

10" Meter - \$887.10 per month

8" Meter - \$617.10 per month

Residential Water Meter Fee Changes:

Administrative Fee – was \$2.60 per bill; change to \$3.30 per bill

3/4" Meter – was \$7.90 per month; change to \$7.70 per month

1" Meter – was \$19.90 per month; change to \$19.30 per month

Summary of Fee Changes

1 ½" Meter – was \$31.80 per month; change to \$38.60 per month

2" Meter – was \$50.90 per month; change to \$61.70 per month

3" Meter – was \$95.50 per month; change to \$115.70 per month

4" Meter – was \$159.20 per month; change to \$192.80 per month

6" Meter – was \$318.50 per month; change to \$385.70 per month

Hydrant Meter – was \$318.50 per month; change to \$887.10 per month

Non-Residential Water Usage Fee Changes:

Usage charge 0 - 8,000 gallons – was \$1.44 per 1,000 gal.; change to \$1.69 per 1,000 gal.

Usage charge 9,000 - 12,000 gallons – was \$2.16 per 1,000 gal.; change to \$2.47 per 1,000 gal.

Usage charge 13,000+ gallons – was \$3.30 per 1,000 gal.; change to \$3.88 per 1,000 gal.

Usage Charge Hydrant – was \$3.30 per 1,000 gal.; change to \$3.88 per 1,000 gal.

Residential Water Usage Fee Changes:

Usage Charge 0 - 4,000 gallons – was \$0.94 per 1,000 gal.; change to \$1.06 per 1,000 gal.

Usage Charge 5,000 - 8,000 gallons – was \$1.44 per 1,000 gal.; change to \$1.69 per 1,000 gal.

Usage Charge 9,000 - 12,000 gallons – was \$2.16 per 1,000 gal.; change to \$2.47 per 1,000 gal.

Usage Charge 13,000+ gallons – was \$3.30 per 1,000 gal.; change to \$3.88

per 1,000 gal.

Recreation:

New Fees:

Splash Pad Special Event (Non-City) - \$50.00 - \$200.00 per hour

Fee Changes:

Softball Tournament Deposit – was \$250.00 - \$750.00 deposit; change to \$75.00 - \$500.00 deposit

Summary of Fee Changes

Non-Resident Fee Changes:

Facility Rental – After hours – was \$65.00 per hour; change to \$75.00 per hour

Community Center & Facility Usage – was \$35.00 per hour; change to \$30.00 per hour

Ramadas (Single) – was \$10.00 per hour; change to \$10.00 - \$60.00 per hour

Ramadas (Double) – was \$15.00 per hour; change to \$10.00 - \$80.00 per hour

Field Reservation – Prime Time (5pm to 10 pm) – was \$35.00 per hour; change to \$20.00 - \$35.00 per hour

Resident Fee Changes:

Ramadas (Single) – was \$5.00 per hour; change to \$5.00 - \$50.00 per hour

Ramadas (Double) – was \$10.00 per hour; change to \$10.00 - \$75.00 per hour

Field Reservation – Prime Time (6pm to 10pm) – was \$20.00 per hour; change to \$15.00 - \$20.00 per hour

RESOLUTION NO. 3313-516

A RESOLUTION OF THE COUNCIL OF THE CITY OF AVONDALE, ARIZONA, SETTING FORTH THE TENTATIVE BUDGET AND ESTABLISHING THE EXPENDITURE LIMITATION FOR THE CITY OF AVONDALE FOR FISCAL YEAR 2016-2017.

WHEREAS, pursuant to the provisions of the laws of the State of Arizona and the City Charter, the Council of the City of Avondale (the “City Council”) is required to adopt a budget; and

WHEREAS, in accordance with ARIZ. REV. STAT. § 42-17102, the City Manager has prepared and filed with the City Council the City Manager’s Budget estimates for the fiscal year beginning July 1, 2016 and ending June 30, 2017; and

WHEREAS, the qualified electors of the City of Avondale (the “City”) did, on August 28, 2012, approve the Home Rule Option for expenditure limitations pursuant to the Arizona Constitution Article IX, Section 20; and

WHEREAS, the Home Rule Option requires that an expenditure limitation must be established each year as part of the annual budget.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF AVONDALE as follows:

SECTION 1. The recitals above are hereby incorporated as if fully set forth herein.

SECTION 2. The statements and schedules attached hereto as Exhibit A and incorporated herein by reference are hereby adopted as the City’s official tentative budget for the fiscal year beginning July 1, 2016, and ending June 30, 2017, including the establishment of the expenditure limitation for such fiscal year in the amount of \$204,012,519.

SECTION 3. Upon approval of the City Council, the City Manager or designee shall publish in the official City newspaper once per week for two consecutive weeks (i) the official tentative budget and (ii) a notice of the public hearing of the City Council to hear taxpayers and make tax levies at designated times and places. The notice shall include the physical addresses of the Avondale Civic Center Library, the Sam Garcia Western Avenue Library and the Avondale City Hall, and the website where the tentative budget may be found. If a truth in taxation notice is required under ARIZ. REV. STAT. § 42-17107, it may be combined with such hearing notice.

SECTION 4. The City Manager or designee shall, not later than seven business days following consideration of this Resolution by the City Council, make available at the Avondale Civic Center Library, the Sam Garcia Western Avenue Library and the Avondale City Hall a complete copy of the tentative budget, and shall post the tentative budget on the City's website.

SECTION 5. The Mayor, the City Manager, the City Clerk and the City Attorney are hereby authorized and directed to take all steps necessary to carry out the purpose and intent of this Resolution.

PASSED AND ADOPTED by the Council of the City of Avondale, May 16, 2016.

Kenneth N. Weise, Mayor

ATTEST:

Carmen Martinez, City Clerk

APPROVED AS TO FORM:

Andrew J. McGuire, City Attorney

EXHIBIT A
TO
RESOLUTION NO. 3313-516

[Statements and Schedules]

See following pages.

CITY OF AVONDALE

Summary Schedule of Estimated Revenues and Expenditures/Expenses

Fiscal Year 2017

Fiscal Year	S C h	FUNDS								
		General Fund	Special Revenue Fund	Debt Service Fund	Capital Projects Fund	Fiduciary Fund	Enterprise Funds Available	Internal Service Funds	Total All funds	
2016	Adopted/Adjusted Budgeted Expenditures/Expenses*	E	53,216,440	19,528,470	9,928,000	49,225,610	5,000	39,805,950	4,970,910	176,680,380
2016	Actual Expenditures/Expenses**	E	53,216,420	19,528,440	9,928,000	49,225,610	5,000	39,805,940	4,970,900	176,680,310
2017	Fund Balance/Net Position at July 1***		36,232,984	17,319,543	8,612,844	20,451,392	230,559	63,601,971	2,621,370	149,070,663
2017	Primary Property Tax Levy	B	2,688,090							2,688,090
2017	Secondary Property Tax Levy	B			3,229,810					3,229,810
2017	Estimated Revenues Other than Property Taxes	C	55,792,818	29,423,258	526,382	5,395,790	280	37,140,354	4,341,330	132,620,212
2017	Other Financing Sources	D				28,500,000		13,000,000		41,500,000
2017	Other Financing (Uses)	D								0
2017	Interfund Transfers In	D	0	1,186,239	6,672,950	7,874,800		5,953,840	0	21,687,829
2017	Interfund Transfers (Out)	D	7,649,429	7,922,350	0	302,950		5,803,840	9,260	21,687,829
2017	Reduction for Amounts Not Available:									
LESS:	Amounts for Future Debt Retirement:									
	Total Financial Resources Available		87,064,463	40,006,690	15,812,176	33,419,032	230,839	100,892,325	6,953,440	284,378,965
	Budgeted Expenditures/Expenses	E	54,828,735	23,250,718	10,311,287	54,828,217	5,000	55,720,002	5,068,560	204,012,519

EXPENDITURE LIMITATION COMPARISON

	2016	2017
1. Budgeted expenditures/expenses	\$ 176,680,380	\$ 204,012,519
2. Add/subtract: estimated net reconciling items		
3. Budgeted expenditures/expenses adjusted for reconciling items	176,680,380	204,012,519
4. Less: estimated exclusions		
5. Amount subject to the expenditure limitation	\$ 176,680,380	\$ 204,012,519
6. EEC or voter-approved alternative expenditures limitation	\$ 176,680,380	\$ 204,012,519

*Includes Expenditure/Expense Adjustments Approved in current year from Schedule E.

**Includes actual amounts as of the date the proposed budget was prepared, adjusted for estimated activity for the remainder of the fiscal year.

*** Amounts in this column represent Fund Balance/Net Position amounts except for amounts not in spendable form (e.g., prepaids and inventories) or legally or contractually required to be maintained intact (e.g principal of a permanent fund).

City of Avondale
Summary of Tax Levy and Tax Rate Information
Fiscal Year 2017

	<u>2015-16</u> <u>Fiscal Year</u>	<u>2016-17</u> <u>Fiscal Year</u>
1. Maximum allowable primary property tax levy. A.R.S. §42-17051(A)	\$ 2,615,001	\$ 2,688,090
2. Amount received from primary property taxation in the current year in excess of the sum of that year's maximum allowable primary property tax levy. A.R.S. §42-17102(A)(18)	\$ _____	
3. Property tax levy amounts		
A. Primary Property Taxes	2,615,000	2,688,090
B. Secondary Property Taxes	3,285,270	3,229,810
C. Total property tax levy amounts	\$ <u>5,900,270</u>	\$ <u>5,917,900</u>
4. Property taxes collected*		
A. Primary property taxes		
(1) 2015-16 year's levy	2,615,000	
(2) Prior Years' Levies	40,000	
(3) Total primary property taxes	\$ <u>2,655,000</u>	
B. Secondary property taxes		
(1) 2015-16 year's levy	2,861,901	
(2) Prior Years' Levies	0	
(3) Total secondary property taxes	\$ <u>2,861,901</u>	
C. Total property taxes collected	\$ 5,516,901	
5. Property tax rates		
A. City/Town tax rate		
(1) Primary property tax rate	<u>0.7756</u>	<u>0.77</u>
(2) Secondary property tax rate	<u>0.9744</u>	<u>0.93</u>
(3) Total city/town tax rate	<u>1.7500</u>	<u>1.7000</u>
B. Special assessment district tax rates		

Secondary property tax rates - As of the date the proposed budget was prepared, the city/town was operating 0 special assessment districts for which secondary property taxes are levied. For information pertaining to these special assessment districts and their tax rates, please contact the city/town.

* Includes actual property taxes collected as of the date the proposed budget was prepared, plus estimated property tax collections for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Fund Type of Revenues Other Than Property Taxes
Fiscal Year 2016-17

SOURCE OF REVENUES	Estimated Revenues 2016	Actual Revenues* 2016	Estimated Revenues 2017
General Fund			
Taxes			
Local Sales Taxes	28,202,650	28,315,320	29,589,520
Franchise Taxes	1,133,000	179,353	1,120,000
Audit Assessments	540,400	460,931	284,600
Prior Year Taxes	20,630	40,000	40,000
In-Lieu Taxes	41,860	33,607	33,610
Intergovernmental Revenues			
State Urban Revenue Sharing	9,195,770	9,283,746	9,283,738
City's Share of St. Sales Tax	6,830,850	7,224,272	7,513,240
Auto Lieu Tax	2,939,030	3,070,105	3,070,100
IGAs Other Cities & Towns	96,170	101,452	101,450
State Grants	65,000	50,000	70,230
Licenses and Permits			
Building & Develop Permits	614,400	749,077	821,080
Licenses	282,280	151,246	155,780
Other Permits	37,420	42,669	42,670
Development Charges for Service	2,000	9,593	0
Charges for Services			
Recreation Charges for Service	689,540	357,051	517,530
Other Charges for Service	345,880	313,715	424,220
Development Charges for Service	194,850	285,807	295,810
Internal Service Charges	0	2,499	2,500
Fines, Forfeitures and Penalties			
Fines & Forfeitures	1,263,070	1,285,666	1,311,380
Other Fines	50,800	49,610	49,620
Miscellaneous Revenue			
Other Revenue	403,110	366,362	366,790
Interest	248,970	170,000	210,000
Donations	29,350	10,797	13,950
Total General Fund	\$53,227,030	\$52,552,878	\$55,317,818
Special Revenue			
Highway User Revenue Fund			
Highway User Fees (Gas Tax)	4,807,440	4,925,201	5,072,960
IGAs Other Cities & Towns	0	41,136	41,140
Interest	1,410	2,870	2,870
Other Revenue	400	0	0

*Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget, plus estimated revenues for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Fund Type of Revenues Other Than Property Taxes
Fiscal Year 2016-17

SOURCE OF REVENUES	Estimated Revenues 2016	Actual Revenues* 2016	Estimated Revenues 2017
Social Service			
Senior Nutrition	302,440	344,129	353,540
Community Action Program	97,910	98,275	107,010
CDBG			
CDBG	1,063,790	1,063,790	975,000
Other Grants			
Home Grant	244,640	869,979	571,324
0.5% Dedicated Sales Tax			
0.5% Dedicated Sales Tax	6,862,850	7,020,987	7,336,933
Public Safety Dedicated Sales Tax			
Public Safety Dedicated Sales Tax	6,863,600	7,022,470	7,338,413
Regional Family Advocacy			
Regional Family Advocacy	887,580	889,080	965,335
R.I.C.O. All Agencies			
Co. R.I.C.O. w/Maricopa Atty	12,730	20,000	20,000
NPDES Environmental Fund			
Environmental Programs Fund	268,370	268,370	268,370
Public Arts Fund			
Public Arts Fund	54,890	54,890	54,890
Transit Fund			
Local Transp. Assist.(Lottery)	224,180	224,180	224,180
IGAs Other Cities & Towns	227,000	187,000	187,000
Other Revenue	22,150	22,150	22,150
Interest	2,010	2,010	2,010
Other Grants			
Non-Departmental	5,000,010	4,179,414	5,000,010
NSP Home Buyer Assistance Grant	365,290	385,850	385,850
First Things First	0	159,091	159,091
Fines & Forfeitures	108,750	119,714	122,110
Care 1st Resource Center	100,000	100,000	100,000
Edward Byrne Memorial JAG	0	45,282	45,282
AZSTA SAFE RIDE, SAFE BIKE	17,160	17,160	17,160
APS Bill Assistance Grant	15,000	15,000	15,000
Library Projects	0	17,488	12,000
GOHS - DUI Task Force	0	10,723	10,000
ACAA Utility Assistance Grant - General	4,730	4,730	4,730

*Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget, plus estimated revenues for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Fund Type of Revenues Other Than Property Taxes
Fiscal Year 2016-17

SOURCE OF REVENUES	Estimated Revenues 2016	Actual Revenues* 2016	Estimated Revenues 2017
Other Grants			
ACAA Utility Assistance Grant-SRP	3,670	3,670	3,670
Victims' Activities - Privately Funded	1,380	3,367	3,370
Street Reconstruction - CDBG	0	1,000	1,000
Interest	450	535	530
Cemetery Maintenance			
Cemetery Maintenance Fund	330	330	330
Total Special Revenue	\$27,560,160	\$28,119,871	\$29,423,258
Debt Service			
General Obligation Bonds	328,770	547,180	523,012
0.5% Dedicated Sales Tax	1,390	3,193	3,190
Hwy User's Bonds '85/91/98	130	130	130
Dysart Road M.D.C.	40	40	40
Park Issue	10	10	10
Total Debt Service	\$330,340	\$550,553	\$526,382
Capital Projects			
Street Construction			
Development Fees	1,425,430	263,067	1,600,110
Federal Grants	1,100,000	0	425,000
One-Time Cost Sharing	0	0	225,000
Interest	8,000	7,570	8,000
State Grants	480,000	0	0
IGA - Counties	3,370,000	0	0
Police Development			
Development Fees	209,470	40,368	235,140
Interest	200	79	200
Parkland			
Development Fees	335,250	59,726	376,335
Interest	1,500	1,192	1,500
IGAs Other Cities & Towns	0	41,667	0
Library Development			
Development Fees	74,650	11,715	83,805
Interest	20	0	20
One Time Capital			
Federal Grants	527,680	527,680	0
Other Revenue	300,000	300,000	0

*Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget, plus estimated revenues for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Fund Type of Revenues Other Than Property Taxes
Fiscal Year 2016-17

SOURCE OF REVENUES	Estimated Revenues 2016	Actual Revenues* 2016	Estimated Revenues 2017
Other Capital			
Landscaping Landfill Remediation	26,420	26,420	20
Bond Proceeds	0	25,000,000	0
General Government Development			
Development Fees	39,490	26,303	44,330
Interest	0	829	0
Fire Dept. Development			
Development Fees	254,890	44,897	286,130
Interest	700	1,175	700
Vehicle Replacement			
Interest	6,500	6,500	6,500
Technology Replacement Fund			
Interest	500	500	500
Total Capital Projects	\$8,160,700	\$26,359,688	\$3,293,290
Trust & Agency			
Volunteer Fireman's Pension			
Interest	130	274	280
Total Trust & Agency	\$130	\$274	\$280
Enterprise			
Water Fund			
Water Sales	12,383,470	6,031,923	14,040,675
Development Fees	2,768,050	419,372	3,107,275
Other Revenue	716,310	417,308	628,880
Meter Fees	29,330	51,834	51,840
Interest	79,220	46,879	43,490
Other Fines	2,780	3,330	3,320
Other Charges for Service	0	1	0
Wastewater Fund			
Sewer Fees	8,330,190	3,881,484	9,313,179
Development Fees	2,908,870	727,370	3,265,350
Sale of Assets	0	0	1,213,060
Sewer Taps	12,990	25,780	25,780
Interest	56,290	15,453	15,405
Other Revenue	30,450	-12,908	0
Sanitation Fund			
Refuse Collection	5,404,250	2,614,999	5,405,050
Other Permits	0	12,366	12,360

*Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget, plus estimated revenues for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Fund Type of Revenues Other Than Property Taxes
Fiscal Year 2016-17

SOURCE OF REVENUES	Estimated Revenues 2016	Actual Revenues* 2016	Estimated Revenues 2017
Sanitation Fund			
Other Revenue	9,870	8,245	9,870
Interest	4,820	6,585	4,820
Total Enterprise	\$32,736,890	\$14,250,021	\$37,140,354
Internal Service			
Printer - Copier Service			
Internal Service Charges	224,810	224,810	216,300
Interest	390	390	390
Risk Management			
Internal Service Charges	1,796,410	1,796,410	1,881,340
Interest	3,970	3,970	3,970
Other Revenue	3,860	3,860	3,860
Fleet Services Management			
Internal Service Charges	2,199,990	2,199,990	2,233,690
Other Revenue	1,130	1,130	1,770
Interest	10	10	10
Total Internal Service	\$4,230,570	\$4,230,570	\$4,341,330
Total All Funds	\$126,245,820	\$126,063,855	\$130,042,712

*Includes actual revenues recognized on the modified accrual or accrual basis as of the date the proposed budget, plus estimated revenues for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Fund Type of Other Financing Sources/<Uses> and Interfund Transfers
Fiscal Year 2017

FUND	Other Financing 2017		Interfund Transfers 2017	
	Sources	<Uses>	In	Out
General Fund				
General Fund	0		0	7,649,429
Total General Fund	\$0		\$0	\$7,649,429
Special Revenue				
Public Safety Dedicated Sales Tax	0		0	712,860
Public Arts Fund	0		25,000	
CDBG	0		0	229,930
0.5% Dedicated Sales Tax	0		0	6,350,000
Regional Family Advocacy	0		255,055	17,820
Transit Fund	0		670,510	930
Other Grants	0		25,000	
Home Grant	0		32,200	
Senior Nutrition	0		178,474	6,780
Highway User Revenue Fund	0		0	603,100
Environmental Programs Fund	0		0	930
Total Special Revenue	\$0		\$1,186,239	\$7,922,350
Debt Service				
0.5% Dedicated Sales Tax	0		5,802,950	
Dysart Road M.D.C.	0		470,000	
Hwy User's Bonds '85/91/98	0		400,000	
Total Debt Service	\$0		\$6,672,950	
Capital Projects				
One Time Capital	0		600,000	
Street Construction	3,500,000		2,929,000	
Parkland	0		1,400,000	
Library Development	0		175,000	207,950
Improvement Districts	25,000,000		0	
Vehicle Replacement	0		1,295,850	
Equipment Replacement Fund	0		814,950	
Fire Dept. Development	0		660,000	95,000
Total Capital Projects	\$28,500,000		\$7,874,800	\$302,950
Enterprise				
Water Operations	0		0	3,783,010
Sewer Operations	0		0	1,284,180
Sewer Development	9,000,000		1,150,000	
Water Development	4,000,000		3,500,000	
Sanitation	0		0	736,650
Sanitation Development	0		50,000	
Water Equipment Replacement	0		283,010	
Sewer Equipment Replacement	0		284,180	

CITY OF AVONDALE
Summary by Fund Type of Other Financing Sources/<Uses> and Interfund Transfers
Fiscal Year 2017

FUND	Other Financing 2017		Interfund Transfers 2017	
	Sources	<Uses>	In	Out
Sanitation Eq. Replacement	0		686,650	
Total Enterprise	\$13,000,000		\$5,953,840	\$5,803,840
Internal Service				
Fleet Services Fund	0		0	8,330
Risk Management Fund	0		0	930
Total Internal Service	\$0		\$0	\$9,260
Total All Funds	\$41,500,000		\$21,687,829	\$21,687,829

CITY OF AVONDALE
Summary by Department of Expenditures/Expenses Within Each Fund Type
Fiscal Year 2017

FUND/DEPARTMENT	Adopted Budgeted Expenditures/ Expenses 2016	Expenditure/ Expense Adjustments Approved 2016	Actual Expenditures/ Expenses* 2016	Budgeted Expenditures/ Expenses 2017
General Fund				
General Government	14,847,530	228,528	14,847,510	15,011,508
Public Safety	23,772,020	-	23,772,020	24,919,710
Health and Welfare	1,664,630	34,000	1,664,630	1,976,230
Economic and Community Development	5,274,480	2,300	5,274,480	5,159,340
Culture and Recreation	3,972,500	-	3,972,500	4,539,090
Contingency	3,091,280	(260,528)	3,091,280	3,000,000
Capital Outlay	594,000	(4,300)	594,000	222,857
Total General Fund	\$53,216,440	\$0	\$53,216,420	\$54,828,735
Special Revenue				
Special Revenue	18,733,470	105,516	18,733,440	22,455,718
Contingency	795,000	(49,123)	795,000	795,000
Total Special Revenue	\$19,528,470	\$56,393	\$19,528,440	\$23,250,718
Capital Projects				
Capital Projects	49,225,610	-	49,225,610	54,828,217
Total Capital Projects	\$49,225,610	\$0	\$49,225,610	\$54,828,217
Debt Service				
Debt Service	9,928,000	-	9,928,000	10,311,287
Total Debt Service	\$9,928,000	\$0	\$9,928,000	\$10,311,287
Enterprise				
Sanitation	4,270,290	-	4,270,290	4,550,930
Sanitation Eqt. Replacement	1,751,850	-	1,751,850	817,000
Sewer Operations	7,048,940	-	7,048,930	7,529,451
Sewer Development	3,700,000	-	3,700,000	16,262,290
Sewer Equipment Replacement	564,200	-	564,200	525,000
Water Operations	10,381,050	-	10,381,050	12,205,291
Water Development	8,765,000	-	8,765,000	10,710,100
Water Equipment Replacement	824,620	-	824,620	619,940
Contingency	2,500,000	-	2,500,000	2,500,000
Total Enterprise	\$39,805,950	\$0	\$39,805,940	\$55,720,002
Internal Service				
Fleet Services Fund	2,243,230	-	2,243,230	2,539,810
Printer - Copier Service Fund	371,500	-	371,500	158,500
Risk Management Fund	1,806,180	-	1,806,170	1,820,250
Contingency	550,000	-	550,000	550,000
Total Internal Service	\$4,970,910	\$0	\$4,970,900	\$5,068,560
Trust & Agency				
Trust & Agency	5,000	-	5,000	5,000
Total Trust & Agency	\$5,000	\$0	\$5,000	\$5,000
Total All Funds	\$176,680,380	\$56,393	\$176,680,310	\$204,012,519

*Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Department of Expenditures/Expenses
Fiscal Year 2017

DEPARTMENT/FUND	Adopted Budgeted Expenditures/ Expenses 2016	Expenditure/ Expense Adjustments Approved 2016	Actual Expenditures/ Expenses* 2016	Budgeted Expenditures/ Expenses 2017
City Council				
General Fund	299,140	3,000	299,140	303,340
Total City Council	\$299,140	\$3,000	\$299,140	\$303,340
City Administration				
General Fund	1,476,050	0	1,476,040	1,444,340
Total City Administration	\$1,476,050	\$0	\$1,476,040	\$1,444,340
Information Technology				
General Fund	2,228,680	0	2,228,680	2,245,905
Total Information Technology	\$2,228,680	\$0	\$2,228,680	\$2,245,905
Community Relations				
General Fund	1,076,650	0	1,076,660	1,094,430
Transit Fund	852,700	25,000	852,700	1,045,900
Public Arts Fund	144,260	0	144,270	144,940
Other Grants	25,000	0	25,000	25,000
Total Community Relations	\$2,098,610	\$25,000	\$2,098,630	\$2,310,270
Non-Departmental				
Other Grants	4,913,310	-1,376,407	4,913,310	5,000,000
General Fund	6,333,970	-260,528	6,333,960	4,176,000
Water Operations	0	0	0	1,213,330
Public Safety Dedicated Sales Tax	495,000	-49,123	495,000	495,000
Highway User Revenue Fund	254,090	0	254,090	253,310
Printer - Copier Service Fund	371,500	0	371,500	158,500
Cemetery Maintenance Fund	15,740	0	15,740	15,740
0.5% Dedicated Sales Tax	4,000	0	4,000	4,000
Sanitation	0	0	0	190
Fleet Services Fund	0	0	0	190
Sewer Operations	0	0	0	90
Total Non-Departmental	\$12,387,610	(\$1,686,058)	\$12,387,600	\$11,316,350
Finance and Budget				
General Fund	2,301,990	223,528	2,301,990	4,431,860
Total Finance and Budget	\$2,301,990	\$223,528	\$2,301,990	\$4,431,860
Human Resources				
Risk Management Fund	2,306,180	0	2,306,170	2,320,250
General Fund	1,056,290	0	1,056,290	1,265,110

*Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Department of Expenditures/Expenses
Fiscal Year 2017

DEPARTMENT/FUND	Adopted Budgeted Expenditures/ Expenses 2016	Expenditure/ Expense Adjustments Approved 2016	Actual Expenditures/ Expenses* 2016	Budgeted Expenditures/ Expenses 2017
Human Resources				
Total Human Resources	\$3,362,470	\$0	\$3,362,460	\$3,585,360
Development & Engineering Services				
General Fund	2,902,910	0	2,902,910	3,193,100
Highway User Revenue Fund	2,263,040	0	2,263,040	2,726,410
Environmental Programs Fund	388,420	0	388,420	342,660
Total Development & Engineering Services	\$5,554,370	\$0	\$5,554,370	\$6,262,170
City Clerk				
General Fund	567,340	0	567,340	550,890
Total City Clerk	\$567,340	\$0	\$567,340	\$550,890
Police				
General Fund	15,525,850	0	15,525,850	16,263,290
Public Safety Dedicated Sales Tax	3,446,860	0	3,446,860	4,652,160
Regional Family Advocacy	927,020	0	927,020	1,202,570
Co. R.I.C.O. w/Maricopa Atty	11,200	12,244	11,200	0
Other Grants	0	61,897	0	0
Total Police	\$19,910,930	\$74,141	\$19,910,930	\$22,118,020
City Court				
General Fund	979,100	0	979,090	982,760
Public Safety Dedicated Sales Tax	251,380	49,123	251,380	260,520
Court Payments	155,830	0	155,820	207,530
Total City Court	\$1,386,310	\$49,123	\$1,386,290	\$1,450,810
Fire and Medical				
General Fund	8,799,170	0	8,799,170	8,720,420
Public Safety Dedicated Sales Tax	1,820,510	0	1,820,510	1,897,080
Volunteer Fireman's Pension	5,000	0	5,000	5,000
Total Fire and Medical	\$10,624,680	\$0	\$10,624,680	\$10,622,500
Economic Development				
General Fund	2,396,570	0	2,396,570	2,016,240
Total Economic Development	\$2,396,570	\$0	\$2,396,570	\$2,016,240
Parks Recreation and Libraries				
General Fund	5,574,650	0	5,574,650	6,127,910
Library Projects	0	5,500	0	0
Total Parks Recreation and Libraries	\$5,574,650	\$5,500	\$5,574,650	\$6,127,910

*Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Department of Expenditures/Expenses
Fiscal Year 2017

DEPARTMENT/FUND	Adopted Budgeted Expenditures/ Expenses 2016	Expenditure/ Expense Adjustments Approved 2016	Actual Expenditures/ Expenses* 2016	Budgeted Expenditures/ Expenses 2017
Neighborhood and Family Services				
General Fund	1,664,630	34,000	1,664,630	1,976,230
Home Grant	244,640	1,095,648	244,640	1,572,820
CDBG	780,530	-52,130	780,530	839,830
Senior Nutrition	610,450	0	610,420	558,034
Other Grants	255,780	283,641	255,780	268,320
Community Action Program	111,860	1,000	111,860	116,920
Total Neighborhood and Family Services	\$3,667,890	\$1,362,159	\$3,667,860	\$5,332,154
Public Works				
Water Operations	11,381,050	0	11,381,050	11,991,961
Water Development	8,765,000	0	8,765,000	10,710,100
Sewer Operations	8,048,940	0	8,048,930	8,529,361
Sewer Development	1,350,000	0	1,350,000	7,433,290
Sanitation	4,770,290	0	4,770,290	5,050,740
Fleet Services Fund	2,293,230	0	2,293,230	2,589,620
Highway User Revenue Fund	1,556,850	0	1,556,850	1,621,974
Sanitation Eqt. Replacement	1,751,850	0	1,751,850	817,000
Water Equipment Replacement	824,620	0	824,620	619,940
Sewer Equipment Replacement	564,200	0	564,200	525,000
General Fund	33,450	0	33,450	36,910
Total Public Works	\$41,339,480	\$0	\$41,339,470	\$49,925,896
Debt Service				
0.5% Dedicated Sales Tax	5,764,250	0	5,764,250	5,739,537
General Obligation Bonds	3,554,790	0	3,554,790	3,701,740
Dysart Road M.D.C.	196,060	0	196,060	467,220
Hwy User's Bonds '85/91/98	412,900	0	412,900	402,790
Total Debt Service	\$9,928,000	\$0	\$9,928,000	\$10,311,287
Capital Projects				
Improvement Districts	25,000,000	0	25,000,000	25,000,000
Street Construction	12,981,450	0	12,981,450	15,472,800
Parkland	2,336,000	0	2,336,000	4,465,000
Vehicle Replacement	4,619,630	0	4,619,630	4,119,243
One Time Capital	2,963,000	0	2,963,000	1,597,744

*Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

CITY OF AVONDALE
Summary by Department of Expenditures/Expenses
Fiscal Year 2017

DEPARTMENT/FUND	Adopted Budgeted Expenditures/ Expenses 2016	Expenditure/ Expense Adjustments Approved 2016	Actual Expenditures/ Expenses* 2016	Budgeted Expenditures/ Expenses 2017
Capital Projects				
Equipment Replacement Fund	638,300	0	638,300	1,071,700
Fire Dept. Development	97,570	0	97,570	757,570
Police Development	89,660	0	89,660	278,660
Library Development	0	0	0	50,000
Total Capital Projects	\$48,725,610	\$0	\$48,725,610	\$52,812,717
Total All Funds	\$173,830,380	\$56,393	\$173,830,310	\$193,168,019

*Includes actual expenditures/expenses recognized on the modified accrual or accrual basis as of the date the proposed budget was prepared, plus estimated expenditures/expenses for the remainder of the fiscal year.

CITY OF AVONDALE
Full-Time Employees and Personnel Compensation
Fiscal Year 2017

FUND	Full-Time Equivalent (FTE) 2017	Employee Salaries and Hourly Costs 2017	Retirement Costs 2017	Healthcare Costs 2017	Other Benefit Costs 2017	Total Estimated Personnel Compensation 2017
General Fund	345.45	25,881,590	3,898,800	2,606,610	2,523,350	34,910,350
Total	345.45	\$25,881,590	\$3,898,800	\$2,606,610	\$2,523,350	\$34,910,350
Special Revenue						
Highway User Revenue Fund	17.25	1,107,880	126,710	137,450	171,380	1,543,420
Senior Nutrition	6.50	251,340	28,850	35,960	25,010	341,160
Community Action Program	2.00	80,620	9,250	17,680	7,180	114,730
Home Grant		74,500	9,260	8,370	7,640	99,770
Transit Fund	1.00	83,740	9,600	9,230	7,300	109,870
Court Payments	0.80	78,890	9,060	13,270	7,140	108,360
Regional Family Advocacy	5.00	343,340	39,370	30,300	29,930	442,940
Public Safety Dedicated Sales Tax	55.00	4,045,040	741,160	393,940	434,230	5,614,370
CDBG	1.00	106,260	9,970	10,210	9,310	135,750
Environmental Programs Fund	1.00	82,410	9,450	8,060	7,190	107,110
Total Special Revenue	89.55	\$6,254,020	\$992,680	\$664,470	\$706,310	\$8,617,480
Enterprise						
Water Operations	34.50	2,183,933	250,465	239,610	243,945	2,917,953
Sewer Operations	21.50	1,374,455	157,545	147,050	160,715	1,839,765
Sanitation	20.25	1,176,070	134,920	161,910	166,510	1,639,410
Total Enterprise	76.25	\$4,734,458	\$542,930	\$548,570	\$571,170	\$6,397,128
Internal Service						
Risk Management Fund	2.00	175,260	20,110	16,120	15,410	226,900
Fleet Services Fund	7.50	489,190	56,110	58,090	55,980	659,370
Total Internal Service	9.50	\$664,450	\$76,220	\$74,210	\$71,390	\$886,270
Total All Funds	520.75	\$37,534,518	\$5,510,630	\$3,893,860	\$3,872,220	\$50,811,228



CITY COUNCIL AGENDA

SUBJECT:

Professional Services Agreement - J2
Engineering and Environmental Design, LLC -
Festival Fields Conceptual Design

MEETING DATE:

5/16/2016

TO: Mayor and Council**FROM:** Tracy Stevens, Development and Engineering Services Director**THROUGH:** David Fitzhugh, City Manager**PURPOSE:**

Staff is requesting City Council to approve a Professional Services Agreement with J2 Engineering and Environmental Design, LLC to provide conceptual design services for the Festival Fields Conceptual Design Project in the amount of \$82,484 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

BACKGROUND:

The planning and design for Festival Fields started in 2005 and construction of Phase I was completed in 2008. Phase I included four lighted softball fields, one lighted multi-purpose field, concession/restroom building, 296 parking spaces, utility infrastructure, landscaping and site retention. A second phase of the park was designed in 2008 that added another 30 acres of park amenities and parking lots. Due to the recession, the park's second phase was not constructed.

DISCUSSION:

Since 2009, staff has reconsidered previously planned site amenities and program elements at Festival Fields. In order to plan for appropriate site amenities and to meet current programming needs, staff will host public input meetings to allow residents and stakeholders to give input into the future park development. This would achieve a City Council strategic goal to connect with the community. It will provide an opportunity to involve Avondale residents and to align the conceptual plan with community interests.

Staff developed a scope of work for the conceptual design of the final build out of Festival Fields that includes:

- Conceptual Design
- Cost Estimating
- Conduct Public Meetings
- Geotechnical Services

- Floodplain Delineation
- Landscaping
- Offsite Street Improvements to Lower Buckeye Road
- Secondary Roadway Access to the Park
- Graphic Design

This conceptual design contract's primary goal is to revise the Festival Fields park plan and provide an accurate and accountable cost estimate for budgeting purposes.

SELECTION PROCESS:

In accordance with the City's Procurement Policy, staff requested proposals from four firms listed on the City's Professional Consultants Selection List. A committee was formed and proposals were evaluated. Upon review, it was determined that J2 Engineering and Environmental Design, LLC was the best qualified firm to provide conceptual design services for this project. Staff contacted references and found that J2 Engineering and Environmental Design, LLC is considered to be a competent, knowledgeable and highly recommended consultant based on similar projects. Staff requested, received and negotiated a proposal from J2 Engineering and Environmental Design, LLC for conceptual design services for the delivery of conceptual plans and an overall cost estimate. Staff reviewed the proposal and negotiated the scope of services and contract price in the amount of \$82,484.

SCHEDULE:

The tentative schedule for the conceptual design is:

Notice to Proceed – June 2016

60% Conceptual Plans – September 2016

Final Conceptual Plans –December 2016

BUDGET IMPACT:

Funding for this project is available in CIP Parks Fund Line Item No. 310-1105-00-8210, Festival Fields.

RECOMMENDATION:

Staff recommends that the City Council approve a Professional Services Agreement with J2 Engineering and Environmental Design, LLC to provide conceptual design services for the Festival Fields Conceptual Design Project in the amount of \$82,484.00 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

ATTACHMENTS:

Description

[Vicinity Map](#)

[PSA - J2 ENGINEERING AND ENVIRONMENTAL DESIGN, L.L.C.](#)

Festival Fields Vacinity Map



gjs Map Created : 3/17/2016
By Engineering and Development Services

Avondale

Aspiring. Achieving. Accelerating.

PSA – J2 ENGINEERING AND ENVIRONMENTAL DESIGN, L.L.C

DUE TO ITS SIZE, THIS DOCUMENT
HAS BEEN POSTED SEPARATELY

PLEASE CLICK ON THE LINK BELOW TO VIEW

J2 – Team Scope and Summary of Fees

<http://www.avondale.org/DocumentCenter/View/38561>

PSA – J2 Engineering and Environmental Design

<http://www.avondale.org/DocumentCenter/View/38562>