

# CITY COUNCIL

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

## AGENDA

**WORK SESSION OF  
December 12, 2005  
5:30 P.M.**

### CALL TO ORDER BY MAYOR DRAKE

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

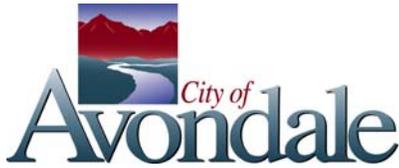
2) **ECONOMIC DEVELOPMENT PLAN UPDATE**

Staff and representatives from the consultant team of ESI Corp. and LVA Design will update the City Council on work already completed on the Avondale Economic Development Plan and solicit the Council's input on economic development priorities, challenges, opportunities and options. For information, discussion and direction.

3) **ADJOURNMENT**

Respectfully submitted,  
*Linda M. Farris, CMC*  
City Clerk

Any individual with a qualified disability may request a reasonable accommodation by contacting the City Clerk at 623-478-3030 at least 48 hours prior to the council meeting.



# CITY COUNCIL

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

## AGENDA

SPECIAL MEETING OF  
DECEMBER 12, 2005  
7:00 P.M.

**CALL TO ORDER BY MAYOR DRAKE  
PLEDGE OF ALLEGIANCE  
INVOCATION**

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

**STATEMENT OF PARTICIPATION BY THE CITY CLERK**

**2) CITY MANAGER'S REPORT**

**3) RECOGNITION ITEMS (MAYOR PRESENTATIONS)**

**4) UNSCHEDULED PUBLIC APPEARANCE**  
(Limit three minutes per person. Please state your name.)

**5) CONSENT AGENDA**

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

**a. APPROVAL OF MINUTES**

Special meeting of November 14, 2005

Work Session of November 14, 2005

Work Session of November 21 2005

Regular meeting of November 21 2005

**b. BID AWARD – FIRE EQUIPMENT**

Staff is requesting that the City Council approve contracts with eight vendors as follows; First In, Inc. \$47,742.91, Municipal Emergency Services \$242.28, Ferrara Fire Apparatus \$1,038.00, Mallory Company \$2,123.10, Fisher Scientific \$1,090.01, L.N. Curtis & Sons \$17,378.16, United Fire Equipment \$778.34, Equipment Management \$806.20, for the purchase of fire equipment at a total cost of \$71,199.00. The Council will take appropriate action.

**c. PAYMENT - SALT RIVER PROJECT (SRP) - IRRIGATION STRUCTURES ON MCDOWELL ROAD FROM AVONDALE BOULEVARD TO 99<sup>TH</sup> AVENUE**

Staff is requesting that the City Council authorize payment to Salt River Project (SRP) in the amount of \$165,199 for engineering and construction services related to the installation of irrigation structures on McDowell Road from Avondale Boulevard to 99<sup>th</sup> Avenue. The Council will take appropriate action.

**d. SETTLEMENT AGREEMENT AND RELEASE - INTERSTATE COMMERCE CENTER, L.L.C.**

Staff is requesting that the City Council approve a Settlement Agreement and Release between the City of Avondale and Interstate Commerce Center, LLC (aka Fiesta Travel Plaza) in the amount of \$202,695.83 and authorize the Mayor or City Manager and the City Clerk to execute the appropriate documents. The Council will take appropriate action.

**e. SETTLEMENT AGREEMENT - GARNEY CONSTRUCTION - NORTHEAST RESERVOIR AND BOOSTER STATION**

Staff is requesting that the City Council approve a Settlement Agreement and Release between the City of Avondale and Garney Construction and authorize the Mayor or City Manager and the City Clerk to execute the agreement. The original contract amount of \$1,780,754 has been adjusted by deducting \$84,490 resulting in a new contract amount of \$1,696,264 as a settlement for failing to complete the work on time. The Council will take appropriate action.

**f. AMENDMENT 1 - PROFESSIONAL SERVICES AGREEMENT - CMX, INC. - DESIGN SERVICES**

Staff is requesting that the City Council approve Amendment 1 to the Professional Services Agreement with CMX, Inc. to design public improvements relating to the development of the southeast corner of I-10 and Avondale Blvd in the amount of \$5,000, resulting in a revised contract total of \$58,950, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**g. REIMBURSEMENT AGREEMENT - THOMAS TAIT - IMPROVEMENTS RELATED TO MCDOWELL ROAD/AVONDALE BOULEVARD IMPROVEMENT PROJECT**

Staff is requesting that the City Council approve a reimbursement agreement with Thomas Tait for the proposed McDowell Road/Avondale Boulevard Improvements Project. The agreement stipulates that the City will invoice Mr. Tait monthly for his share of the improvements based on the estimated cost to construct his improvements (\$346,230.21). The Council will take appropriate action.

**h. CHANGE ORDER 1 - HIGHLAND ENGINEERING - CONSTRUCT THE FULTON ESTATES SEWAGE LIFT STATION**

Staff is requesting that the City Council approve Change Order 1 to Highland Engineering's contract to construct the Fulton Estates sewage lift station in an amount not to exceed \$75,006.18 for a revised total contract amount of \$499,486.18, and authorize the Mayor or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**i. MAP OF DEDICATION – 113<sup>th</sup> AVENUE BUSINESS PARK – MD-04-1**

Staff is requesting Council approval of a Map of Dedication for a portion of the McDowell Road, Avondale Boulevard and 113<sup>th</sup> Avenue right-of-way. The Council will take appropriate action.

**j. FINAL PLAT – GATEWAY CROSSING**

The Council will consider a request from Mr. Douglas Baker, Raintree PAD, for final plat approval for Gateway Crossing Shopping Center, 29.23 acres, southwest corner of 99<sup>th</sup> Avenue and McDowell Road. The Council will take appropriate action.

**k. SPECIAL EVENT LIQUOR LICENSE – AMERICAN LEGION #61 – NEW YEAR'S EVE**

Staff is requesting that Council consider a request for a special event liquor license from the American Legion Post #61, 35 North 8<sup>th</sup> Street Avondale, Arizona for December 31, 2005. The Council will take appropriate action.

**l. RESCHEDULE FEBRUARY 20, 2006 COUNCIL MEETING – PRESIDENTS' DAY**

Staff is requesting that the City Council reschedule the February 20, 2006 Council meeting to Tuesday, February 21, 2006 in observance of Presidents' Day. The Council will take appropriate action.

**m. PURCHASE OF TRUCKS FOR THE UTILITIES DEPARTMENT**

Staff is requesting City Council authorization to attach to the State of Arizona bid #AD040004-005 and enter into a purchase agreement with Five Star Ford for the purchase of two F250 Pickups, one Super Cab F150 pickup, and three F150 Regular Cab pickups for a total of \$128,140.32, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents. The Council will take appropriate action.

**n. RESOLUTION DECLARING OFFICIAL INTENT OF THE CITY TO BE REIMBURSED FOR CAPITAL EXPENDITURES THAT OCCURRED PRIOR TO THE ISSUANCE OF DEBT, RELATING TO THE CONSTRUCTION OF THE REGIONAL LIBRARY AT AVONDALE BOULEVARD AND CIVIC CENTER DRIVE, AND THE LEASE PURCHASE OF TWO FIRE TRUCKS**

The Council will consider a resolution, declaring for purposes of Section 1.150-2 of the Federal Treasury Regulations, official intent of the City to be reimbursed in connection with certain capital expenditures relating to the construction of the regional library at Avondale Boulevard and Civic Center Drive and the lease purchase of two fire trucks. The Council will take appropriate action.

**o. RESOLUTION - ADOPTION OF COUNCIL GOALS FOR FY 2006-07**

The City Council will consider a resolution establishing Council goals for fiscal year 2006-2007. The Council will take appropriate action.

**p. ORDINANCE - ACQUISITION OF PROPERTY BY PURCHASE OR CONDEMNATION**

The City Council will consider an ordinance authorizing the acquisition of property at 103 W. Elm Lane by purchase or condemnation. The Council will take appropriate action.

**q. FRONT ELEVATION – MAJOR B – GATEWAY CROSSING SHOPPING CENTER**

The Council will consider a request for design approval for the north elevation of Major B at gateway Crossing Shopping Center, 26.1 acres located at the southwest corner of 99<sup>th</sup> Avenue and McDowell Road. The Council will take appropriate action.

6) **AWARD OF A LANDSCAPE MAINTENANCE SERVICE CONTRACT**

Staff is requesting that the City Council approve a Professional Services Agreement with Grounds Control Inc. to provide landscape services for the Avondale Civic Center, Crystal Gardens Water Treatment Cells, Western Avenue streetscape, and city street medians, in the amount of \$169,980 and authorize the Mayor or City Manager and City Clerk to execute the contract documents. The agreement shall be in effect for two (2) years with one (1) year renewal options for three (3) additional years. The Council will take appropriate action.

7) **LEGISLATIVE AGENDA**

Staff is requesting that the City Council adopt a 2006 Legislative Agenda, outlining policy goals for the next federal and state legislative sessions. The Council will take appropriate action.

8) **DISCUSSION ITEMS**

Council will discuss items listed below and possibly give direction to city staff to research and prepare item for future meeting.

Rental Property Discussion – Mayor Drake

9) **EXECUTIVE SESSION**

The Council may hold an executive session pursuant to ARIZ. REV. STAT. § 38-431.03 (A)(4) for discussion or consultation with the City's attorney in order to consider its position and instruct the City's attorney regarding the council's position regarding contract negotiations with Wilhoite Water.

10) **ADJOURNMENT**

Respectfully submitted,

*Linda M. Farris*, CMC

City Clerk

Any individual with a qualified disability may request a reasonable accommodation by contacting the City Clerk at 623-478-3030 at least 48 hours prior to the council meeting.