

COUNCIL MINUTES

July 6, 1998

The City Council of the City of Mesa met in a Regular Council Meeting in the upper level meeting room of the Council Chambers, 57 East 1st Street, on July 6, 1998 at 5:45 p.m.

COUNCIL PRESENT

Mayor Wayne Brown
Jim Davidson
John Giles
Keno Hawker
Bill Jaffa
Dennis Kavanaugh

COUNCIL ABSENT

*Pat Pomeroy

POLICE OFFICER
PRESENT

David Klein

OFFICERS PRESENT

C.K. Luster
Neal Beets
Barbara Jones

* Mayor Brown announced that Councilmember Pomeroy, by use of telephone conferencing, will participate in the discussion and vote on agenda items 7c: Creating a Multipurpose Facilities District and declaring an emergency and 7d: Appointing two directors of the Tempe-Mesa Multipurpose Facilities District. Councilmember Pomeroy was excused from all other portions of the meeting.

Invocation by Father Dale Fushek, St. Timothy's Catholic Community Center.

Pledge of Allegiance was led by Police Service Officer Sorelle Norman.

Mayor Brown welcomed members of the Tempe City Council who were present in the audience to the meeting.

(Items on the agenda were discussed out of order but for purposes of clarity will remain as listed on the agenda.)

1. Approval of minutes of previous meetings as written.

It was moved by Councilmember Hawker, seconded by Vice Mayor Giles, that the minutes of June 4, and 11, 1998 be approved.

Upon tabulation of votes, it showed:

AYES - Brown-Davidson-Giles-Hawker-Jaffa-Kavanaugh

NAYS - None

ABSENT - Pomeroy

Mayor Brown declared the motion carried unanimously by those present.

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 Kavanaugh, seconded by Vice Mayor Giles, that the consent agenda items be approved.

Upon tabulation of votes, it showed:

AYES - Brown-Davidson-Giles-Hawker-Jaffa-Kavanaugh
NAYS - None
ABSENT - Pomeroy

Mayor Brown declared the motion carried unanimously by those present.

3. Conduct the following public hearings.

- a. **A98-4** Annexing the southeast corner of East Elliot Road and South Power Road (154+ acres).
Initiated by property owners.

Mayor Brown announced that this is the time and place for a public hearing regarding the proposed annexation.

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

- b. Concerning the renewal of the Council Use Permit for Paz de Cristo.

Mayor Brown announced that this is the time and place for a public hearing concerning the renewal of the Council Use Permit for Paz de Cristo.

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

4. Consider the following liquor license applications.

- a. RANDY D. NATIONS, AGENT

Person and Location transfer Beer and Wine Bar License for Viewpoint Golf Course, 650 N. Hawes Road. This transfer is from Scott E. Baer, Individual, Frank's Friendly Tavern, 941 E. Apache, Tempe to Randy D. Nations, Agent, Viewpoint Golf Course, 650 N. Hawes Road.

Councilmember Jaffa indicated that he had a potential conflict of interest in connection with the matter now under discussion which he wanted recorded in the minutes of the meeting, and because of such conflict of interest, he would refrain from voting upon or otherwise participating in any manner in connection with same.

It was moved by Councilmember Kavanaugh, seconded by Vice Mayor Giles, that this Person and Location Transfer application be approved.

Upon tabulation of votes, it showed:

AYES - Brown-Davidson-Giles-Hawker-Kavanaugh
NAYS - None
ABSTAIN - Jaffa
ABSENT - Pomeroy

Mayor Brown declared the motion carried unanimously by those present and voting.

b. RANDY D. NATIONS, AGENT

New Restaurant License for Viewpoint Golf Course, 650 N. Hawes Road. This is a new business, no previous liquor licenses at this location.

Councilmember Jaffa indicated that he had a potential conflict of interest in connection with the matter now under discussion which he wanted recorded in the minutes of the meeting, and because of such conflict of interest, he would refrain from voting upon or otherwise participating in any manner in connection with same.

Following the Mayor's indication that the application is in conformance with ARS 4-201F, it was moved by Councilmember Kavanaugh, seconded by Vice Mayor Giles, that this New License application be approved.

Upon tabulation of votes, it showed:

AYES - Brown-Davidson-Giles-Hawker-Kavanaugh
NAYS - None
ABSTAIN - Jaffa
ABSENT - Pomeroy

Mayor Brown declared the motion carried unanimously by those present and voting.

*c. ERNEST J. SCHMIDT, AGENT

New Restaurant License for Tony Roma's, 6730 E. Superstition Springs Blvd. This is a new business, no previous liquor licenses at this location.

*d. GARRETT R. SMITH, AGENT

New Restaurant License for Winger's, 2336 E. Baseline Road. This is a new business, no previous liquor licenses at this location.

5. Consider the following contracts.

*a. One-year renewal of the annual supply contract for water meters stocked in the Materials and Supply Division inventory.

The Purchasing Division recommends exercising the third and final one-year renewal option with the original low bidder, Precision Meters, at \$262,406.90 plus 5% use tax of \$13,120.34 for a total of \$275,527.24 based on estimated requirements.

*b. One-year renewal of the annual supply contract for ferrous chloride, a wastewater treatment chemical used by the Utilities Department.

The Purchasing Division recommends exercising the first of two one-year renewal options with the original low bidder, Kemiron North America, at \$216,000.00 plus 5% use tax of \$10,800.00 for a total award of \$226,800.00 based on estimated requirements.

- *c. Annual supply contract for pad mounted switchgear for the Materials and Supply Division inventory. These switches will be used by the Electric Utility Division for the Lewis substation expansion project and other system improvements.

The Purchasing Division recommends accepting the low bid by Border States Electric at \$43,770.00 plus 6.80% sales tax of \$2,976.36 for a total of \$46,746.36.

- *d. Annual supply contract for ¾" water meters for the Materials & Supply Division inventory to be used by the Utility Service Division.

The Purchasing Division recommends accepting the low bid by Aqua-Metric Sales Company at \$209,720.00 plus 5% use tax of \$10,486.00 for a total of \$220,206.00 based on estimated requirements.

- *e. Annual supply contract for perennial ryegrass seed used by the Parks and Recreation Division and the Golf Courses.

The Purchasing Division recommends accepting the low bid by Wilbur-Ellis at \$99,760.00 plus 5.5% sales tax of \$5,486.80 for a total bid of \$105,246.80 based on estimated requirements.

- *f. Five replacement refuse trucks as requested by the Solid Waste Division.

The Purchasing Division recommends accepting the following low bids:

Item 1 to Arizona Great Basin Trucks, Inc. at \$780,289.30 including applicable sales tax and extended warranties; and Item 2 to Arizona Truck Center at \$161,447.34 including applicable sales tax and extended warranties.

The combined award is then \$941,736.64.

- *g. Modular office work stations for main Public Library. These furnishings will be used for remodeling of the periodicals and reference areas, reception desk and administrative offices.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Goodman's Inc. at \$34,160.13 including materials, design services, delivery, installation and applicable sales tax.

- *h. Modular office work stations for the Police OJJDP gang unit and the Planning and Community Development office as requested by Public Works. These furnishings will be used for remodeling and relocation of these offices to the Mesa City Plaza building, suites 10 and 700, respectively.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Goodman's Inc. at \$24,637.07 including materials, design services, delivery, installation and applicable sales tax.

- *i. Demolition of 131 South Robson, Site 16.

Recommend award to low bidder, The Ground Level, in the amount of \$13,677.00.

6. Introduction of the following ordinances and setting July 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. **A98-2** Annexation - East of Signal Butte Road from East Broadway south along the CAP Canal to East Southern Avenue and east to Meridian Drive (345+ acres). Initiated by property owners.
- *b. **Z98-36** 1816 East Brown Road. Rezone from R1-9 to O-S. (1.25 acres). This case would change the designation of an adult care home to an assisted living facility.
- *c. **Z98-38** The northwest corner of Stapley Drive and the Freeway. Rezone from O-S and C-2 to R-4. This case involves the development of an apartment complex.
- *d. **Z98-40** 919 and 925 North Stapley Drive. Rezone from R-4 to O-S (1± acre). This case involves the establishment of a conforming zoning district for an existing office development.
- *e. **Z98-41** The southwest corner of Stapley Drive and McKellips Road. Site Plan Modification (4± acres). This case involves the development of a gas station and retail buildings.
- *f. **Z98-43** The northeast corner of Stapley Drive and Baseline Road. Requesting approval of a Council Use Permit (37± acres). This case involves the development of a group retail center on property zoned M-1.
- g. **Z98-46** 6447 East Southern Avenue. Site Plan Review (1.35 acres). This case involves the development of a Black-eyed Pea Restaurant.
- *h. **Z98-48** South of the southwest corner of McKellips and Gilbert Roads. Site Plan Modification (.95 acre). This case involves the development of a Tutor Time Day Care center.
- i. Relating to a Council Use Permit; amending Ordinance 2769 that established the conditions for issuance of a Council Use Permit to Paz de Cristo, 424 West Broadway Road.

In response to a request from Mayor Brown, Neighborhood and Community Assistance Director Tanya Collins provided the Council and audience with a brief overview of this case. Ms. Collins discussed efforts that have been expended by all parties involved to reach mutual solutions to previously expressed concerns. Ms. Collins added that the neighbors have agreed to work with City staff and Paz de Cristo to address issues relative to homelessness. Ms. Collins advised that staff is recommending approval of the changes to the Council Use Permit and said that this issue will be reviewed once again six-to-eight months after the opening of the Transitional Living Center.

It was moved by Councilmember Kavanaugh, seconded by Vice Mayor Giles, that the recommendation of staff

be approved.

Vice Mayor Giles commended all of the parties involved for their continuing efforts to work together in a cooperative, positive manner to address mutual concerns. Vice Mayor Giles also expressed appreciation to Joyce Faith and all of the volunteers who selfishly provide their services at Paz de Cristo.

Councilmember Jaffa concurred with Vice Mayor Giles' remarks and encouraged all parties to continue their cooperative efforts relative to this matter.

Upon tabulation of votes, it showed:

AYES - Brown-Davidson-Giles-Hawker-Jaffa-Kavanaugh
NAYS - None
ABSENT - Pomeroy

Mayor Brown declared the motion carried unanimously by those present.

- *j. Pertaining to Title 5, Business Regulations; amending Chapter 13 of the Mesa City Code, regarding the imposition of Residential Development Tax; and providing penalties for the violation thereof.
- *k. Eliminating Title 5 Section 20 of the Mesa City Code, relating to payments in lieu of the Residential Development Tax, replacing Title 5 Section 17 of the Mesa City Code, relating to Development Fees; and providing penalties for the violation thereof.

7. Consider the following resolutions.

- *a. Authorizing the City Manager to execute an Intergovernmental Agreement between the City of Mesa and Mesa Unified School District #4 to support operational costs of Mesa Youth Placement Service (MYPS) - Resolution No. 7232.
- b. Authorizing the use of eminent domain to acquire properties in Temple Court - Resolution No. 7234.

Mayor Brown advised that he has received a letter from Marilyn Wennerstrom relative to this agenda item and invited Ms. Wennerstrom to address the Council.

Marilyn Wennerstrom, 1112 North Center Street, referred to a letter dated June 6, 1998 which she submitted to the Council and requested responses to the following two requests/questions: 1) Please describe with specificity the properties under consideration for acquisition by the City of Mesa; and 2) For what specific public use by the city of Mesa are these properties being considered for purchase by means of the power of eminent domain?

Community Development Manager Wayne Balmer stated that he will provide Ms. Wennerstrom with

a copy of the Council Report relative to this agenda item. Mr. Balmer noted that Temple Court contains a total of 43 properties, 37 of which have already been acquired by the City. Mr. Balmer discussed the City's efforts to acquire the remaining 7 parcels in order to clear the land for redevelopment. Mr. Balmer reported that efforts to acquire all of the land in this area have occurred over the past 10 to 15 years and commented on the positive benefits of the project.

Ms. Wennerstrom thanked Mr. Balmer for his input.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Davidson, that Resolution No. 7234 be adopted.

In response to concerns from Councilmember Hawker relative to the affect of eminent domain proceedings on residents, Mr. Balmer advised that the homes are fairly modest and for the most part are owned by landowners. Mr. Balmer stated that the City does offer relocation assistance to citizens affected by the acquisitions and expends every effort to help the tenants locate alternative housing.

Councilmember Jaffa concurred with Councilmember Hawker's remarks and commented that the City has a social obligation regarding eminent domain proceedings to ensure that the affected residents are placed in a comparable residential situation. Councilmember Jaffa recommended that this issue be the subject of a future Council Policy Session.

Luule Brandofino, 61 South Macdonald, informed the Council that eminent domain proceedings were originally intended to secure land for much needed hospital, school and/or utility facilities. Ms. Brandofino stated the opinion that the current use of eminent domain proceedings is illegal and inappropriate and should not be implemented. Mrs. Brandofino added that should eminent domain proceedings occur, the City should place the former tenants of those properties in a comparable housing situation.

Mayor Brown thanked Ms. Brandofino for her input.

Upon tabulation of votes, it showed:

AYES - Brown-Davidson-Giles-Jaffa-Kavanaugh
NAYS - Hawker
ABSENT - Pomeroy

Mayor Brown declared the motion carried by majority vote of those present and Resolution No. 7234 adopted.

c. Creating a Multipurpose Facilities District and declaring an emergency - Resolution No. 7230.

(Councilmember Pomeroy, through the use of telephone conferencing, participated in all discussion and the vote on this agenda item.)

Julie Pace, Chairman of the Rio Salado Crossing project, addressed the Council relative to this agenda item. Ms. Pace advised that the project represents a grass-roots organization that is helping to bring the project to fruition. Ms. Pace stated that her organization has been working with the East Valley Partnership over the past three years, to develop a 900- acre master planned redevelopment, recreational project.

Ms. Pace outlined the extensive retail and recreational features of the project, including 600 acres of parks, 12 acres of lakes, urban fishing, a skateboarding park, residential units, three 18-hole golf courses, hotels, retail shops and restaurants.

Ms. Pace reported that the Arizona Cardinals have indicated their interest in being a major tenant in Rio Salado Crossing and have committed a total of \$200 million dollars for the project. Ms. Pace stated the opinion that the proposal will generate extensive economic development activities and opportunities for the City of Mesa and urged the Council to provide the citizens of Mesa with an opportunity to vote on this issue.

Discussion ensued relative to the organization's plans to conduct 'Town Hall' meetings at malls and speaker's forums to educate citizens and solicit public input, the fact that the project will provide employment opportunities, out-of-state monies that will be spent at the facility in the future, and the development of a conference center and a multi-use stadium.

Ms. Pace urged the Council to vote in support of the formation of a multi-purpose facilities district.

Michael Rushman, 5124 East Calle de Norte, Phoenix, representing Land Strategies, referred to a model of the project displayed in the Council Chambers and stated the opinion that the design represents the efforts, design talent and expertise of a highly reputable and respected architectural firm. Mr. Rushman commented that the proposed project accomplishes a large measure of public policy objectives, including the environmental cleanup of blighted/damaged areas, the establishment of parks, open space and recreational areas, a multi-purpose stadium, an opportunity to increase local and State tax revenues, the improvement of public transit, diverse housing developments, the development of a convention center which will allow the Valley to host a variety of trade and convention shows that could not be previously accommodated, specialty shopping and an entertainment facility located in the East Valley.

Mr. Rushman highlighted a brief slide presentation relative to the project and noted that the facility would be located at the junction of 101 and 202 freeways. Mr. Rushman noted that the proposed project would occupy a three-mile portion of land along the bank of the Salt River and emphasized that the project represents a new, diverse master planned community at an in-town location.

Additional discussion ensued relative to project amenities, plans for an exposition park which would include a retractable playing field and a 2500-seat amphitheater, the establishment of four community parks and the enhancement of the existing Riverview Park, the construction of a one-million square foot convention facility, a proposed stadium which will have the capability of hosting shows that

cannot be hosted in traditional facilities, a proposed 1,250 room tower hotel, a 350,000 square foot destination retail center 2,000 residential units, golf course development, the establishment and responsibilities of the facilities district, a variety of other proposed project amenities, estimated operating costs, projected annual profit/loss estimates, the importance of identifying revenue sources and anticipated costs and project funding.

Mayor Brown thanked Ms. Pace and Mr. Rushman for their input and encouraged citizens in the audience to present their input relative to this issue.

The following citizens spoke in support of the Rio Salado Crossing project and the creation of a multi-purpose facilities district and stated the opinion that the project will result in positive economic benefits and will generate substantial revenues: (Speakers are listed in order of appearance.)

Dr. Ray Russell	1550 North Stapley Drive, Mesa
Mr. Robert Brinton	4011 East Fairview Circle, Mesa
Father Dale Fushek	1730 West Guadalupe Road, Mesa
Mr. David Wier	5421 East Fountain Circle, Mesa
Ms. Susan Carland	945 North Pasadena, #99, Mesa
Mr. John Ellingson	1520 East Jasmine Street, Tempe
Dr. Jim Zaharis	5932 East Viewmont Circle, Mesa
Mr. Dennis Lambson	77 West University, Mesa
Mr. Charlie Deaton	5304 East Hannibal, Mesa

The following citizens spoke in opposition to the Rio Salado Crossing project and the creation of a multi-purpose facilities district and expressed the opinions that the tax will place an unfair burden on the taxpayers and that the project should be totally funded with private investment dollars:

Mr. Bill Brando	61 South Macdonald Street, Mesa
Mr. Fritz Tuffli	1440 East Broadway, Tempe
Mr. Art Kaufman	310 East Bluebell, Tempe
Mr. Rick Erdman	513 East Libra, Tempe
Mr. Mannie Cortez	2857 East Emelita, Mesa

Mayor Brown expressed appreciation to the speakers for their input.

Councilmember Kavanaugh noted that any action initiated by the Council at the meeting relative to the formation of the District does not constitute a commitment to refer the item to the ballot or an endorsement by the Council as a whole of the project itself. Councilmember Kavanaugh added that he will reserve such judgement until additional information has been received and emphasized that a variety of crucial questions remain to be addressed regarding this issue.

It was moved by Councilmember Kavanaugh, seconded by Vice Mayor Giles, that Resolution No. 7230 be adopted.

Councilmember Jaffa noted that the proposed resolution provides for the creation of the District and provides for the termination of that District should the residents of Mesa and Tempe fail to approve a sales tax increase.

Councilmember Jaffa added that the proposed resolution also requires that the cities of Mesa and Tempe and the District agree to the operation of the District through the implementation of an Intergovernmental Agreement (IGA) or the District shall terminate. Councilmember Jaffa informed those present in the audience that the District, the sales tax ballot and the IGA are all date sensitive so that the failure of any of the three items to occur by a date certain, acts to terminate the District.

Councilmember Jaffa concurred that a large number of questions remain to be answered and emphasized that his support of the ballot issue will be based on a determination that the project benefits all parties involved. Councilmember Jaffa stressed the importance of tying the Rio Salado Crossing project into existing redevelopment plans for downtown Mesa and added that user-friendly transportation between both cities must be established in order to ensure the success of the project.

Councilmember Hawker stated that although his over-riding philosophy emphasizes that government should not subsidize private industry, based on the content and intent of the proposed resolution, he will support the motion. Councilmember Hawker added that the proposal needs to go forward at this time and appoint two representatives from Mesa and hopefully two representatives from Tempe in order to pursue the answer to numerous questions and issues surround the project.

Councilmember Hawker advised that he has developed a list of questions which, in his opinion, must be addressed:

- * If the project loses money, who is going to make up the losses? I don't have answers to that and I'm expecting the Board to come up with those answers.
- * Who is going to finance the project in the interim?
- * Does the ballot language of the Boardmembers include disclosure of long-term facility lease

agreements to go before the voters?

- * Prior to a vote, will the Boardmembers project the operating costs and potential revenue associated with the stadium conference center complex? Breakdowns should be provided on concessions, parking, stadium advertising, naming rights, sky boxes, revenue splits, etc.
- * Who will pay for what expenses – utilities, game day personnel required to put on a football game, maintenance, management, air-conditioning bills? Has the allocation between the tenant and the stadium district been established?
- * If the quarter cent sales tax does not generate sufficient monies, what steps are initiated to scale back the project? What will be presented on the November ballot. Is the quarter cent sufficient? Should it be increased or could it be decreased?
- * What is the duration of the sales tax? A 20-year estimate has been discussed but could it be 10 years or 30 years?
- * Can the time duration be extended or must the tax be increased? If the City's sales tax explodes in growth, it may not be necessary to levy the tax for 20 years. Should we consider allowing the amount to reach a certain dollar figure and then eliminating the tax?
- * The relationship between Mesa and Tempe must be defined. Do the participating cities share the revenues and expenses in proportion to the sales tax collected, or the population? What other factors will be shared between the two communities?
- * Will the proposed rapid transit system in Tempe continue on along Main Street to the downtown area so there is a benefit to Mesa residents and redevelopment efforts are enhanced?
- * Following an estimated 20-year period of sales-tax collection, how will the operating profits and subsidies be divided between Mesa and Tempe? Once the tax ceases, if excess revenues have been generated, who receives the monies? What will the funds be used for?
- * On the topic of financing the construction, what is the construction schedule? In what order will the various buildings be constructed? Or does the entire project get built at once as a unit?
- * How much of the future sales tax revenues will be bonded? How much is the bonding? What are the coverage ratios? What income flow is projected over the next 20 to 30 years to service the debt load? What growth factor is used?
- * Who will operate the convention center? Is the center projected to make a profit or a loss? Does the number of potential large conventions that the facility may host generate sufficient revenues to cover operating costs? Will there be a potential profit or break-even point?
- * Will the facility be design built? Who pays for cost over-runs? Where does that cost item come from?
- * Will an economic impact study be performed utilizing the dollars that have been appropriated? What will an independent economic impact study indicate?
- * Who is responsible for design review and building inspections? Who will be responsible for the fire,

the police, various intergovernmental agreements?

- * When will the concerns of property owners be addressed? Has anyone spoken with the property owners who will be affected by eminent domain proceedings? Will long-term leases be an option?
- * Who will serve as the treasurer?
- * The quarter-cent sales tax does not fund golf courses, who will build them? Will sufficient interest be generated to attract the private sector which will then build the courses?
- * Does the existing municipal golf course at Riverview Park get replaced as another municipal golf course? Does it get sold and are we compensated for it? Does it get replaced in the area as one of the proposed 18-hole courses?

Councilmember Hawker expressed concerns relative to the fact that all the questions may not be addressed within the allotted time frame. Councilmember Hawker noted that the City Council will have another opportunity to address this issue once the Intergovernmental Agreement is in place and explained that he is voting in support of the motion based on the fact that sufficient opportunities exist in the future to consider and address the matter.

Councilmember Davidson stated the opinion that the Council should proceed at this time but emphasized that no decisions will be made until all of the questions have been answered and full disclosure has occurred. Councilmember Davidson stated that although he is excited about the prospect of extensive recreational facilities and economic development opportunities, he will remain cautious until all of the information has been received.

Vice Mayor Giles expressed the opinion that the proposal warrants an opportunity for further exploration and study. Vice Mayor Giles reiterated the comments of the previous Council speakers and stated that the issue is not being voted on at this time and will not be considered until all of the pertinent facts and figures have been presented for review and consideration. Vice Mayor Giles commented that the project entails the use of extensive public monies and warrants close scrutiny. Vice Mayor Giles added that he will support the motion.

Mayor Brown stated that he is very supportive of the proposal and commented on the benefits to be derived from a cooperative effort of this magnitude. Mayor Brown added that the project represents an unparalleled opportunity for the cities of Mesa and Tempe and said that he fully supports the motion.

Councilmember Pomeroy, though the use of telephone conferencing, commented on the potential positive impacts of the project and said that he supports the motion.

Mayor Brown declared the motion carried unanimously and Resolution No. 7230 adopted.

- d. Appointing two directors of the Tempe-Mesa Multipurpose Facilities District - Resolution No. 7231.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Jaffa, that Pat Gilbert and Marty

Whalen be appointed directors of the Tempe-Mesa Multipurpose Facilities District and that Resolution No. 7231 be adopted.

Mayor Brown declared the motion carried unanimously and Resolution No. 7231 adopted.

Mayor Brown expressed appreciation to everyone who provided input regarding this issue.

(At 7:40 p.m. Mayor Brown declared a recess and the meeting reconvened at 7:49 p.m.)

8. Consider the following resolution and ordinance.

- *a. Modifying rate schedules for solid waste utility services as recommended by the Finance Committee – Resolution No. 7233 and Ordinance No. 3492.

*8.1. Write-off of utility and miscellaneous accounts.

9. Consider the following subdivision plats.

- *a. “MESA GRAND” - The 1600 block of South Stapley Drive (east side) 10 M-1-CUP commercial lots (38.33 acres) Vestar Arizona XVII L.L.C., developer; Cella Barr Associates, engineer.
- *b. “THE ESTATES AT BOULDER MOUNTAIN UNIT II” - The 2800 block of North Ellsworth Road (east side) 47 R1-15-PAD single residence lots (27.23 acres) Pulte Home Corporation, developer; AGRA Infrastructure, Inc., engineer.
- *c. “TRIANA” - The 1000 block of North 40th Street (west side) 28 R1-15 single residence lots (19.81 acres) Great Western Projects, Inc., developer; AGRA Infrastructure, Inc., engineer.
- *d. “NIELSON COMMERCIAL PLAZA UNIT I” - The 5900 block of East Brown Road (north side) 4 C-2 commercial lots (5.184 acres) Karl Joseph Nielson and Georgia Mae Nielson, developers; Allen Consulting Engineers, Inc., engineer.
- *e. “AUGUSTA RANCH PARCEL 8A” - The 2700 block of South 96th Street (east side) 84 R1-9-PAD-DMP single residence lots (31.81 acres) A.R. Development L.L.C., developer; American Engineering Company, engineer.
- *f. “ASHLEY HEIGHTS” - The 600 block of North 88th Street (east side) 113 Maricopa County R1-6-RUPD single residence lots (23.71 acres) Providence Development, Inc., developer; Infinity Engineering Services, Ltd., engineer.

10. Adjournment.

It was moved by Councilmember Davidson, seconded by Vice Mayor Giles, that the Regular Council Meeting adjourn at 8:17 p.m.

Carried unanimously.

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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 6th day of July 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