

Minutes of the Regular Council meeting held in the Council Chambers of the Avondale City Hall December 17, 1973, at 7:30 P.M.

Members Present:

Mayor Fred Campbell and Councilmembers:

A. B. Sernas
Walter Crane
Dessie Lorenz
Bud Yellenn
Lowell Riefkohl
Frank Vizzerra

Also Present:

City Manager
City Attorney

Charles J. Pipkin
William G. Barnes

Minutes of the Previous Meeting:

Included with the agenda were the minutes of the Regular Council meeting of December 3, 1973, for the Council's review and approval. Councilman Riefkohl pointed out that his name and vote had been omitted from the Roll Call vote in the section titled: "Resolutions for Introduction or Approval." Vice-Mayor Lorenz moved that the minutes be approved as corrected. Motion was seconded by Councilman Vizzerra. Carried unanimously.

Approval of Claims:

A list of claims payable was included with the agenda for Mayor and Council approval of payment. Councilman Vizzerra questioned claim number 14077 as to what the consultant's fees were for. City Manager explained that Mr. Welsh was the computer consultant that the City had hired to review our computer program. Vice-Mayor Lorenz moved that the claims be approved as reviewed by the Council. Councilman Sernas seconded the motion. Carried unanimously.

Unscheduled Public Appearances:

Mr. Sam Wallick introduced Mr. Bob Starr and Mr. Jess Perkins. Mr. Wallick said they were questioning Mr. David Sausedo's candidacy based upon the City Charter. Mr. Wallick turned the matter over to their attorney Mr. John E. Herrick.

Mr. Herrick presented the Council and the City Clerk with a petition titled, "Petition to Avondale City Council to Declare that David Venegas Sausedo is not Qualified to be a Councilman." Mr. Herrick briefly went over the points of the petition. The five (5) points of the petition are: (1) Statement of Facts, (2) Authority of the Avondale City Council to Determine the Qualifications of its Own Members, (3) Mr. Sausedo Lacks the Requisite Residence to be a Qualified Councilman, (4) The City Council is Required to Carry Out the Mandate of the Charter and (5) Relief Requested.

Vice-Mayor Lorenz questioned Mr. Sausedo as to whether or not he had lived in California. Mr. Sausedo stated that he had but refused to answer any more questions because his attorney was not present at the meeting.

Based upon the petition, Vice-Mayor Lorenz moved that Mr. Sausedo was not qualified according to the Charter and that he not be given a Certificate of Election. Motion was seconded by Councilman Crane. After much Council discussion, Vice-Mayor Lorenz rescinded her first motion and moved that a public hearing be held on December 26, 1973, at 7:30 P.M. in the Council Chambers. Councilman Crane seconded the motion.

Roll Call vote as follows:

Vizzerra - No
Riefkohl - Aye
Yellenn - Aye
Sernas - No
Crane - Aye
Lorenz - Aye
Campbell - Aye

Motion carried by a vote of 5 to 2.

Councilman Crane moved that the City Clerk be given subpoena power for both parties. Motion was seconded by Vice-Mayor Lorenz.

Roll Call vote as follows:

Vizzerra - Aye
Riefkohl - Aye
Yellenn - Aye
Sernas - Aye
Crane - Aye
Lorenz - Aye
Campbell - Aye

Ordinances for Introduction or Approval:

City Attorney read the Ordinance implementing Improvement District #6. Mayor Campbell made a motion to waive carry-over and read by title only for the second and third times. Motion was seconded by Vice-Mayor Lorenz.

Roll Call vote as follows:

Vizzerra - Aye
Riefkohl - Aye
Yellenn - Aye
Sernas - Aye
Crane - Aye
Lorenz - Aye
Campbell - Aye

City Attorney read the Ordinance by title only for the second and third times. Mayor Campbell made a motion to adopt the Ordinance. Motion was seconded by Councilman Crane.

Roll Call vote as follows:

Vizzerra - Aye
Riefkohl - Aye
Yellemm - Aye
Sernas - Aye
Crane - Aye
Lorenz - Aye
Campbell - Aye

Resolutions for Introduction or Approval:

None

Rezoning Cases:

None

Bids:

Bids for supplying the City with water and sewer pipe were opened.

For water pipe:

Hanson - 6" water - 1,000 feet	1.38 per foot
8" water - 700 feet	2.12 per foot

Plus \$18.50 for stop-over charges and 3% sales tax.

Cement Asbestos - 6" water - 1,000 feet	1.36 per foot
8" water - 700 feet	2.08 per foot

Mayor Campbell made a motion that Cement Asbestos be awarded the contract for water pipe. Motion was seconded by Councilman Sernas. Carried unanimously.

For sewer pipe:

Southwest Waterworks - No bid

Interpace Corp. 2,100 feet of sewer pipe 2982.00

Pacific Clay Products 2,100 ft of sewer pipe 2875.74

Mayor Campbell made a motion that Pacific Clay Products be awarded the contract for sewer pipe. Vice-Mayor Lorenz seconded the motion. Carried unanimously.

Scheduled Public Appearances:

None

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Old Business:

- a. City Manager reported that the County was having a hard time getting the money to finish the dog kennels and that they were still unable to handle the additional dogs if Avondale was to pass its Loose Dog Ordinance. Dr. Kelly is supposed to write a letter to the City when the kennels are completed.
- b. City Manager reported that he met with Mr. Carroll Knight on Friday to discuss the easement between Madden and Kinderman. Mr. Knight reports that there are still three to four property owners who won't sign a Quit Claim Deed.

New Business:

- a. City Manager requested Council permission to give City employees December 24th and December 31st off in lieu of the annual Christmas party. Mayor Campbell moved that the City Manager be given permission. Motion was seconded by Vice-Mayor Lorez. Carried unanimously.
- b. City Manager reported that the Volunteer Fire Department is over its budget due to the increased number of brush fires this year. City Attorney to get legal opinion as to whether the City can disc brush fields and charge the property owner.
- c. City Manager requested permission to purchase 14 commercial 1½ cubic yard garbage containers. Mayor Campbell moved that he be given permission. Motion was seconded by Councilman Crane. Carried unanimously.
- d. The canvass of votes cast in the General Election held on Tuesday, December 11, 1973, are as follows:
 - 1. Number of ballots cast - 172
 - 2. Number of ballots rejected - 7
 - 3. Title of office voted for, names of persons voted for to fill the office and votes received:

COUNCILMAN

B. W. "Bud" Yellemm 68
Walter L. Crane 97

Mayor Campbell moved that the canvass be approved and that Certificate of Election be issued. Vice-Mayor Lorenz seconded the motion. Carried unanimously.

- e. City Manager requested permission to call for bids for 550 cubic yards of concrete. Councilman Crane made a motion that the City Manager be granted permission. Motion was seconded by Councilman Sernas. Carried unanimously.

Councilmen's Business:

Councilman Vizzerra - Councilman Vizzerra asked the City Manager when the new garbage system would be operational.

City Manager said that the truck was being tested in Tolleson and that it should be ready soon. He plans to make a visit to the plant to get a delivery date.

- Councilman Yellenn - Councilman Yellenn asked whether he had a right to shoot at a pack of dogs if they're on his property. Chief Lopez told Councilman Yellenn that it was illegal to discharge a firearm in the City limits and that he should see if something else could be done.
- Vice-Mayor Lorenz - Vice-Mayor Lorenz wished everyone a Merry Christmas and expressed her appreciation to Fred Campbell for more than 20 years service on the Council.
- Mayor Campbell - Mayor Campbell also wished everyone a Merry Christmas and expressed appreciation to everyone he had served with on the Council and to City employees.

Adjournment:

There being no further business to come before the Council, Mayor Campbell moved that the meeting be adjourned. Motion was seconded by Vice-Mayor Lorenz. Carried unanimously.

Meeting adjourned at 9:50 P.M.



Mayor



Clerk

CLAIM #	CHECK #	SUPPLIER	ITEM	AMOUNT
14079	1666	Shirley Seeton	Bond refund	\$ 66.00
14080	1691	Rowland Stevens	Attorney fees	200.00
14080A	1692	Sears, Roebuck	Refund on occ. lic.	20.00
14081	1693	Payroll Acct.	Employee payroll	14978.42
14082	1694-99	Mayor & Council	Payroll	200.00
14083	1700	U. S. Postmaster	Postage for meter	98.73
14084	1701	Ramon M. Figucio	Bond refund	400.00
14085	1702	State Treasurer	Fine surcharge	421.00
14086	1703	Robert M. Carver	Bond refund	182.00
14087		Manny Camacho	Pest Control	30.00
14088		Messenger Graphics	Ballots-General Elec.	103.00
14089		Az. Water & Pollution Control	Membership dues	8.00
14090		Xerox	Monthly contract	61.80
14091		Honeywell, Inc.	Maint. contract	174.41
14092		Industrial Uniform	Uniform cleaning	19.96
14093		Westsider	Advertising	6.05
14094		Brush & Associates	Court reporter	50.00
14095		A. P. S.	Damage to cable	50.24
14096		AWECO	Port. welder	796.10
14097		Fowler's Auto Parts	Parts & supplies	460.63
14098		Boardman Co.	Law report	15.00
14099		Brown Printing	Court forms	113.56
14100		Jackson & Asso.	Ins. premium	88.50
14101		Screenprint	Decal for P.D. car	111.02
14102		Andy Chuka	Daily logsheets	45.76
14103		Debbie Hill	Payroll - court	64.00
14104		Jeff's Food Fair	Jail groceries	102.59
14105		Gen. Insti. Sup.	Jail groceries	114.68
14106		Thomas Gerrity	Expense reimbursement	16.13
14107		Craig Johnson	Expense reimbursement	14.88
14108		Gage's Auto Parts	Parts & supplies	165.05
14109		Air-Draulics	Parts	10.51
14110		Canyon Ford Inc.	Parts	30.49
14111		Union Oil Co.	Gasoline	727.67
14112		Cactus Bearing	Sprocket	19.22
14113		Smith Pipe & Steel	Tubing & cagle floor	125.64
14114		Phoenix Trim	Tufhide & supplies	49.76
14115		Stationer's Corp.	Office supplies	60.85
14116		Motorola Comm.	Maint. contract	39.00
14117		John's Uniforms	Police shirt	24.44
14118		Jeff's Food Fair	Jail groceries	71.85
14119		West Side Cleaning	Janitorial services	175.00
14120		Hocctor Lumber Co.	Supplies	820.33
14121		Mountain Bell	Phone service	379.62
14122		A. P. S.	Utilities	2500.57
14123		City of Avondale	Water bills	9.50
14124		Westsider	Advertising	10.50
14125		Elec. Supply	Timing relay	35.23
14126		Ken Eastman	Paint flagpole	18.00
14127		A&B Enterprises	Refuse containers	2379.30
14128		Southwest Water- works Supply	Valves & rings	262.50

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CLAIM #	CHECK #	SUPPLIER	ITEM	AMOUNT
14129		Edward Wheeler	Repair typewriter	\$ 57.30
14130		Horace Williams	Election supplies	25.03
14131		Plectron Corp.	Mobile Encoder	170.80
14132		Mallco Distr.	Gloves	86.52
14133		Westside Ranch	Belts	8.27
14134		Crystal Ice	Ice	12.06
14135		Western Concrete	Meter boxes & lids	344.38
14136		United Metro	Asphaltic concrete	954.92
14137		Kem Manufacturing	Supplies	56.10
14138		Royal A&A	Concrete sand	86.18
				<u>\$28729.05</u>

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State of Arizona, County of Maricopa, I, Terrilyn J. Clancy, do solemnly swear that I will support the Constitution of the United States and the Constitution and laws of the State of Arizona; that I will bear true faith and allegiance to the same, and defend them against all enemies, foreign and domestic, and that I will faithfully and impartially discharge the duties of the office of the City Clerk according to the best of my ability, so help me God.

Terrilyn J. Clancy

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