



COUNCIL MINUTES

October 25, 2007

The City Council of the City of Mesa met in a Study Session in the lower level meeting room of the Council Chambers, 57 East 1st Street, on October 25, 2007 at 7:39 a.m.

COUNCIL PRESENT

Mayor Keno Hawker
Kyle Jones
Tom Rawles
Claudia Walters
Mike Whalen
Scott Somers

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Debbie Spinner
Linda Crocker

1. Hear an update and discuss the status of RF07-1 (Queens Park Referendum).

City Manager Christopher Brady noted that several Councilmembers have inquired about the referendum process, and he said that City Clerk Linda Crocker would explain the process.

Ms. Crocker reported that the petitions were filed in the City Clerk's Office on October 18, 2007, and that an initial receipt was provided for the estimated total number of signatures. She stated that the Clerk's Office has fifteen days to complete a review of the petitions. Ms. Crocker said that the Arizona Secretary of State's Office will generate a computer printout to determine which signatures are to be included in a random sample, after which Maricopa County has ten days to review the names and signatures in the random sample. She noted that Maricopa County officials estimate that the process could be completed within three business days. Ms. Crocker advised that the City Clerk's Office is required to take the following action within 48 hours after receiving the information from Maricopa County:

- If the valid number of signatures is equal to or greater than 105 percent of the minimum required, the Clerk's Office issues a receipt to the applicant and notifies the Mayor that the petitions contain a sufficient number of signatures to place the item on a ballot.
- If the remaining signatures are less than 105 percent and greater than 95 percent, the County is then required to verify every signature on the petitions. The County has 30 days to complete that process, but they estimate that the verification process could be completed within 10 days.
- If the remaining signatures are less than 95 percent of the minimum required or the actual number after any subtraction fails to equal or exceed 95 percent, the City Clerk is required to return the petitions to the applicant with a certified statement and a copy of the report

from Maricopa County indicating that the petitions lacked the number of signatures required to place the item on a ballot.

Mr. Brady advised that an item would be placed on the November 5th Regular Council meeting agenda to call the 2008 Primary and General Elections.

Ms. Crocker noted that the language in the resolution to call an election always stipulates that the ballot will include any additional item that is legally required to be on the ballot.

In response to questions from Mayor Hawker, City Attorney Debbie Spinner advised that the ballot language is prepared jointly by the City Attorney and the City Clerk for submission to the County. She noted that citizens could contact the Planning Department for information regarding the zoning case.

Ms. Crocker advised that if the Queens Park referendum is determined to be a ballot issue, information would be made available on the City's website.

Responding to a comment by Councilmember Rawles, Ms. Crocker confirmed that if this item is determined to be a ballot issue, the deadline for submitting pro and con arguments would be December 12th (90 days prior to the election).

In response to a question from Vice Mayor Walters, Ms. Spinner stated the opinion that State Statutes may prohibit the applicant from withdrawing the petitions after the signatures have been submitted.

Mayor Hawker thanked staff for the information.

2. Acknowledge receipt of minute of various boards and committees.

- a. Museum and Cultural Advisory Board meeting held on August 8, 2007.
- b. Historic Preservation Committee meeting held on August 9, 2007.
- c. Transportation Advisory Board meeting held on September 18, 2007.
- d. Planning and Zoning Board meetings held on September 18 and September 20, 2007.

It was moved by Vice Mayor Walters, seconded by Councilmember Jones, that the above-listed minutes be acknowledged.

Carried unanimously.

3. Hear reports on meetings and/or conferences attended.

- | | |
|-----------------------|---|
| Mayor Hawker: | Maricopa Association of Governments Regional Council meeting. |
| Councilmember Whalen: | Public Safety Council Committee meeting regarding the Photo Safety Program. |
| Vice Mayor Walters: | Getting Arizona Involved in Neighborhoods (GAIN) activities.
Mesa United Way event regarding early childhood issues. |

4. Scheduling of meetings and general information:

City Manager Christopher Brady stated that the meeting schedule is as follows:

Friday, October 26, 2007, 8:00 a.m. – Southeast Mesa Strategic Plan Presentation

Monday, October 29, 2007, 6:00 a.m. – Superstition Springs Park & Ride Grand Opening

5. Items from citizens present.

There were no items from citizens present.

6. Adjournment.

Without objection, the Study Session adjourned at 7:55 a.m.

KENO HAWKER, MAYOR

ATTEST:

LINDA CROCKER, CITY CLERK

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Mesa, Arizona, held on the 25th day of October 2007. I further certify that the meeting was duly called and held and that a quorum was present.

LINDA CROCKER, CITY CLERK

baa