

CITY COUNCIL AGENDA

COUNCIL CHAMBERS – 57 EAST FIRST STREET

November 17, 2008
5:45 P.M.

Invocation.

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. Discuss, take public comment and take action on the following Minor General Plan Amendment and zoning case:

3a. Public Hearing on Minor General Plan Amendment
GPMInor08-12 (District 5)

3b. Take action on the following resolution:

[GPMInor08-12 \(District 5\)](#) The 3200 to 3300 blocks of North Recker Road (west side). Located north of Longbow Parkway and west of Recker Road. (49.08± ac.) General Plan Minor Amendment to change the General Plan Land Use Map from Business Park (BP) to Community Commercial (CC). This request will allow for commercial uses and align the land use category for this site with the Falcon Field Sub-Area Plan. Associates, LLC, Robert M. McNichols, managing member, owner; Sean Lake, Pew and Lake, PLC, applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)*** **COMPANION CASE Z08-63.**

P&Z Recommendation: Adoption. (Vote: 7-0).

3c. Take action on the following ordinance introduced at a prior Council meeting:

[Z08-63 \(District 5\)](#) The 2800 to 3100 blocks of North Higley Road (east to Recker Road) and the 3200 to 3300 blocks of North Recker Road (west side). Located north of McDowell Road between Higley Road and Recker Road. (313.42± ac.). Modification of the Longbow Business Park and Golf Club Development Master Plan (313.42± ac.). Rezone from M-1 DMP and M-1 DMP (Conceptual BIZ) to C-2 DMP (Conceptual BIZ) (49.08± ac.). This request will modify the existing Development Master Plan to reconfigure the zoning to align with the approved subdivision plat and allow for future commercial and employment uses. Associates, LLC,

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Robert M. McNichols, managing member, owner; Sean Lake, Pew and Lake, PLC, applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.) COMPANION CASE GPMInor08-12.***

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

4. Take action on the following liquor license application:

*4a. Christkindlmarket

This is a one day charitable event to be held on December 6, 2008 from 12:00 P.M. to 10:00 P.M. at MacDonald Street in between West Main Street and West Pepper Street. **(District 4)**

*4b. Carniceria Market Beer & Wine

New Beer & Wine Store License for Carniceria Market Beer & Wine, 1931 W. University Drive, B & S Carniceria Market LLC – Bashar Dickow Delly, Agent. The previous Beer & Wine store license held at this location by Ramona Market closed on 01/05/2006. **(District 3)**

*4c. Falcon's Roost Restaurant & Lounge

New Restaurant License for Falcon's Roost Restaurant & Lounge, 4731 E. Falcon Drive, Thank You Lord LLC – Sandy Joseph Novelli, Agent. The previous Restaurant license held at this location by Falcon's Roost Restaurant & Lounge will revert back to the State. **(District 5)**

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5. Take action on the following contracts:

- *5a. Purchase of Eight (8) Replacement Radio Dispatch Consoles for the Mesa Police Department, Public Safety Communications (Quality of Life Funded)

The Procurement Services Department recommends authorizing purchase from the State of Arizona contract with Motorola, Inc. at \$201,389.16, including applicable sales tax.

- *5b. Three-Year Supply Contract for Automotive Lighting, Mirrors & Safety Supplies for the Fleet Services Department

The Procurement Services Department recommends awarding contracts to the highest scoring proposers, Fleetpride, Inc. (primary) at \$32,415.00, and The Lighthouse, Inc. (secondary) at \$25,992.00, for a combined annual award of \$58,407.00, based on estimated requirements, including applicable sales tax.

- *5c. Two-Year Renewal of the Supply Contract for Meter Set Assemblies for Warehouse Inventory as requested by the Utilities Department, Gas Division

The Procurement Services Department recommends authorizing a two-year renewal contract to R.W. Lyall & Co. Inc. for annual purchases estimated at \$117,506.19, including applicable use tax.

- *5d. Two-Year Renewal Supply Contract for Traffic Signal Equipment and Cabinet Assemblies for Warehouse Inventory as requested by the Transportation Department, Traffic Engineering Division

The Procurement Services Department recommends authorizing renewal of the contract for Groups A and C with Econolite Control Products, Inc. at \$188,511.31 annually, and for Group B with Phoenix Highways at \$27,555.58 annually, for a combined renewal award of \$216,066.89, including applicable taxes.

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- *5e. [Dollar Limit Increase to the Supply Contract](#) for Traffic Signal Controllers and Video Camera Equipment for Warehouse Inventory as requested by the Transportation Department, Traffic Engineering (Fully Funded Regional Transportation Plan Funds)

The Procurement Services Department recommends increasing the dollar limit of the contract with Econolite Control Products, Inc. by \$150,000.00 to \$386,429.95 for the remainder of the current contract period, based on estimated requirements.

- *5f. [Gas and Water Line Replacement](#) in City of Mesa Quarter Section 30A bounded by Broadway Road and 8th Avenue between Country Club and Center Street, City of Mesa Project No. 02-353-001. **(District 4)**

This project will install new water lines and gas lines including valves and fire hydrants, and abandon the existing water lines and gas lines in their current locations.

Recommend award to the low bidder, Pierson Construction Corporation, in the amount of \$2,325,450.00 plus an additional \$232,545.00 (10% allowance for change orders) for a total award of \$2,557,995.00. Funding is available from the adopted FY 08/09 Water Bond Capital program and Gas Bond Capital program.

6. Take action on the following resolutions:

- *6a. Approving and authorizing the City Manager to execute a [Grant Agreement between the Arizona Department of Homeland Security](#) and the City of Mesa to secure grant funds in the amount of \$270,000 to support the Fire Department's Rapid Response Team.
- *6b. Approving and authorizing the City Manager to execute a [Grant Agreement between the Arizona Department of Homeland Security](#) and the City of Mesa to secure grant funds in the amount of \$321,221 to support the Fire Department's Metropolitan Medical Response System.

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- *6c. Approving and authorizing the City Manager to execute a Grant Agreement between the Arizona Department of Homeland Security and the City of Mesa to secure grant funds in the amount of \$4,000 to support the Fire Department's Terrorism Liaison Officer Program.
- *6d. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between the State of Arizona and the City of Mesa to provide for sharing of resources in the event of a disaster.
- *6e. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between Maricopa County, on behalf of Adult Probation Department, and the City of Mesa to enhance public safety in the community by assigning a Probation Officer to the Police Department's Street Crimes Unit.
- *6f. Approving and authorizing the City Manager to execute a Grant Agreement between the Arizona Criminal Justice Commission and the City of Mesa to secure grant funds in the amount of \$63,190 for equipment and software for the Police Department's Forensic Services Unit.
- *6g. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between the City of Phoenix and City of Mesa to secure grant funds in the amount of \$35,000 to purchase radio equipment for the Police Department's East Valley Fusion Center.
- *6h. Approving and authorizing the City Manager to execute a Grant Agreement between the Arizona State Parks Board and the City of Mesa to award grant funds in the amount of \$100,000 for Mesa Grande Cultural Park – Phase I and authorizing the City Manager to execute a Preservation and Conservation Easement Deed. **(District 1)**

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- *6i. Approving and authorizing the City Manager to execute the Light Rail Transit Operations Master Cooperative Funding Agreement with Valley Metro Rail, Inc. to establish policies for cost sharing and fare revenue distribution for the light rail transit operational costs. **(District 3)**
- *6j. Approving and authorizing the City Manager to execute a lease with the Maricopa County Community College District for office space on the fourth floor of the Carousel View Condominium located at 145 North Centennial Way. **(District 4)**
- 7. Introduction of the following ordinances and setting December 1, 2008, as the date of the public hearing on these ordinances:
 - *7a. **Z08-60 (District 6)** 6428 East Test Drive. Located south of the Superstition Freeway and west of Power Road (3.17±acres). Modification of an existing Ordinance and Site Plan Review. This request will allow the development of an automobile dealership. Joe Cardinale, Cardinale Automotive Group, owner; David Ward, Gallagher & Kennedy, P.A., applicant; Michael Denbleyker, P.E. V3 Companies of Arizona, engineer. ***(Held neighborhood meetings, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with conditions. (Vote: 4-2-1 with Boardmembers Carter and Esparza nay, Perkinson absent.)
 - *7b. **Z08-65 (District 5)** 6248 East Ensenada Street. Located south and east of Recker Road and Brown Road (0.18± acres). Rezone from Maricopa County R1-6 to City of Mesa R1-6. For the establishment of City of Mesa zoning on recently annexed property. Richard and Rosemary Leckey, owner; City of Mesa, applicant.

PHO Recommendation: Approval with conditions.

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- *7c. **Z08-66 (District 5)** 2649 North 78th Street and 7825 East Willetta Street. Located south and east of Sossaman Road and McDowell Road (2.09± acres). Rezone from Maricopa County R1-35 to City of Mesa R1-35. For the establishment of City of Mesa zoning on recently annexed property. Richard and Kathleen Atwood and William and Jacqueline Black, owner; City of Mesa, applicant.

PHO Recommendation: Approval with conditions.

8. 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.

- *8a. **A06-26 (District 5)** Annexing land located south of Thomas Road and east of Hawes Road (11.07 +/- ac). Initiated by Reese Anderson, Pew & Lake, PLC representing the property owner. Staff Recommendation: Approval.
- *8b. **A07-26 (District 5)** Annexing land located north of Adobe Road and west of Crismon Road (1.07 +/- ac). Initiated by the property owner. John Webster. Staff Recommendation: Approval.
- *8c. **A07-37 (District 6)** Annexing land located south of Main Street and east of Sossaman Road (0.21 +/- ac). Initiated by the property owner, Susan C. Dillman. Staff Recommendation: Approval.
- *8d. **Amending Section 11-6-3 of the Zoning Ordinance.** The amendment proposes minor wording revisions to clarify language used to describe standards and evaluation criteria related to land uses requiring Council Use Permits in the C-1, C-2, and C-3 zoning districts.

P&Z Recommendation: Adoption. (Vote: 7-0)

DDC Recommendation: Adoption. (Vote: 8-0)

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- *8e. **Z08-64 (District 6)** 5460 South Mountain Road. Located South of Ray Road and east of Signal Butte Road (62± ac). Rezone from R-2 PAD DMP to R1-9 PAD DMP and Modification to the Mountain Horizons Development Master Plan. This request will allow for the development of a single residential subdivision. Pulte Homes, Tim Loughrin, owner; Ralph Pew, Pew & Lake, PLC, applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

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

9. Items from citizens present. (Maximum of three speakers for three minutes per speaker).