



COUNCIL MINUTES

June 5, 2006

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on June 5, 2006 at 5:49 p.m.

COUNCIL PRESENT	COUNCIL-ELECT PRESENT	OFFICERS PRESENT
Mayor Keno Hawker Rex Griswold Kyle Jones Tom Rawles Janie Thom Claudia Walters Mike Whalen	Scott Somers COUNCIL ABSENT None	Christopher Brady Debbie Spinner Barbara Jones

Invocation by Elder Joe Pollitt, Gateway Bible Church.

Pledge of Allegiance led by Tyler Scott Somers and Caitlin Rose Somers.

Mayor's Welcome.

1. Remarks by District 6 Councilmember Janie Thom.

Councilmember Thom said that the City of Mesa is a great place to live and work, and she noted that District 6 has experienced tremendous growth in the past four years with the addition of many new residents, schools, parks and stores. She praised the residents of Mesa for being quality, caring citizens.

Councilmember Thom stated that her service on the Council was marked as being a friend to the taxpayer and the property owner. She expressed pride that she was associated with the efforts to gain voter approval of Proposition 105, and she highlighted her involvement regarding various City issues, including the following: the City's towing contract; sewer service rebates; the sale of confiscated firearms; the Williams Gateway Airport employment center; the opening of new freeways in east Mesa; securing increased electric power from the Palo Verde Power Plant; the construction of a new wastewater treatment facility; the Mesa Arts Center; the new Southwest Ambulance headquarters building; and the opening of additional car dealerships, restaurants, stores and offices in District 6.

Councilmember Thom complimented Mesa's voters for their discernment regarding the various issues presented on the ballot. She stressed the importance of the City being business-friendly. Councilmember Thom stated the opinion that that the City's budget and the number of City employees have outpaced population growth and homebuilding activities, which sends a

negative message to the business community. She noted that many new schools have been added in District 6, and she expressed the hope that the City's future plans would include the construction of swimming pools for these schools.

Councilmember Thom said she was also proud of her efforts to increase citizen involvement in City government. She concluded by noting that it was her pleasure to serve on the Council, and she thanked everyone who encouraged and supported her efforts. Councilmember Thom also thanked the other Councilmembers and City staff, and she noted that she plans to continue to be active in community affairs.

Mayor Hawker stated that Councilmember Thom has fulfilled her term of office for the City of Mesa, and he expressed appreciation for her years of service.

2. Swearing in and seating of new and returning Councilmembers:

District 4 Councilmember Jones sworn in by Amy Jones.

District 5 Councilmember Griswold sworn in by Mary Ellen Griswold.

District 6 Councilmember Somers sworn in by Janell Somers.

3. Remarks and introductions by the Mayor and Councilmembers.

Mayor Hawker stated that recent legislation enacted by the Arizona State Legislature extends his term of office and the terms of the Councilmembers by six months. He advised that the new State law requires that cities with a population greater than 175,000 hold the General Election in November rather than in May.

Mayor Hawker said he has enjoyed working with the Council during the past year as they addressed the difficult financial issues facing the City. He noted that Councilmember Somers was present for many of the budget hearings and meetings prior to being sworn into office. Mayor Hawker expressed the opinion that the current Council has an excellent understanding of the City's operations and budget, and he added that he looks forward to serving with a Council that has a high level of expertise.

Mayor Hawker stated that each of the Councilmembers would now have an opportunity to introduce their families and offer any comments.

Councilmember Somers introduced his children, Tyler and Caitlin, and his wife, Janell.

Councilmember Griswold expressed appreciation for the opportunity to serve another term, and he introduced his wife, Mary Ellen, and one of his daughters, Gwen Tautimez, who was present in the audience.

Vice Mayor Walters welcomed Councilmember Somers and said she looked forward to serving with all of the Councilmembers.

Councilmember Whalen also welcomed Councilmember Somers, and he congratulated Councilmembers Griswold and Jones on their election to serve second terms.

Councilmember Jones introduced his wife, Amy, and his son and four daughters, and he acknowledged many other family members who were present in the audience. He expressed appreciation for their support.

Councilmember Rawles congratulated Councilmembers Somers, Griswold and Jones on their election to office.

4. Election of Vice Mayor.

Mayor Hawker recommended that Vice Mayor Walters be appointed to serve another term as Vice Mayor. He stated that their strengths and weaknesses complement each other, and he added that her involvement in regional issues is a great asset to the City.

It was moved by Mayor Hawker, seconded by Councilmember Whalen, that Councilmember Claudia Walters be re-appointed to the position of Vice Mayor of the City of Mesa.

Carried unanimously.

5. Take action on all consent agenda items.

All items listed with an asterisk (*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the consent agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

Agenda item 11d was removed from the consent agenda at the request of Councilmember Whalen, and agenda item 11.1a was removed from the consent agenda at the request of a citizen.

It was moved by Vice Mayor Walters, seconded by Councilmember Griswold, that the consent agenda items, with the exception of items 11d and 11.1a, be approved.

Carried unanimously.

*6. Approval of minutes of previous meetings as written.

Minutes from the May 18, 22, and 25, 2006 Council meetings.

7. Conduct a public hearing on the proposed Fiscal Year 2006-07 Budget Plan.

Mayor Hawker announced that this is the time and place for a public hearing regarding the proposed Fiscal Year 2006-07 Budget Plan. He advised that staff would make a brief presentation that outlines the key items included in the proposed budget.

Budget Director Jamie Warner advised that the General Governmental Operations and Maintenance budget increased by approximately \$12.7 million or 4.4 percent. He explained that this increase is the result of higher costs for personnel, cost of living adjustments, State retirement contributions, Police pay range adjustments, and health insurance expense in addition to significant increases in gasoline purchases in the coming year. Mr. Warner advised that the unobligated contingency amount in the General Fund would increase by \$25 million in order to improve the City's reserves and to pay for the debt service anticipated in Fiscal Year 2007/08. He noted that in the General Governmental budget, Public Safety expenditures increased by \$10 million while a reduction in the amount of \$4 million impacted Parks and Recreation, the Library, the Arts and Cultural Division and Neighborhood Services.

Mr. Warner outlined other major impacts on the 2006/07 budget as listed below:

- The Enterprise Fund budget increased by \$18 million and half of that amount would address the additional costs for commodity purchases. The \$7 million increase in the Enterprise Fund's contingency budget is designated for reserves and to pay the additional debt that is projected for Fiscal Year 2007/08.
- A new fund was created in order to address the local sales tax for streets, which was approved by the voters in May. The anticipated tax revenues add \$24 million to the 2006/07 budget, and recognition of the County sales tax Proposition 400 funds provides an additional \$6 million.
- Accounting changes imposed by the State require the City to appropriate duplicate expenditures of internal service agencies in addition to reflecting the receipt and expenditure of Federal grant funds for the Light Rail Transit Program. He stated that these expenditures total \$42 million or 40 percent of the increase to the City's increased budget.

Mr. Warner summarized by noting that the tentative budget establishes the maximum amount that the City is able to adopt for the final budget according to State law. He added that the final budget, which staff will be addressing in the next few weeks, is anticipated to be an amount less than the tentative budget.

In response to a question from Mayor Hawker, Mr. Warner explained that the accounting changes relative to \$30 million are required as a result of the State Auditor General's ruling that expenditures and revenues for internal agencies providing service, such as Fleet and Warehouse, have to be reflected by the divisions requesting service, such as Parks and Recreation and Solid Waste, and the divisions providing service. Mr. Warner noted that the net costs would be the same as in previous years, but the reporting method has changed.

Vice Mayor Walters offered the following example of the manner in which the State's method of accounting impacts the City's budget:

The Police Department spends \$100,000 to have vehicles serviced by the City's facility. \$100,000 would be listed as a Police Department expenditure, and the service facility would report \$100,000 in revenue, which would result in an additional \$200,000 being listed in the budget, but it is the same \$100,000.

Mayor Hawker noted that the same principle applies to grants. He said that a Federal grant received in the amount of \$10 million for the Light Rail Transit Project now has to be reflected in the City's budget, which would appear to be an increase in the City's budget.

Mr. Warner explained that previous budgets reflected only the City's "out-of-pocket costs" for the Light Rail Transit Project. He advised that the State now requires the City to list Federal grants as revenue, but he noted that all of the grant revenue is offset by an equal amount of expense.

Mayor Hawker stated that the City would like the budget to be more transparent and understandable for the average citizen, and he expressed the opinion that operating under the Home Rule provision has made that goal more difficult to achieve. He also noted that the 2006/07 budget increased as a result of the sales tax increase approved by the voters as well as the fact that the City will receive Proposition 400 funds as a result of the regional Transportation election.

Mr. Warner confirmed that \$30 million reflected in the proposed budget would be derived from Proposition 400 funds and the recent voter-approved sales tax for transportation issues.

Councilmember Jones noted that \$12 million in additional commodity purchases for natural gas and electricity is a "pass through" to the customers.

City Manager Christopher Brady stated that all municipalities face the challenge of clarifying the City's budget process for the average citizen. He noted that a municipality is comprised of many different business centers similar to a complex corporation. Mr. Brady said that Public Safety and Transportation were established as the top priorities for the community, and that \$8 million of the \$12 million increase to the General Fund budget would address Public Safety. He advised that other agencies have successfully recruited Mesa officers, and that increases to the Public Safety budget are in recognition of the fact that the City must remain competitive relative to salaries and benefits in order to retain officers. He further advised that the emphasis on Public Safety resulted in reduced operating hours for the City's libraries and museums and the elimination of 145 positions throughout the City.

Mr. Brady also advised that the proposed budget allocates substantial amounts to contingency funds in order to address future increases in the City's debt service payment schedule. He added that recent discussions with bond rating agencies confirmed that these firms expect the City to maintain an eight to ten percent fund balance reserve due to the fact that the City's source of revenue is based on sales taxes and utility revenues. Mr. Brady noted that other municipalities with a more diverse revenue source are expected to maintain a five percent fund balance.

Mr. Brady commented that the City's budgets in recent years have been unable to fund the necessary preventative maintenance activities related to the City's investment in facilities and rolling stock. He noted that the proposed 2006/07 budget commits the City to begin replacing and maintaining mechanical equipment in order to avoid future major repairs.

Mr. Brady said that the City would continue to struggle with budget issues, and he advised that in the event sales tax revenues begin to decline, the City is positioned to reduce certain expenditures. He noted that the City would utilize the voter-approved funds for transportation, and that \$30 million for transportation is a significant investment.

Councilmember Griswold commended Mr. Brady for his efforts to explain the budget to the citizens of Mesa at the District Town Meetings.

Vice Mayor Walters thanked staff for providing the chart (see Attachment 1) that summarizes the City's revenues and expenditures. She noted that she looked forward to being able to review areas of the budget separately, such as utilities and transportation, to determine the status of specific projects.

There being no citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

8. Take action on tentative adoption of the proposed Fiscal Year 2006-07 Budget Plan.

It was moved by Vice Mayor Walters, seconded by Councilmember Jones, that the Council tentatively adopt the legal three-page budget (see Attachment 2) for the City of Mesa for the Fiscal Year 2006/07 in the amount of \$826,070,309 for the Operating portion and \$147,294,000 for the scheduled Bond Capital Improvements for a total City budget appropriation of \$973,364,309.

Councilmember Rawles stated that although he does not agree with many of the budget items and prioritizations, he would vote in support of the proposed 2006/07 budget.

Mayor Hawker called for the vote.

Carried unanimously.

9. Take action on the following liquor license applications:

*9a. T-Squared Imports

New Wholesale Liquor License for T-Squared Imports, 945 E. Juanita, Suite 105, Troiann Marie Clawitler – Applicant. This is an existing building with no previous liquor license at this location. District #4.

*9b. Broadway Gas Mart

New Beer & Wine Store Liquor License for Broadway Gas Mart, 1959 E. Broadway Road, Broadway Gas Mart LLC – Applicant, Elizabeth Eileen Shinohara – Agent. This is an existing building with no previous liquor license at this location. District #4.

10. Take action on the following contracts:

*10a. Computer infrastructure hardware and software as requested by the Information Services Division.

The Purchasing Division recommends authorizing purchase from Hewlett Packard, Inc. at \$129,021.22, including applicable sales tax and contingencies.

- *10b. North Pasadena CNG facility electrical upgrades, City of Mesa Project No. 01-516-001 (ONLY ONE BID RECEIVED).

This project will install a new electrical service cabinet at the North Pasadena CNG facility. This electrical cabinet will provide service to a compressor and other equipment that were relocated by city staff from the East Mesa Service Center to the North Pasadena facility. This additional compressor is a cost-effective way to increase the reliability of fuel distribution at the Pasadena facility. Improvements also include installing additional lighting and upgrades to the existing electrical system at the CNG facility.

Recommend award to the low bidder, Code Electric, in the amount of \$60,030.00 plus an additional \$6,003.00 (10% allowance for change orders) for a total award amount of \$66,033.00. Funding is available from the General Fund budgeted in the FY 05/06 Fleet Support capital program.

- *10c. Air sparging and soil vapor extraction remediation, City of Mesa Project No. 05-909-001.

This project will remediate soil and groundwater contamination that resulted from leaking underground storage tanks at the 6th Street Service Center. This project will utilize the Construction Manager at Risk (CM@Risk) delivery method. This initial phase is the Design Phase Services. During this phase the CM@Risk will work with City staff and the design professional to develop the project design.

Recommend award to the Construction Manager at Risk, Conestoga-Rovers and Associates, in the amount of \$20,078.00 for Design Phase Services. Funding is available from the General Fund budgeted in the FY 05/06 Environmental Programs capital budget.

- *10d. ADA (*Americans with Disabilities Act*) upgrades to the Council Chambers (CDBG No. 8659), City of Mesa Project No. 03-060-001.

This project will upgrade the restroom facility located in the lower level Council Chambers. The work includes construction of a new separate ADA-compliant restroom by remodeling and decreasing the size of the existing restroom. Other improvements include new ADA-compliant drinking fountains and other minor modifications to the plumbing and electrical systems.

Recommend award to the low bidder, Command Construction, in the amount of \$200,000.00 plus an additional \$20,000.00 (10% allowance for change orders) for a total award of \$220,000.00. Funding is available from the General Fund (\$170,000.00) and Community Development Block Grant (CDBG) funds (\$50,000.00).

- *10e. Deleted.

- *10f. Airport liability insurance for Falcon Field as requested by the City Attorney's Office.

Recommend accepting the proposal by ACE Property & Casualty Company for airport liability insurance at Falcon Field for up to \$28,002.00.

- *10g. Aircraft hull and liability coverage for Police Department aircraft as requested by the City Attorney's Office.

Recommend accepting the proposal by Westchester Fire Insurance Company for aircraft hull and liability coverage for \$163,544.00. It is also recommended to purchase a "War Liability" endorsement at an annual cost of \$6,271.00. The total cost for this coverage is up to \$169,845.

11. Introduction of the following ordinances and setting June 26, 2006, as the date of the public hearing on these ordinances:

- *11a. Amending Title 6, Chapter 1 of the Mesa City Code by adding a new Section 6-1-21 entitled Sale and Display of Pseudoephedrine Products.

- *11b. **Z06-32 (District 5)** The 100 to 200 block of North Sunvalley Boulevard (east side). Located north of Main Street, west of Sossaman Road. (2.60± ac.). Rezone from O-S to R-2 PAD and Site Plan Review. This request will allow for the development of a residential townhouse subdivision. RSB Partners, L.L.C. (Ross Farnsworth), owner; Jeff Welker, Welker Development Resources, L.L.C., applicant. *(Held two neighborhood meetings, notified property owners, neighbors, registered neighborhoods and homeowners associations.)*

P&Z Recommendation: Approval with Conditions. (Vote: 5-0 with Boardmembers Saemisch and Salas absent.)

- *11c. **Z06-35 (District 6)** The 7600 to 7800 block of East Elliot Road (south side). Located at the southeast corner of Elliot Road and Sossaman Road (59.94± ac.). Rezone from R1-43 to C-2 and M-1. This request will bring the zoning of the property into conformance with the Mesa 2025 General Plan. Susan C Dodds, Susan C Dodds Trust and Thomas M Dodds, Elliot & Sossaman Ltd., owners; City staff, City of Mesa, applicant. *(Notified property owners and interested neighbors.)*

P&Z Recommendation: Approval with Conditions. (Vote: 7-0).

- 11d. **Z06-37 (District 1)** The 300 to 400 block of North Stapley Drive (west side) and the 1100 to 1200 block of East University Drive (south side). Located at the southwest corner of Stapley Drive and University Drive (2.05± ac.). Site Plan Modification. This request will allow for the development of a commercial center. Kumar 'Mark' Sahajwani, Jones Executive Accounting and Payroll System, Inc. and PREHAB of Arizona; owners; Zamir Hasan, applicant. *(Held two neighborhood meetings, notified property owners and neighbors.)*

P&Z Recommendation: Approval with Conditions. (Vote: 7-0).

Councilmember Whalen declared a potential conflict of interest and said he would refrain from discussion/participation in this agenda item.

It was moved by Councilmember Jones, seconded by Vice Mayor Walters, that the subject ordinance be introduced and that June 26, 2006, be established as the date for the public hearing.

Mayor Hawker called for the vote.

Upon tabulation of votes, it showed:

AYES – Hawker-Griswold-Jones-Rawles-Somers-Walters
NAYS – None
ABSTAIN – Whalen

Mayor Hawker declared the motion carried unanimously by those voting.

- *11e. **Z06-38 (District 5)** The 240-260 Block of North Power Road (west side). Located south of the southwest corner of Power Road and University Drive (.41± ac.). Rezone from Maricopa County R1-8 to City of Mesa R1-9. For the establishment of City of Mesa zoning on recently annexed property. Dennis Callison; owner; City of Mesa, applicant.

P&Z Recommendation: Approval with Conditions. (Vote: 7-0).

- *11f. **Z06-39 (District 1)** The 600 block of East Jasmine Circle (north side). Located south of McKellips Road and east of Mesa Drive (1.00± ac.). Rezone from R1-43 to R1-6 BIZ. This request will allow for the development of a single residential subdivision. Mark Gunning, H & G Enterprises, LLC, owner; Jeff Welker, Welker Development Resources, LLC, applicant. *(Held a neighborhood meeting, notified property owners, neighbors, registered neighborhoods and homeowners associations.)*

P&Z Recommendation: Approval with Conditions. (Vote: 7-0).

- *11g. Deleted. (See Agenda item 11.1a).

- *11h. **Z06-41 (District 3)** The 1200 through 1500 block of South Dobson Road (west side). Rezone from C-1-BIZ and R-4 to C-1-DMP and Site Plan Modification (72± ac.). This request is to allow a phased development at the Banner Desert Medical Center with patient towers, children's hospital, medical office buildings and associated structures. Jay Stallings, BDMC, owner; Joseph D. Goforth, Berry & Damore, applicant. *(Held two neighborhood meetings, notified property owners, neighbors, registered neighborhoods and homeowners associations.)*

P&Z Recommendation: Approval with Conditions. (Vote: 6-0-1 with Boardmember Langkilde abstaining due to a potential conflict of interest).

- *11i. Modifying rates for the following utility services:

1. Water
2. Wastewater

- 3. Natural Gas
- 4. Solid Waste - Residential

*11j. Modifying the Terms and Conditions for the Sale of Utilities, City of Mesa's Code of Conduct (Electric Utility), Terms and Conditions for Direct Access Services, Terms and Conditions for Standard Offer and Direct Access and Rules and Regulations (Electric Utility).

*11k. Deleted.

11.1 Introduction of the following ordinance and setting July 5, 2006, as the date of the public hearing on this ordinance:

11.1a. **Z06-40 (District 3)** 2950 South Alma School Road, Suite #6. Located south of Guadalupe Road on the west side of Alma School Road (978 s.f.). Council Use Permit. This request will allow a tattoo parlor to operate at this location. Mesa Shopping Center, LLC (MPB Realty Services, Inc.), owner; Kelly Garnett, applicant. *(Held three neighborhood meetings, notified property owners, neighbors, registered neighborhoods, homeowners associations and schools in the vicinity.)*

P&Z Recommendation: Approval with Conditions. (Vote: 4-2-1 with Boardmembers Langkilde and Mizner nay and Boardmember Saemisch abstaining due to a potential conflict of interest).

Jim and Alma Jones, 1031 West Posada Avenue, representing the Marlborough Mesa Neighborhood, completed a speaker/comment card expressing opposition to the issuance of a Council Use Permit for a tattoo parlor, but indicated that they did not wish to address the Council.

It was moved by Councilmember Whalen, seconded by Councilmember Rawles, that the subject ordinance be introduced and that July 5, 2006, be established as the date of the public hearing.

Carried unanimously.

12. Take action on the following resolutions:

*12a. Authorizing the City Manager to execute an agreement between the City of Mesa and the Arizona Automobile Theft Authority to accept grant funds in the amount of \$15,927 to purchase equipment and fund overtime for proactive auto theft investigation - Resolution No. 8738.

*12b. Authorizing the City Manager to execute an agreement between the City of Mesa and the Arizona Automobile Theft Authority to accept grant funds in the amount of \$14,600 to promote education and vehicle identification number etching events - Resolution No. 8739.

- *12c. Vacating a portion of alley right-of-way and convey a portion of city-owned land located north of One Macdonald Center - Resolution No. 8740.

This is in accordance with a previous agreement to provide an area for an equipment yard for One Macdonald Center.

- *12d. Approving and authorizing the City Manager to execute an amendment to an Intergovernmental Agreement between the State of Arizona through the Department of Economic Security and the City of Mesa for State and Federal Funds for FY 2005-2006 - Resolution No. 8741.

These funds support a portion of the operating costs for Mesa Community Action Network (MesaCAN).

- *12e. Approving and authorizing the City Manager to execute a City Share Reimbursement Agreement between Gateway Airport Property Investors Limited Partnership and W.G. Self Storage, Inc., and the City of Mesa for the reimbursement of regional offsite street lighting improvements that are being required by Mesa in conjunction with the proposed development known as Gateway Commerce Airport Park, located at 8924 East Germann Road. Mesa's estimated City share on this development is \$24,822.24 - Resolution No. 8742.

- *12f. Approving and authorizing the City Manager to execute a City Share Reimbursement Agreement between CTW-Superstition Gateway West, LLC, and the City of Mesa for the reimbursement of regional offsite street improvements that are being required by Mesa in conjunction with the proposed development known as Superstition Gateway, located at 1768 and 1857 South Signal Butte Road. Mesa's estimated City share on this development is \$100,000.00 - Resolution No. 8743.

13. Take action on the following ordinance and resolution:

- *13a. Modifying the fees and charges for the Financial Services Operations Division (Customer Service and Revenue Collections Operations) as recommended by the Finance Committee - Ordinance No. 4551, Resolution No. 8744.

14. Discuss, receive public comment, and take action on the ordinances introduced at a prior Council meeting. Any citizen that wants to provide comment should submit a blue card to the Clerk before the item is voted on. If a citizen wants to comment on an item listed with an asterisk (*), a blue card must be given to the Clerk before Council votes on the consent agenda.

- *14a. Amending Title 7, Chapter 2 of the Mesa City Code by adding a new Section 7-2-3 that would require developers and architects to submit electronic drawings for building projects in addition to blueprints prior to issuance of certificate of occupancy. (Single-family residences and other related residential projects are excluded from this ordinance.) Ordinance No. 4552.
- *14b. Amending Article IV and Article VI of the City Privilege and Excise Tax Code to Increase the Transaction Privilege and Use Taxes from 1.5% to 1.75% - Ordinance No. 4553.

- *14c. **A06-04 (District 5)** Annexing land located on Range Rider Trail east of Hawes Road. (4.73 ± ac.) Initiated by Ruth Irvine, the property owner - Ordinance No. 4554.
- *14d. **A06-09 (District 5)** Annexing land located south of the southwest corner of Power Road and University Drive. (0.41 ± ac.) Initiated by Dennis Callison, the property owner - Ordinance No. 4555.
- 14e. **Z06-27 (District 6)** The 9200-9600 block of East Elliot Road (north side). Located north of Elliot Road and east of Ellsworth Road (75± ac.). Rezone from R1-43 to C-2 and M-1. This request is to bring the zoning of the property into conformance with the Mesa 2025 General Plan. The Cardon Company (Will Cardon), owner; City Staff, City of Mesa, applicant. (*Notified property owners, interested neighbors, and General Motors.*) Ordinance No. 4556.

P&Z Recommendation: Approval. (Vote: 5-0 with Boardmembers Saemisch and Salas absent).

It was moved by Vice Mayor Walters, seconded by Councilmember Griswold, that Ordinance No. 4556 be adopted.

Upon tabulation of votes, it showed:

AYES – Hawker-Griswold-Jones-Somers-Walters-Whalen
NAYS – Rawles

Mayor Hawker declared the motion carried by majority vote and Ordinance No. 4556 adopted.

15. Take action on the following subdivision plats:

- *15a. “MOUNTAIN HORIZONS UNIT 14 CONDOMINIUMS” (**District 6**) 4500-4600 blocks of South Signal Butte Road (east side) located south and east of Ray Road and Signal Butte Road. 198 R-2 PAD DMP condominium units (28.94 ac) Pulte Home Corporation, Tim Loughrin, representative, owner.
- *15b. “SOUTHGATE COMMERCE PARK” (**District 6**) 8800 block of East Germann Road (north side) located north and west of Germann Road and Ellsworth Road. 32 O-S PAD, C-1 PAD and M-1 PAD industrial lots (14.93 ac) ALC Builders, L.L.C., Anson L. Call, President, owner.
- *15c. “H-B Dover Office Condominium” (**District 5**) 4320-4400 block of East Presidio Street (north side) located north and west of McDowell Road and Greenfield Road. 36 M-1 PAD industrial condominium units (2.77 ac) H-B Dover/Office, LLC, David E. Lord, Senior Vice President, owner.

16. Items from citizens present.

Sandra Landeen, 4073 East Lafayette, Gilbert, addressed the Council regarding the murder of her son in Gilbert on May 10, 2006. She expressed the opinion that the Gilbert and Mesa Police Departments were uncooperative relative to the investigation of this crime.

Earnie Johnson, 1414 North Hibbert, said that a written document (a copy is available for review in the City Clerk's Office) outlining his concerns relative to the failure of the property tax ballot issue was provided to each Councilmember.

Walter Vance, representing the Mesa Fraternal Order of Police, thanked the Council and the City Manager for their efforts regarding the budget and for the implementation of a pay range adjustment for Mesa Police Officers.

17. Adjournment.

Without objection, the Regular Council Meeting adjourned at 7:00 p.m.

KENO HAWKER, MAYOR

ATTEST:

BARBARA JONES, CITY CLERK

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Council Meeting of the City Council of Mesa, Arizona, held on the 5th day of June 2006. I further certify that the meeting was duly called and held and that a quorum was present.

BARBARA JONES, CITY CLERK

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Attachments (2)