

Minutes of the Regular Meeting held September 12, 2016 at 7:00 p.m. in the Council Chambers.

MEMBERS PRESENT

Mayor Kenn Weise and Council Members

Stephanie Karlin, Vice Mayor
David Iwanski (via telephone)
Bryan Kilgore
Jim McDonald
Sandi Nielson
Lorenzo Sierra

ALSO PRESENT

Gina Montes, Acting City Manager
Kevin Artz, Assistant City Manager
Drew Bryck, Environmental Programs Manager
Andrew McGuire, City Attorney
Carmen Martinez, City Clerk

1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

Carmen Martinez, City Clerk, read a statement of participation regarding public appearances.

2 UNSCHEDULED PUBLIC APPEARANCES

Pat Dennis addressed the Council to request an update on her previous request to address the installation of a sidewalk and bike path on Thomas Road between QT and Rancho Santa Fe which she understands to be the responsibility of QT.

Mayor Weise directed Assistant City Manager Gina Montes to follow up with Ms. Dennis regarding the status of her request.

3 CONSENT AGENDA

Items on the consent agenda are of a routine nature or have been previously studied by the City Council at a work session. They are intended to be acted upon in one motion. Council members may pull items from consent if they would like them considered separately.

a. APPROVAL OF MINUTES

1. Work Session of August 1, 2016
2. Regular Meeting of August 1, 2016
3. Regular Meeting of August 8, 2016

b. PROFESSIONAL SERVICES AGREEMENT - KIMLEY-HORN AND ASSOCIATES - FIBER OPTIC PROJECT ON MCDOWELL/DYSART

A request to approve a Professional Services Agreement with Kimley-Horn and Associates, Inc. to provide design services for the McDowell Road ITS Project in the amount of \$126,747 and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

c. PROFESSIONAL SERVICES AGREEMENT DIBBLE & ASSOCIATES CONSULTING ENGINEERS DIP SEWER REHABILITATION 2016

A request to enter into a Professional Services Agreement with Dibble & Associates Consulting Engineers to complete the design of the Ductile Iron Pipe Sewer Rehabilitation 2016 for \$93,725, and authorize the Mayor or City Manager and City Clerk to execute the contract documents.

d. SECOND AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT – TASER INTERNATIONAL, INC.

A request to approve the second amendment to the professional services agreement with Taser International Inc. and to increase expenditure authority of agreement by \$21,057.11 for a new total amount of \$110,549.07 to purchase additional digital audio and video recording equipment for the Avondale Police Criminal Investigation Bureau and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

e. CONSTRUCTION SERVICES CONTRACT - SRP - 107TH AVENUE FROM ROOSEVELT STREET TO VAN BUREN STREET

A request to approve a Construction Services Agreement with Salt River Project to complete 12 kV overhead utility relocation as part of the 107th Avenue Improvement Project from Roosevelt Street to Van Buren Street, in the amount of \$89,000.00, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

f. RESOLUTION 3334-916 - INTERGOVERNMENTAL AGREEMENT WITH AGUA FRIA UNION HIGH SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER

A resolution authorizing an Intergovernmental Agreement with the Agua Fria Union High School District #216 to share the cost of providing a School Resource Officer during the 2016/2017 school year and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

g. RESOLUTION 3336-916 INTERGOVERNMENTAL AGREEMENT WITH TOLLESON UNION HIGH SCHOOL DISTRICT FOR SCHOOL RESOURCE OFFICER PROGRAM

A resolution authorizing an Intergovernmental Agreement with the Tolleson Union High School District #214 to share the cost of providing a School Resource Officer during the 2016/2017 school year, for both Westview High School and La Joya High School and authorize the Mayor or City Manager and City Clerk to sign the necessary documents.

h. RESOLUTION 3337-916 - ACCEPTANCE OF EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AWARD FOR FY 2015

A resolution authorizing the acceptance of funding in the amount of \$18,623 for audio and video equipment for police interview rooms from the Edward Byrne Memorial Justice Assistance Grant FY2015 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

i. RESOLUTION 3338-916 - ACCEPTANCE OF EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FOR FY 2016

A resolution to authorize the acceptance of funding in the amount of \$19,625 for a part-time Identification Technician position from the Edward Byrne Memorial Justice

Assistance Grant FY2016 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

Council Member Kilgore moved to approve the consent agenda as presented including Resolution 3334-916, 3336-916, 3337-916 and 3398-916. Council Member McDonald seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried unanimously.

4 RESOLUTION 3335-916 - POWER SALES CONTRACT - ARIZONA POWER AUTHORITY FOR HOOVER DAM POWER

A resolution approving a Contract with the Arizona Power Authority to purchase Hoover Dam power at a reduced rate, as compared to what the City currently pays for power from existing utilities and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

Drew Bryck, Environmental Program Manager updated the Council regarding this proposal which was previously presented to Council. He explained that under the 1939 Boulder Canyon Project Act, the water and power generated by the Hoover Dam serves over 20 million people in three states. The current allocation agreement is due to expire in 2017. The 2011 Hoover Power Allocation Act was enacted by Congress and opened up the opportunity to additional entities, including Tribes and municipalities to purchase power. In April of 2015, the Council authorized staff to conduct a study to provide an estimate of the amount of savings that would be realized should Avondale were to enter into an agreement to purchase power for 50 years from this source. The potential savings are estimated to be \$125,000 over the first 10 years of the contract.

Mr. Bryck explained that under current conditions, Hoover Dam power is allocated to the Arizona Power Authority who sells it to APS and SRP who in turn resell the power to users including Avondale. Under the proposed scenario, power will be sold directly to the city of Avondale by the Arizona Power Authority, but since Avondale does not own power lines, the power will continue to be distributed by SRP and APS through an agreement with them. Mr. Bryck proceeded to outline the potential risks of entering into this agreement. He explained that the agreement cannot be terminated and the city will be required to pay for the allocation even if no power was available. Further, there is a provision for a 3% annual rate increase by the APA and in the event of a default, the city would still be obligated to make payments even if the APA were to terminate or resell the contract. Mr. Bryck indicated that

drought conditions have affected the availability of power and added that currently the Hoover Dam is at about 70% capacity.

Benefits will come to the city in the form of a bill credit from either APS or SRP. A credit from APS will range between \$0.042 and 0.067 kWh of delivered APA power, while SRP's will range from \$0.033 to \$0.109 per kWh of delivered APA power. He explained that for the first five years the net benefit to the city will be low due to the fact that the city must make advances to the APA of about \$8,000 per year to in essence buy a part of the infrastructure investment APA has made at the Hoover Dam. He explained that the net benefits analysis is based on the assumption that the dam will remain at 70% capacity or less.

Mr. Bryck indicated that staff's recommendation to adopt a resolution to approve the contract.

Council Member Iwanski commented that this is a low cost energy alternative, and while the benefits in the short term appear to be low one must focus on the long term benefits of this contract due to increasing restrictions on generation of other types of energy. He expressed strong support for approval of this contract.

Council Member Nielson expressed caution due to the current drought conditions that are not likely to improve soon.

In response to a question from Council Member Kilgore, Mr. Kenneth Saline of KR Saline Associates indicated that the generators will operate when the dam is as low as 50% capacity. Council Member Kilgore further expressed concern over the term of the contract and asked what the amount of the annual payments would be. Mr. Bryck indicated that even if the city were not to receive any power from this contract, the city would still be responsible for a payment of \$38,000 per year plus any electricity costs.

Vice Mayor Karlin commented that she was originally skeptical about this proposal but was in favor of proceeding with the analysis. She continues to be skeptical. Water conditions at the dam are dangerously low and expressed concern regarding the age and state of the dam. Mr. Saline indicated that the infrastructure has been updated and runs very efficiently. Vice Mayor Karlin she understands the potential benefits but continues to be skeptical.

Council Member McDonald asked if the city has liability if the infrastructure does not reach life expectancy. Mr. Saline explained that the city's payment will represent its portion of 100% of estimated costs of Hoover Dam. Council Member McDonald indicated that he was originally not in favor of this item but understands the long term benefits of the proposal especially when one considers it is realistic to expect rainy years in the future.

In response to a question from Council Member Sierra, Mr. Saline indicated that this is 100% renewable and reliable energy over the long term which is the reason why SRP and APS offer generation credits.

Council Member Kilgore indicated that he is not in favor of this item as he does not believe this is good use of taxpayer money. Council Member Iwanski indicated that the city has invested before in the Central Arizona Project which is a long term contract from which the city has benefitted.

Mayor Weise indicated that while we cannot predict what will happen in the future, it is realistic to expect rain in the next few years. He indicated he is in favor of this item.

Council Member McDonald moved to adopt Resolution 3335-916 approving the Power Sales Contract with Arizona Power Authority. Council Member Iwanski seconded the motion.

ROLL CALL VOTE AS FOLLOWS:

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

Motion carried 4-3.

5 LOW WATER USE DEMONSTRATION GARDEN

City Council will receive an update on a concept to construct a low water use demonstration garden on the City Hall campus and the benefits of constructing this garden for residents in the community.

Environmental Program Manager Drew Bryck, indicated that the potential rain garden would be located right outside the council chambers and will be installed in an area currently used for retention which is currently experiencing erosion. The garden would meet one of the Council's goals as well as one of the EENRC goals. The garden would capture runoff while creating a functional garden and will use nonstructural low-tech methods.

Mr. Bryck demonstrated a concept that would enhance the area and demonstrate some innovative techniques on rain water harvesting such as zuni bowls, berm and basin to help slow, spread and sink the rainwater. Benches will be added to add to the appeal. Signage will be used to educate the public. As part of the education component, the public will be invited to participate and assist in the construction and installation as part of a workshop. Estimated cost is around \$16,000.

Council Member Nielson indicated that she is in favor of this item, but indicated we should not forget that the east valley gets more water than we do in the west valley.

In response to a question from Council Member McDonald, Mr. Bryck indicated there will be some irrigation to plants to help them get established, but this will be cut off once they are established and will only receive rain water. He indicated it is a good idea to provide hands on learning opportunities for residents.

Council Member Sierra asked if has sought out any sponsorship opportunities. Mr. Bryck, indicated that was a good idea and will look into. Council Member Sierra asked if some artistic components could be incorporated into the garden. Mr. Bryck, indicated that

collaboration with the Art Committee can be considered to accomplish Council Member Sierra's suggestion.

Council Member Kilgore suggested that a plaque be incorporated into the project to educate the public the project and its benefits.

Council Member Iwanski indicated he was in support of this project.

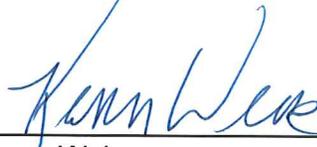
Vice Mayor Karlin commented this is a good project because of its educational component and liked the idea of incorporating some artistic elements to the garden. This can also be provided as an option for developers. Vice Mayor Karlin asked what the timeline is for this project. Mr. Bryck indicated that he expects this could be done within two to three months. She agreed with Council Member Sierra's suggestion to seek some sponsorships for this project. She added this is another great project that Avondale is working on and should publicize so that the region is aware of the great projects Avondale works on.

Mayor Weise indicated he is excited about this program and is in support of it.

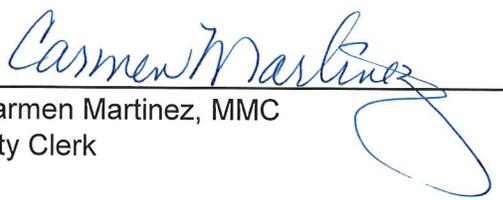
6 ADJOURNMENT

There being no further business before the Council, Council Member Nielson moved to adjourn the meeting; Council Member Kilgore seconded the motion. Motion was passes unanimously.

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



Mayor Weise



Carmen Martinez, MMC
City Clerk

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Meeting of the Council of the City of Avondale held on the 12th day of September, 2016. I further certify that the meeting was duly called and held and that the quorum was present.



City Clerk