

# Avondale

## Summary of Council Actions

### REGULAR MEETING

October 15, 2018 at 7:00 PM

Held in the Council Chambers – 11465 W Civic Center Drive, Avondale, AZ 85323

#### 1 ROLL CALL AND STATEMENT OF PARTICIPATION BY THE CITY CLERK

#### 2 RECOGNITION ITEMS (MAYOR PRESENTATIONS) – **PRESENTED**

##### a. Universal Technical Institute

#### 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 - **APPROVED**

1. Work Session of September 10, 2018
2. Regular Meeting of September 10, 2018
3. Work Session of September 17, 2018
4. Regular Meeting of September 17, 2018

##### b. LIQUOR LICENSE TEMPORARY EXTENSION OF PREMISES - 8-BIT ALEWORKS

City Council **APPROVED** an application submitted by Mr. Ryan Scott Whitten for a temporary extension of premises to be used in conjunction with a Cornhole Tournament Fundraiser benefiting the Avondale Firefighter Charities on Friday, November 16, 2018.

##### c. REQUEST TO AUTHORIZE TRANSFER OF UNANTICIPATED REVENUES CONTINGENCY APPROPRIATIONS TO WORKERS COMPENSATION FUND

City Council **APPROVED** a request to authorize the transfer of \$900,000 of Unanticipated Revenues contingency appropriations to the Workers' Compensation Fund to provide expense authority to operate the Fund for the fiscal year ended June 30, 2019, and authorize the Mayor or the City Manager and City Clerk to execute the necessary documents.

##### d. MAP OF DEDICATION (MOD) FOR AKOS MEDICAL CAMPUS - APPLICATION PL-18-0172

City Council **APPROVED** a request by Mr. Dan Auxier, EPS Group, for approval of a Map of Dedication related to the AKOS Medical Campus development soon to be under construction west of the southwest corner of 107th Avenue and McDowell Road. The proposed Map of Dedication will dedicate a new waterline easement and expand an existing sidewalk easement to accommodate the planned development.

**e. CONTRACT AWARD WITH PCL CONSTRUCTION FOR THE NORTH AVONDALE WATER SUPPLY CMAR**

City Council **APPROVED** a Construction Manager at Risk Agreement with PCL Construction, Inc. to perform pre-construction services for the development of the North Avondale Water Supply project in the amount of \$110,898, approve a budget transfer in the amount of \$110,898 and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

**f. COOPERATIVE PURCHASING AGREEMENT WITH CUMMINS INC. FOR GENERATOR REPAIR AND MAINTENANCE**

City Council **APPROVED** a request to approve a Cooperative Purchasing Agreement with Cummins Inc. to perform generator preventive maintenance and repair services in an annual amount not to exceed \$50,000 and a maximum aggregate amount not to exceed \$200,000 over the four-year contract term and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

**g. FIRST AMENDMENT TO PROFESSIONAL SERVICES AGREEMENT WITH KIMLEY-HORN AND ASSOCIATES FOR THE 107TH AVE AND MCDOWELL RD IMPROVEMENT PROJECT**

City Council **APPROVED** the First Amendment to Professional Services Agreement with Kimley-Horn and Associates Inc. for additional design services for the 107th Avenue & McDowell Road intersection project, and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

**h. RESOLUTION 3495-1018 - APPROVING AN AMENDED AND RESTATED CFD DEVELOPMENT AGREEMENT, FINANCING PARTICIPATION AGREEMENT AND INTERGOVERNMENTAL AGREEMENT**

City Council **ADOPTED RESOLUTION 3495-1018** approving an amended and restated CFD development agreement, financing participation agreement, waiver and intergovernmental agreement and authorizing the Mayor or City Manager and City Clerk to execute the necessary documents.

**i. RESOLUTION 3496-1018 INTERGOVERNMENTAL AGREEMENT WITH ARIZONA STATE UNIVERSITY FOR LAW ENFORCEMENT SERVICES AT SUN DEVIL STADIUM**

City Council **ADOPTED RESOLUTION 3496-1018** approving an Intergovernmental Agreement (IGA) with the Arizona State University (ASU), to provide professional law enforcement security and traffic management services at Sun Devil Stadium and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

**j. RESOLUTION 3497-1018 - INTERGOVERNMENTAL AGREEMENT - HOUSEHOLD HAZARDOUS WASTE EVENTS**

City Council **ADOPTED RESOLUTION 3497-1018** authorizing an Intergovernmental Agreement between the cities of Goodyear, Litchfield Park and Tolleson to hold household hazardous waste collection events and authorize the Mayor, or City Manager and City Clerk to execute the necessary documents.

**k. ORDINANCE 1673-1018 - AMENDMENT TO CITY CODE, CHAPTER 8, ARTICLE I, FLOODPLAIN MANAGEMENT**

City Council **ADOPTED ORDINANCE 1673-1018** amending Chapter 8, Article I Floodplain Management and authorize the Mayor or City Manager and City Clerk to execute the necessary documents.

**5 PUBLIC HEARING AND CONDITIONAL USE PERMIT FOR PHO MENTIRA (VERIZON WIRELESS FACILITY) - (PL-18-0057)**

City Council **HELD A PUBLIC HEARING AND APPROVED** a request by Nancy Smith, In Command Communications, for approval of a Conditional Use Permit for a 55-foot tall monopalm wireless facility located at the northwest corner of Avondale Boulevard and the I-10 Freeway.

**6 PUBLIC HEARING AND CONDITIONAL USE PERMIT FOR AVONDALE RECYCLING (PL-18-0101)**

City Council **HELD A PUBLIC HEARING AND APPROVED** a request by Abiud Fuentes, Avondale Recycling, for approval of a Conditional Use Permit for a metal recycling facility located at the southwest corner of Brinker Drive and Eliseo C Felix Jr Way; east of Dysart Road.

**7 PUBLIC HEARING AND RESOLUTION - CITY CENTER SPECIFIC PLAN TEXT AMENDMENT (APPLICATION PL-18-0006)**

City Council **CONTINUED THE PUBLIC HEARING AND CONSIDERATION OF THE RESOLUTION TO THE MEETING OF 11/5/18** a request by Ms. Carolyn Oberholtzer, Bergin Frakes, Smalley, and Oberholtzer, PLLC, to adopt a resolution amending the text of the City Center Specific Plan, modifying development and design standards for properties within the "Employment Mixed Use" sub-district. This item is for discussion only and has previously been continued by the Council at the June 18, 2018, July 16, 2018, August 13, 2018, and September 10, 2018 City Council meetings.

**8 PUBLIC HEARING AND ZONING ORDINANCE TEXT AMENDMENT TO SECTION 501, CITY CENTER DISTRICT (APPLICATION PL-18-0007)**

City Council **CONTINUED THE PUBLIC HEARING AND CONSIDERATION OF THE ORDINANCE TO THE MEETING OF 11/5/18** a request by Ms. Carolyn Oberholtzer, Bergin Frakes, Smalley, and Oberholtzer, PLLC, to adopt an Ordinance amending Zoning Ordinance Section 501, City Center District (CCD), modifying development standards, design requirements, and permitted land uses within the City Center's Employment Mixed Use (EMU) sub-district. The proposed amendment primarily concerns properties west of Avondale Boulevard. This item is for discussion only to review the proposed changes. This item has previously been continued by the Council at the June 18, 2018, July 16, 2018, August 13, 2018, and September 10, 2018 City Council meetings.

**9 DISCUSSION ITEMS**

a. POLICE PROPERTY AND EVIDENCE STORAGE FACILITY UPDATE - **PRESENTED**

Staff will present updated information on the proposed Police Property and Evidence Storage Facility. Input and feedback is requested from Council.

**ADJOURNED TO EXECUTIVE SESSION AT 8:28 PM**

**10 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 a proposed economic development agreement.

**11 ADJOURNMENT**