

COUNCIL MINUTES

January 5, 1998

The City Council of the City of Mesa met in a Regular Council Meeting in the Conference Theatre of the Centennial Conference Center, 201 North Center Street, on January 5, 1998 at 5:45 p.m.

COUNCIL PRESENT

Mayor Wayne Brown
Pat Gilbert
John Giles
Dennis Kavanaugh
Joan Payne
Wayne Pomeroy
Claudia Walters

COUNCIL ABSENT

None

POLICE OFFICER
PRESENT

Mark Therre

OFFICERS PRESENT

C.K. Luster
Neal Beets
Barbara Jones

The Invocation was given by Mike Curtis, Mountain View Toros football team.

The Pledge of Allegiance was led by Jacob Pew, Mountain View Toros football team.

Mayor Brown congratulated the members of the Mountain View Toros football team on winning the State high school football championship two years in a row. Mayor Brown presented a congratulatory plaque to the team and commended the coaches on their accomplishments.

1. Approval of minutes of previous meetings as written.

It was moved by Councilmember Giles, seconded by Councilmember Pomeroy, that the minutes of December 9, 12, and 15, 1997 be approved.

Carried unanimously.

2. Consider all consent agenda items.

At this time, all matters on the consent agenda were considered or were removed at the request of a member of the Council. All items identified in these minutes with an asterisk (*) were approved with one Council action.

It was moved by Councilmember Pomeroy, seconded by Councilmember Walters, that the consent agenda items be approved.

Carried unanimously.

3. Conduct public hearings:

Mayor Brown announced that this is the time and place for a public hearing regarding:

- a. Annexation A97-8 A section of Ray Road east of Power Road and the southwest corner of Power and Ray Roads (87.5± acres).

There being no speakers present wishing to address this issue, Mayor Brown declared the public hearing closed.

- *b. Revisions to development fees and taxes. **(STAFF RECOMMENDS CONTINUING THIS PUBLIC HEARING UNTIL JANUARY 20, 1998.)**

4. Consider the following liquor license applications:

- *a. WILLIAM GUY MEEKS, BOARD MEMBER

Special Event License application of William Guy Meeks Board Member, Mickey Hatcher Celebrity Golf Classic, a one-day charitable event to be held Monday, February 2, 1998, from 8:00 a.m. to 4:00 p.m., at 1460 N. Alta Mesa Drive, Alta Mesa Country Club.

- *b. TERRY K. JOHNSON, AGENT

Person and Location transfer Beer and Wine Bar License for Desert Sands Golf Course, 1922 S. 74th Street. This transfer is from Ruben Conde, Individual, Sentinel Depot, I-8 Exit 87, Sentinel, Arizona to Terry K. Johnson, Agent, Desert Sands of Arizona, Inc., 1922 S. 74th Street.

- *c. DAVID S. GOODRICH, AGENT

Person transfer Liquor Store for Abco Foods Store #436, 822 S. Alma School Road. This transfer is from David S. Goodrich, Agent, Abco Markets, Inc. to David S. Goodrich, Agent, Fleming Companies, Inc.

- *d. DAVID S. GOODRICH, AGENT

Person transfer Liquor Store for Abco Foods Store #693, 2039 W. Guadalupe Road. This transfer is from David S. Goodrich, Agent, Abco Markets, Inc. to David S. Goodrich, Agent, Fleming Companies, Inc.

- *e. DAVID S. GOODRICH, AGENT

Person transfer Liquor Store for Abco Foods Store #428, 7336 E. Main Street. This transfer is from David S. Goodrich, Agent, Abco Markets, Inc. to David S. Goodrich, Agent, Fleming Companies, Inc.

- *f. DAVID S. GOODRICH, AGENT

Person transfer Liquor Store for Simons Store #300, 1045 S. Gilbert Road. This transfer is from David S. Goodrich, Agent, Abco Markets, Inc. to David S. Goodrich, Agent, Fleming Companies, Inc.

*g. CROCIFISSA G. PIZZVRRO, AGENT

New Restaurant License for Cafe Roma, 6825 E. Main Street. This is a new business, no previous liquor licenses at this location.

*h. STEVE ISTVAN LUKO, INDIVIDUAL

New Restaurant License for Crackers & Co. Cafe, 535 W. Iron Avenue, #131. This is an existing business, no previous liquor licenses at this location.

5. Consider the following contracts:

*a. Two replacement rotary mowers, one each for the Cemetery and Riverview Golf Course.

The Purchasing Division recommends accepting the low bid meeting specification by Arizona Machinery Company at \$22,327.00 plus 7.0% sales tax of \$1,562.89 for a total of \$23,889.89.

*b. 200 center consoles for patrol cars as requested by the Communications Division.

The Purchasing Division recommends accepting the low bid by Troy Products at \$25,900.00 plus 5% use tax of \$1,295.00 for a total of \$27,195.00.

*c. Sixty traffic signal controllers and related equipment as requested by the Transportation Division. This equipment is part of the planned and ongoing expansion of the optically controlled traffic signals used by the Fire Department.

The Purchasing Division recommends exercising an additional purchase option from RFB #97010, for item 3, with Econolite Control Products, Inc. at \$126,840.00 plus 5% use tax of \$6,342.00 for a total of \$133,182.00.

*d. One replacement electricity meter calibration system for the Electric Department.

The Purchasing Division recommends accepting the low bid by Utility Test Equipment Company, their base bid, at \$17,285.00 plus 5% use tax of \$864.25 for a total of \$18,149.25.

*e. One replacement tractor backhoe with front end loader as requested by the Electric Department.

The Purchasing Division recommends accepting the low bid meeting specification by Empire Machinery for \$67,255.20 including options and tax.

*f. One-year renewal of the annual supply contract for tire recapping of truck tires in the warehouse inventory. This contract covers fifteen different sizes and types of truck tires.

The Purchasing Division recommends exercising the first of two one-year renewal options with Roberts Tire Sales, Inc. for annual purchases estimated at \$94,003.20 plus 7.20% sales tax of \$6,768.23 for a total of \$100,771.43.

- *g. One replacement low to medium volume copier as requested by the Police Department for the Crime Lab.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Ikon Office Solutions at \$11,368.00 plus 7.20% sales tax of \$818.50 for a total of \$12,186.50.

- *h. One replacement copier for the Information Services Division. This copier will be used by the ISD employees assigned to Suite 450 of the Mesa City Plaza building.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Ikon Office Solutions for a Canon NP 6085 copier at \$25,399.00 plus 7.2% sales tax of \$1,828.72 for a total of \$27,227.72.

- *I. One replacement camera platemaker as requested by Printing and Graphics.

The Purchasing Division recommends accepting the low bid meeting specification by Nelson Keystone at \$15,800.00 plus 6.80% \$1,074.40 for a total of \$16,874.40.

- *j. Document Management System for Police Records Section as requested by the Information Services Division (ISD).

Western Office Systems for the following software items for a total of \$43,195.00, plus 6.8% sales tax of \$2,937.26, for a total of \$46,132.26:

- Filenet software group for a total of \$16,312.00;
- Microsoft software group for a total of \$6,683.00;
- Kofax software group for a total of \$13,000.00; and
- OTG software group for a total of \$7,200.00.

SAI Computers for the following hardware items for \$34,691.00, plus 5.0% use tax of \$1,734.55, for a total of \$36,425.55:

- Imaging hardware group for a total of \$13,851.00;
- Jukebox hardware group for a total of \$17,380.00; and
- Monitor/Displays hardware group for a total of \$3,460.00.

CBSI for printer accelerator hardware group for \$2,276.00, plus 7.2% sales tax of \$163.87, for a total of \$2,439.87.

Western Office Systems for RAID storage hardware group for \$20,997.00, plus 6.8% sales tax of \$1,427.80, for a total of \$22,424.80.

The combined total award is \$107,422.50.

- *k. Desert Sage Well No. 12, Waterline Installation and Site Improvements.

This project involves installation of discharge lines from an existing well located at 827 South 98th Street.

Recommend award to low bidder, RegCon, Inc., in the amount of \$27,726.84.

6. Introduction of the following ordinances and setting January 20, 1998 as the date for the public hearing on these ordinances.

(Note: City Council introduction of ordinances does not necessarily reflect City Council approval of these ordinances. Introduction of ordinances sets in motion the public posting and advertising process for ordinances so that the City Council can hear from concerned citizens at the public hearing.)

- *a. Modifying the terms and conditions for the sale of utilities as recommended by the Utility Committee.
- *b. Designating Nassau from University Drive to Adobe Street as a through street; prohibiting parking on the west side of 32nd Street from Baseline Road to a point 300 feet north of Baseline Road, on the west side of 39th Street from Baseline Road to a point 270 feet north of Baseline Road, on Eighth Street from a point 175 feet east of Mesa Drive to a point 105 feet west of Mesa Drive; prohibiting parking from 7:00 a.m. to 4:00 p.m. on school days on the south side of Eighth Street from a point 105 feet west of Mesa Drive to a point 545 feet west of Mesa Drive, and on the north side from a point 235 feet west of Mesa Drive to a point 400 feet west of Mesa Drive; and prohibiting parking from 8:00 a.m. to 4:00 p.m. on school days on the west side of Longmore from Pampa Avenue to Plana Avenue, and from a point 105 feet north of Peralta Avenue to Peralta Avenue; on the east side of Longmore from Pampa Avenue to a point 515 feet south of Pampa Avenue, and from the south side of the east leg of Peralta Avenue to the south side of the west leg of Peralta Avenue; all as recommended by the Traffic Safety Committee.
- *c. Code Amendment: Amending Sections 11-1-6, 11-5-3, and 11-8-4 pertaining to the definition and permitted locations of recovery homes and supervised living facilities as recommended by the Planning and Zoning Board and the Downtown Development Committee.
- *d. Code Amendment: Amending Sections 11-6-3, 11-8-4, 11-8-5, and 11-8-6 pertaining to the regulation of pawn shops, tattoo parlors, and body piercing salons as recommended by the Planning and Zoning Board and the Downtown Development Committee.
- *e. Code Amendment: Amending Sections 5-7-2, 5-7-3, and 5-7-4 pertaining to the requirements for obtaining a Pawn Broker License as recommended by the Planning and Zoning Board and the Downtown Development Committee.
- *f. Code Amendment: Amending Sections 6-17-1, 6-17-2, and 6-17-3 pertaining to the regulation of body piercing as recommended by the Planning and Zoning Board and the Downtown Development Committee.
- *g. **Z97-87** 1616 East Broadway. Requesting a Council Use Permit. This case involves a social service facility.
- *h. **Z97-100** 747 East Southern Avenue. Site Plan Modification (2.5± acres). This case involves a proposal to modify previous stipulated land uses, to allow automotive repair.
- *I. **Z97-103** The northeast corner of Dobson Road and Isabella Avenue. Site Plan Review (1.5± acres). This case involves development of a retail project.
- *j. **Z97-105** 537 South Country Club Drive. Rezone from C-3 and R-4 to C-2 (3.58 acres). This case involves the development of a two story Roadway Inn and a future pad site.

- *k. **Z97-106** North and west of the northwest corner of McDowell and Recker Roads. Site Plan Modification (66± acres). This case involves the establishment of an industrial subdivision.

7. Consider the following resolutions:

- *a. Declaring as a public record that certain document filed with the City Clerk and entitled "Environmental Remediation Amendments to the City of Mesa Privilege & Excise Tax Code" (See Item 8a for a copy of the Amendments.) Resolution No. 7134.

- *b. Extinguishing an easement for temporary drainage retention located at the northwest corner of 54th Street and Southern Avenue - Eastview Subdivision - Resolution No. 7135.

A permanent tract will be replacing the easement.

- *c. Extinguishing a portion of a 1' Non-Vehicular Access Easement on Lot 40 of Mesa Vista Estates Amended - Resolution No. 7136.

A residential driveway has been approved for this location making this portion of the easement no longer necessary.

- *d. Extinguishing portions of various Public Utility Easements located in Valley Del Oro, 1452 South Ellsworth Road - Resolution No. 7137.

The lots are being reconfigured to accommodate a new park model unit.

- *e. Authorizing the acceptance of Section 8 Housing Vouchers; authorizing the City Manager to sign, and submit, to the Department of Housing and Urban Development, an Amended Annual Contribution Contract to receive additional funding under the Section 8 Housing Program of the United State Housing Act of 1937, as amended - Resolution No. 7138.

- *f. Authorizing the City Manager to execute a lease with the Area V Community Asset and Resource Enterprise for a parcel of land on which the Enterprise is to construct a neighborhood community center - Resolution No. 7139.

- g. Honoring former Scottsdale Mayor Herbert R. Drinkwater for his years of leadership and service - Resolution No. 7140.

Councilmember Giles read Resolution No. 7140, honoring former Scottsdale Mayor Herbert R. Drinkwater, to those present in the audience.

It was moved by Vice Mayor Gilbert, seconded by Councilmember Kavanaugh, that Resolution No. 7140 be adopted.

Carried unanimously.

8. Consider the following ordinance:

- *a. Relating to the Privilege License Tax; adopting "Environmental Remediation Amendments to the City of Mesa Privilege & Excise Tax Code" by reference; establishing an effective date; providing for severability and providing penalties for violations - Ordinance No. 3420.

*8.1. Consider entering into contracts with City Concessions to provide concession services at various City of Mesa sports fields and with Sno-Cone King to provide concessions at City of Mesa aquatics sites and Pioneer Park as recommended by the Parks and Recreation Board.

*9. Consider the following case from the Planning and Zoning Board and possible adoption of the corresponding ordinance:

- *a. **Z97-61** The 3600 through 4400 blocks of North Hawes Road (North 84th Street), both sides. Rezone from R1-90 to R1-90-DMP. C.R.M. Holdings, owner; United Development, applicant. This case involves the development of the Las Sendas Mountain DMP. **CONTINUED FROM THE OCTOBER AND NOVEMBER COUNCIL MEETINGS** - Ordinance No. 3421.

A revised ordinance was introduced at the December 15, 1997 Council meeting with the following conditions:

1. Compliance with the basic development as shown on the applicant's exhibit dated December 2, 1997, with a maximum allowable development of 342 single-residence units for Las Sendas Mountain;
2. Review and approval by the Planning and Zoning Board and City Council of future development plans;
3. Utilization of the Las Sendas Design Guidelines for Las Sendas Mountain;
4. Any request for density transfers shall be considered on a case by case basis, with all parcels involved rezoned together;
5. The same land use classifications shall be used for Las Sendas Mountain as are currently shown for Las Sendas;
6. A native plant inventory for each parcel shall be prepared prior to final plat approval;
7. All disturbed areas must be fully revegetated. The larger materials should be those salvaged from the site itself. Additional plant material from the Las Sendas "Approved Plant List" may be used to augment the original desert;
8. Compliance with all City development codes and regulations;
9. Compliance with all requirements of the Public Works Department (Engineering and Traffic Engineering, etc.);
10. Dedicate the right-of-way required under the Mesa City Code at the time of recordation of the subdivision plat, or at the time of the City's request for dedication, whichever comes first;
11. Multi-purpose trail access (possibly including hiking, mountain biking, and equestrian) to the Tonto National Forest is to be resolved prior to platting of parcels adjacent to the Forest boundary;
12. All proposed preliminary plats shall be designed to preserve unique desert features, existing mature vegetation and natural characteristics of each site;
13. All common area open space tracts will eventually be owned by the Homeowners Association or some public agency such as a conservancy trust or similar organization;
14. Provide public street connection between Las Sendas and Las Sendas Mountain adjacent to Parcel 17; and
15. Individual residential lot sizes in Parcels E, F and L to be a minimum of 9,000 sq. ft., in Parcel K, a minimum of 8,250 sq. ft.; and all other residential lots in Las Sendas Mountain to utilize the building envelope concept to be reviewed in conjunction with the preliminary plat.

10. Consider the following subdivision plats:

- *a. "DESERT VISTAS UNIT 4 AT LAS SENDAS" The 3700 block of North Mountain Ridge (east side) 105 R1-9-PAD-DMP single residence lots (35.25 acres) Sonoran Desert Holdings, L.L.C., developer; Infinity Engineering Services, Ltd., engineer.
- *b. "MESA INTERNATIONAL BUSINESS CENTER UNIT II" - The 1600 block of North Higley Road (west side) 14 M-1 industrial lots (36.47 acres) Langley Field Limited Partnership, developer; Ace Engineering, Inc., engineer.
- *c. "CASA DE SOL SUBDIVISION EXTENSION" - The 200 block of South Chestnut (west side) 6 R1-6 single residence lots (1.09 acres) Northern Arizona Technical Services Corporation, developer; Arizona Land Surveying, Inc., engineer.
- *d. "SIERRA RANCH III" - The 1600 block of South 96th Street (east side) 103 R1-6-PAD single residence lots (37.27 acres) Platte Development Corporation, developer; Allen Consulting Engineers, Inc, engineer.
- *e. "VAL VISTA PROFESSIONAL PARK" - The 3800 block of East Baseline Road (north side) 110-S-PAD office units (4.62 acres) UTAZ Investments, L.C., developer; AGRA Infrastructure, Inc., engineer.
- *f. "VISTA SANTA FE" - The 3400 & 3500 blocks of East Broadway Road (south side) 88 R-2-PAD townhome lots (12.57 acres) Mesa-Val Vista Limited Partnership, developer; Allen consulting Engineers, Inc., engineer.

11. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:06 p.m.

WAYNE BROWN, 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 January 1998. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____ 1998

BARBARA JONES, CITY CLERK