

CITY COUNCIL AGENDA

COUNCIL CHAMBERS – 57 EAST FIRST STREET

Monday, July 2, 2007
5:45 P.M.

Invocation by Pastor Rick Fowler, Light In The Desert, SBC.

Pledge of Allegiance.

Mayor's Welcome.

CITIZEN PARTICIPATION

All citizens are permitted and encouraged to speak on agenda items. If you are interested in speaking on an agenda item, please fill out a blue card in the back of the room and give it to the City Clerk. When the Council considers the item, you will be called to the podium to provide your comments.

CONSENT AGENDA

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.

(Members of the Mesa City Council will attend either in person or by telephone conference call).

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1. Take action on all consent agenda items.
- *2. Approval of minutes of previous meetings as written.
3. Take action on the following liquor license applications:
 - *3a. Red Brick Pizza

New Restaurant License for Red Brick Pizza, 1041 N. Dobson Road, Ste D-2, Pizza Modena LLC – Applicant, Randy D. Nations – Agent. This is new construction, with no previous liquor licenses at this location. **(District 1)**
4. Take action on the following contracts:
 - *4a. Eighty-five (85) Colt Law Enforcement Carbine Rifles for the Police Department. (Fully Funded through Asset Forfeiture Funds)

The Procurement Services Department recommends awarding the Mesa contract to the lowest responsive bidder, All State Police Equipment Co. at \$82,049.62, including use tax.
 - *4b. One Replacement Truck with Aerial Lift and Utility Body for the Transportation Department, Field Operations Division.

The Procurement Services Department recommends awarding the Mesa contract to Equipment Technology, LLC at \$80,383.78, including use tax.
5. Introduction of the following ordinances and setting July 9, 2007, as the date of the public hearing on these ordinances:
 - *5a. **Z07-28 (District 3)** 1350 West Main Street. Located west of Alma School Road and north of Main Street (3.32± ac.). Rezone from C-3 to C-1 BIZ CUP and R-4-BIZ and Site Plan Review. This request will allow the development of a mixed-use office/retail and townhouse development. Dan

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Randal/Mulberry Business Park, LLC, owner; Fred Woods/Fred Woods Architecture, applicant. ***(Held neighborhood meetings, notified property owners, homeowners associations and registered neighborhoods.)***

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

- 5b. **Z07-59 (District 5)** The 5500 block of East McKellips Road (south side). Located east of Higley Road on the south side of McKellips Road (4.09± ac.). Rezone from O-S to R-2 BIZ DMP and Site Plan Review. This request will allow the development of a townhouse community. Ross N. Farnsworth, RSB Partners, LLC., owner; Jeff D. Welker, Welker Development Resources, applicant. ***(Held two neighborhood meetings, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with Conditions.
(Vote: 4-0 with Boardmembers Salas and Carter absent)

- *5c. **Z07-60 (District 6)** The 2600 block of South Power Road (east side). Located north of Guadalupe Road on the east side of Power Road (20.62± ac.). Rezone from AG and R1-7 to R1-6 PAD, C-2 on the northwest and southwest corners of the site and Site Plan Review. This request will allow the development of a single residential subdivision and to future retail sites. Mark Reeb, owner; Greg Hitchens, applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

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

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- *5d. **Z07-63 (District 5)** The 1340 to 1430 block of North Power Road (east side). Located north of Brown Road on the east side of Power Road (2.05± ac.). Rezone from R1-35 to O-S, and Site Plan Review. This request will allow for the development of office buildings. Dave Marquez, owner; Boyd Thacker – Brock, Craig and Thacker Architects, Ltd., applicant. ***(Held two neighborhood meetings, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with Conditions.
(Vote: 4-0 with Boardmembers Salas and Carter absent)

- *5e. **Z07-64 (District 3)** The 1000 to 1200 block of West Grove Avenue (north side). Located south of Southern Avenue and east of Alma School Road (4.9± ac). Site Plan Modification and Modification of the existing BIZ overlay. This request will allow the development of a mixed-use mid-rise condominium project with first floor retail. TR Alma Partners, LLC; Thomas Roszak, owner; Pew and Lake, PLC; Reese Anderson, applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with Conditions.
(Vote: 4-1 with Boardmembers Langkilde nay and Salas absent)

- *5f. **Z07-65 (District 6)** The 5600 to 5900 blocks of East Baseline Road (north side). Located west of Recker Road on the north side of Baseline Road (78.5± ac.). Rezone from AG, AG (Conceptual C-2 and M-1) and PEP-PAD to PEP-DMP-CUP, and Site Plan Review. This request will allow for the development of a hospital, specialty hospital, and physician office buildings including a 15,000 sf pharmacy. Dan F. Ausman, Sr. V.P. of Operations, VHS Acquisition Subsidiary No. 11 Abrazo Health Care, owner; Stephen C. Earl – Earl, Curley and Lagarde, applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

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P&Z Recommendation: Approval with Conditions.
(Vote: 4-0 with Boardmembers Salas and Carter absent)

- *5g. **Z07-67 (District 6)** 11202 East Germann Road. Located on the west side of the Meridian Road alignment between Pecos Road and Germann Road (227± ac). Rezone from M-2 to M-2 BIZ, Council Use Permit, and Site Plan Review. This request will allow the development of a steel mill. TRW-VSSI; Will C. Rogers, owner; Commercial Metals Company; Andrew Sarat, applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with Conditions.
(Vote: 4-0 with Boardmembers Salas and Adams absent)

- *5h. **Z07-68 (District 3)** 1803 South Vineyard Road. Located north and west of Baseline Road and Country Club Drive (7.8± ac.). Rezone from M-1 and C-3 to C-3 and Site Plan Review. This request will allow the development of five medical office buildings. David Sellers, LGE Design Build, owner; Michael Edwards, DFD Architecture, applicant. ***(Held two neighborhood meetings, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with Conditions.
(Vote: 4-0 with Boardmembers Salas and Carter absent.)

- *5i. **Z07-69 (District 6)** 9135 East Guadalupe Road. Located on the southwest corner of Guadalupe Road and Ellsworth Road (9.9± ac.). Site Plan Review. This request will allow the development of a retail shopping center and health club facility. Chris Lattanzio, VDG Guadsworth, LLC., owner; Jeff Looker, Looker & Cappello Architects Inc., applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with Conditions.
(Vote: 4-0 with Boardmembers Salas and Carter absent)

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- *5j. **Z07-70 (District 5)** 4827 East McKellips Road. Located west of Higley Road on the south side of McKellips Road (2.8± ac.). Rezone from M-1 to M-1 BIZ and Site Plan Review. This request will allow the development of a four-story hotel and a restaurant pad. Jason Jones, Hansji Hotels, owner/applicant. ***(Held two neighborhood meetings, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with Conditions.
(Vote: 4-0 with Boardmembers Salas and Carter absent)

- *5k. **A06-24 (District 5)** Annexing land located on Sossaman Road north of McDowell Road (1.7± ac.) Initiated by the property owner, Ronda White.

6. Take action on the following resolutions:

- 6a. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between the Regional Public Transportation Authority (RPTA) and the City of Mesa for FY 2007-08 East Valley Dial-A-Ride service.
- 6b. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between the Regional Public Transportation Authority (RPTA) and the City of Mesa for FY 2007-08 fixed-route transit services.
- *6c. Approving and authorizing the City Manager to execute an agreement between the Arizona Automobile Theft Authority and the City of Mesa to accept grant funds in the amount of \$5,810.00 to purchase equipment to be used for auto theft investigations.
- *6d. Approving and authorizing the City Manager to execute an agreement between the Arizona Automobile Theft Authority and the City of Mesa to accept grant funds in the amount of \$19,128.00 to purchase equipment and fund overtime for auto theft prevention and education.

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*6e. Approving and authorizing the City Manager to execute an agreement between the Arizona Automobile Theft Authority and the City of Mesa to accept grant funds in the amount of \$3,000.00 for training costs.

6f. Modifying fees and charges for the Planning Division, Mesa Town Center Development Office and Historic Preservation Office as recommended by the Audit & Finance Committee. (Approval. Vote: 2-1, Rawles nay)

P & Z Recommendation: Approval. (Vote: 4-0 with Boardmembers Salas and Carter absent)

*6g. Approving and supporting the submittal of a grant applicant to the Salt River Pima-Maricopa Indian Community.

Deleted.

*6h. Authorizing the use of eminent domain to acquire land and land rights necessary for right-of-way and public utilities at the southwest corner of Baseline and Crismon Roads.
(District 6)

7. 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.

*7a. Amending the Mesa City Code regarding the following traffic modifications as recommended by the Transportation & Infrastructure Committee (Approval. Vote: 3-0):

No Parking: 10-3-24(D) (Full Time No Parking

On Second Avenue from Mesa Drive to Pomeroy (north of Broadway Road and west of Mesa Drive) **(District 4)**

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On the east side of Pomeroy from Broadway Road to a point 198 feet north of Broadway Road and on the west side of Pomeroy from Broadway Road to a point 210 feet north of Broadway Road (3rd Avenue alignment) (north of Broadway Road and west of Mesa Drive) **(District 4)**

- *7b. Amending the Mesa City Code regarding the following traffic modification:

No Parking: 10-3-24(D) (Full Time No Parking)

On the east side of Terripin from McKellips Road to June Street and on the west side of Terripin from McKellips Road to a point 91 feet south of McKellips Road (south of McKellips Road and east of Power Road) **(District 5)**

- *7c. **Z07-53 (District 6)** 9107 East Southern Avenue. Located west of Ellsworth Road on the south side Southern Avenue (1.8± ac.). Rezone the western portion of the site from AG (Conceptual C-2) to C-2 and Site Plan Modification. This request will allow for the development of a retail building. Scott Anderson, owner; William E. Canjura, Archicon, L.C., applicant. ***(Notified property owners, registered neighborhoods and homeowners associations.)***

PHO Recommendation: Approval with conditions.

8. Take action on the following recommendation from the Transportation & Infrastructure Committee:

- 8a. Request by David E. Willard for water service outside the city limits at 7711 E. Plymouth.

Committee Recommendation: Approval of Option 3 with conditions. (Vote: 3-0)

- 8.1. Take action on an ordinance and resolution modifying the Electric Energy Cost Adjustment Factor as recommended by the Audit & Finance (Approval. Vote 2-1, Rawles nay) and Transportation & Infrastructure Committees. **(Continued from the June 25th Council Meeting)**

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9. Take action on the following subdivision plat:
 - *9a. "COSTCO WHOLESALE & SUPERSTITION COMMERCE PARK" (**District 6**) 1300 to 1500 blocks of South Sossaman Road (west side) located south and west of Southern Avenue and Sossaman Road. 2 C-2 PAD DMP commercial lots and 3 M-1 PAD DMP industrial lots (35.96 ac)
Superstition Commerce Park, LLC, Kevin Page, owner.
10. Items from citizens present. (Maximum of three speakers for three minutes per speaker).