

COUNCIL MINUTES

October 8, 2001

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 October 8, 2001, at 5:50 p.m.

COUNCIL PRESENT

Mayor Keno Hawker
Jim Davidson
Bill Jaffa
Dennis Kavanaugh
Claudia Walters
Mike Whalen

COUNCIL ABSENT

Pat Pomeroy

OFFICERS PRESENT

Mike Hutchinson
Barbara Jones

Mayor Hawker excused Councilmember Pomeroy from the meeting.

Invocation by Jagwinder S. Sraow, M.D., President of the Sikh Religious Society of Arizona.

Pledge of Allegiance was led by Assistant Fire Chief Bob DeLeon.

Mayor Hawker welcomed everyone to the meeting.

1. 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 Vice Mayor Davidson, seconded by Councilmember Kavanaugh, that the consent agenda items be approved.

Mayor Hawker declared the motion carried unanimously by those present.

*2. Approval of minutes of previous meetings as written.

Minutes from the September 17 and 24, 2001 Council meetings.

3. Consider the following liquor license applications:

*a. LAUREN MERRETT, AGENT

New Restaurant License for Pasta Pomodora, 7040 E. Hampton. This is a new building which is currently under construction. No previous liquor licenses at this location.

4. Consider the following contracts:

*a. One administrative sedan for the Police department.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Courtesy Chevrolet for \$18,409.25 including applicable sales tax.

*b. EventAdmin (Server) Licenses as requested by the Information Services Division (ISD).

The Purchasing Division recommends accepting the only bid from Aelita Software Corporation for licenses and maintenance totaling \$25,560.48. **(Sole Source)**

*c. Landscape maintenance services for grounds adjacent to City buildings and facilities as requested by the Facilities Maintenance Division.

The Purchasing Division recommends accepting the low bid by Basin Tree Service, Inc., dba United Right-Of-Way at \$468,256.00, based on estimated annual requirements.

*d. Supply contract for office supplies, toner cartridges and copier paper used by all City departments.

The Purchasing Division recommends authorizing use of the US Communities Government Purchasing Alliance contract with Office Depot for purchase of office supplies and related commodities during the remaining twenty-nine month term of the contract (through March 4, 2004). Annual purchases for office supplies and toner cartridges are estimated at \$550,000. Annual purchases of copier paper are estimated at \$125,000, for a combined award of \$675,000 based on estimated requirements.

*e. Two-year renewal of the supply contract for storm water pump repair and maintenance services as requested by the Transportation Division.

The Purchasing Division recommends exercising the two-year renewal option with the original low bidder, Duncan Pump (primary contract), at \$56,545.50, based on estimated requirements. In order to assure continuity of services, the Purchasing Division also recommends renewing the secondary contact with Foster Electric Arizona Pump.

*f. Powell Junior High School Pool Renovation. City of Mesa Project No. 01-99.

This project will replace approximately 13,000 square feet of decking, adjust deck drains to improve surface drainage, and will repair over 500 feet of cracks in the underlying deck slab.

Recommend award to low bidder, JAC Incorporated, in the amount of \$127,486.00 plus an additional \$12,748.60 (10% allowance for change orders) for a total award of \$140,234.60.

5. Introduction of the following ordinances and setting October 22, 2001 as the date of public hearing on these ordinances:

- *a. Prohibiting parking on the north side of Hermosa Vista Drive from a point 220 feet west of Lindsay Road to a point 206 feet east of Lindsay Road and on the south side of Hermosa Vista Drive from a point 206 feet west of Lindsay Road to the south leg of Robin Lane; and prohibiting parking from 8:00 a.m. to 4:00 p.m. on school days on the north side of Fountain Street from 26th Street to a point 935 feet west of 26th Street and on the south side of Fountain Street from a point 95 feet west of 26th Street to a point 765 feet west of 26th Street; as recommended by the Transportation Advisory Board.
- *b. Providing in the year 2001 and thereafter a monthly vehicle reimbursement of \$150.00 for the Mayor and City Councilmembers.

6. Consider the following resolutions.

- *a. Vacating rights-of-way for roadway and public utilities bounded by East Brown, East Adobe, North Mountain and North Meridian Roads – Resolution No. 7735.

The rights-of-way are no longer needed and they are in conflict with the approved plat of Solerno Ranch.
- *b. Extinguishing an easement and agreement for highway purposes in the 4000 block of North Hawes Road – Resolution No. 7736.

This easement is no longer needed and is in conflict with the approved plat of Diamond Point at Las Sendas Mountain.
- *c. Extinguishing easements for drainage in the 1600 block of North Alma School Road – Resolution No. 7737.

These easements are no longer needed.
- *d. Approving and authorizing the City Manager or his designated representative to execute an Intergovernmental Agreement between the City of Mesa and the Williams Gateway Airport Authority for fire apparatus maintenance services provided by the City of Mesa – Resolution No. 7738.
- *e. Approving and authorizing the City Manager or his designated representative to execute an Intergovernmental Agreement between the City of Mesa and the Town of Gilbert for fire apparatus maintenance services provided by the City of Mesa – Resolution No. 7739.

7. Consider the following ordinances:

- *a. Prohibiting parking on the west side of Parkcrest from Broadway Road to a point 50 feet south of Broadway Road, on the north side of Adobe Road from Crismon Road to a point 355 feet east of Crismon Road, on the south side of Adobe Road from Crismon Road to 100th Place, and on Madero Avenue from Crismon Road to a point 2,600 feet east of Crismon Road; prohibiting parking from 8:00 a.m. to 4:00 p.m. on school days on the north side of Fox Street from Lindsay Road to Los Alamos, on the south side of Fox Street from Lindsay Road to a point 675 feet east of Robin Lane, on the north side of Fountain Street from Robin Lane to a point 760 feet east of Robin Lane, on the north side of Fountain Street from Alba Circle to a point 165 feet west of Alba Circle, on the south side of Fountain Street from Robin Lane to a point 840 feet east of Robin Lane, on the south side of Fountain Street from Los Alamos to a point 90 feet east of Los Alamos, on the south side of Fountain Street from Alba to a point 90 feet west of Alba, on the north side of Fairfield Street from Robin Lane to a point 510 feet east of Robin Lane, on the north side of Fairfield Street from a point 260 feet west of Los Alamos to a point 100 feet east of Los Alamos, on the south side of Fairfield Street from Robin Lane to a point 340 feet east of Robin Lane, on the south side of Fairfield Street from Rico to a point 255 feet west of Rico, on the north side of Encanto Street from Lindsay Road to a point 95 feet east of Robin Lane, on Robin Lane from Fox Street to Encanto Street, on the west side of Rico from Fairfield Street to a point 120 feet south of Fairfield Street, on the west side of Rico Circle from Fox Street to a point 200 feet north of Fox Street, on the east side of Rico Circle from Fox Street to a point 270 feet north of Fox Street, on the east side of Los Alamos from Fox Street to a point 107 feet south of Fox Street, on the east side of Los Alamos from Fountain Street to Fairfield Street, on the west side of Los Alamos from Fairfield Street to a point 120 feet north of Fairfield Street, and on the west side of Alba from a point 140 feet south of Fountain Street to a point 195 feet north of Fountain Street; and including Monterey Avenue/Joslyn from Hawes Road to Guadalupe Road and Acacia/Leonora Street from Hermosa Vista Drive to Lindsay Road in Section 10-3-17 of the City Code "Special Stops Required"; as recommended by the Transportation Advisory Board – Ordinance No. 3934.
- b. Amending various sections of the Mesa City Code relating to the downtown sign ordinance as recommended by the Downtown Development Committee, the General Development Committee, and revised based on Council direction received on September 10, 2001 – Ordinance No. 3935.

Mayor Hawker and Councilmember Jaffa declared potential conflicts of interest and refrained from discussion/participation on this agenda item.

Mayor Hawker yielded the gavel to Vice Mayor Davidson for action on this agenda item.

It was moved by Councilmember Walters, seconded by Councilmember Kavanaugh, that Ordinance No. 3935 be adopted.

Councilmember Walters, Chairman of the General Development Committee, reported that the proposed ordinance will amend the City of Mesa's Sign Ordinance for signs in the Town Center Redevelopment Area, including the permitting of "A" frame signs. She noted that at the September 10, 2001 Regular Council Meeting, Councilmembers voiced concerns regarding the

language in the ordinance with reference to vested rights for "A" frame signs. Councilmember Walters stated that based on such concerns, the City Attorney's Office has revised the text to ensure that there would not be a vested right to continue the use of the "A" frame signs.

Upon tabulation of votes, it showed:

AYES - Davidson-Kavanaugh-Walters-Whalen
ABSTAIN - Hawker-Jaffa
ABSENT - Pomeroy

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

With action on this agenda item being completed, Vice Mayor Davidson yielded the gavel back to Mayor Hawker.

7.1. Consider the following recommendation from the Police Committee:

- a. Approving a proposed Police Department Neighborhood Communications Program.

Councilmember Kavanaugh, Chairman of the Police Committee, reported that the origination of the proposal occurred as a result of his and Councilmember Walters and Councilmember Whalen's attendance at a National League of Cities' presentation regarding neighborhood interaction with Police Commanders. He explained that staff was requested to evaluate programs in other communities that address increased neighborhood involvement with command staff, and that Police Commander Hector Federico drafted the proposed recommendation currently before the Council.

Councilmember Kavanaugh stated that the Police Department Neighborhood Communications Program would establish a more formalized relationship between the City's various Police districts and the surrounding neighborhood organizations and residents. He added that the program would provide an opportunity for residents to offer feedback and to voice concerns regarding various neighborhood issues. Councilmember Kavanaugh stressed that it is the goal of the program to strengthen existing neighborhood partnerships and to create new neighborhood partnerships.

Police Commander Hector Federico addressed the Council and provided a brief overview of the program.

It was moved by Councilmember Kavanaugh, seconded by Vice Mayor Davidson, that the recommendation from the Police Committee to implement a proposed Police Department Neighborhood Communication Program be approved.

Councilmember Whalen voiced support for the motion and acknowledged the efforts of the Police Department to encourage greater neighborhood interaction and participation.

Mayor Hawker declared the motion carried unanimously by those present.

7.2. Consider the following recommendations from the Transportation Committee:

- *a. Approving the recommendation from ADOT that Alternative B be selected for construction of the US 60/202 traffic interchange.
- b. Approving accelerating City street improvement projects related to ADOT's accelerated schedule for completing the 202 freeway to Higley Road.

Vice Mayor Davidson, Chairman of the Transportation Committee, briefly discussed the acceleration of various street improvements including the Val Vista Drive project from McKellips Road north to the 202 freeway; the Thomas Road project from Higley Road to Recker Road, and the McDowell Road project from Higley Road to Power Road.

In response to a question from Vice Mayor Davidson, Development Services Manager Jack Friedline clarified that staff will address the Council later this month regarding the matter of eminent domain. He also advised there will be no total property acquisitions and no relocations.

It was moved by Councilmember Whalen, seconded by Councilmember Kavanaugh, that the recommendation from the Transportation Committee to accelerate City street improvement projects related to ADOT's accelerated schedule for completing the 202 freeway to Higley Road be approved.

Councilmember Jaffa stated the opinion that although this agenda item only addresses an accelerated time schedule for the completion of the 202 freeway to Higley Road, that such freeway expansion presents a variety of issues including intrusion into surrounding neighborhoods and consequent mitigation that the City should offer to those residents. He also stated that consideration should be given relative to bicycle and equestrian paths along Val Vista Drive, that Greenfield Road and Higley Road should be considered as the primary entrances into the Falcon Field Industrial Park area, and that Recker Road should serve as a secondary entrance.

Mayor Hawker declared the motion carried unanimously by those present.

- *c. Approving the recommendation from the Transportation Advisory Board regarding traffic calming projects for the Gilbert Road area immediately south of the 202 freeway.

7.3. Consider adjusting fees at Dobson Ranch and Riverview Golf Courses as recommended by the Parks and Recreation Board.

Mayor Hawker stated that the primary objectives of this agenda item include the establishment of a restricted golf enterprise fund and the adjustment of fees at the Dobson Ranch and Riverview Golf Courses (between \$1 and \$6). He added that the additional fees would be utilized for the design/development/acquisition of additional municipal golf courses.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Walters, that the adjustment of the fees at the Dobson Ranch and Riverview Golf Courses, as recommended by the Parks and Recreation Board, be approved.

Vice Mayor Davidson commented that at the October 4, 2001 Study Session, he voiced opposition to this matter due to the fact golf course revenues in excess of expenditures would no longer be contributed to the City's general fund. He noted, however, that he is now supportive of the motion, and that the fee adjustments at the Dobson Ranch and Riverview Golf Courses is an effective tool in the generation of additional revenues for current and future municipal facilities.

Councilmember Jaffa clarified that at the previously mentioned Study Session which addressed the establishment of a golf enterprise fund, he voted in favor of staff pursuing the acquisition of the existing Long Bow Golf Course and added that it was not an endorsement for the development of a new municipal golf course at Red Mountain Park. He emphasized that northeast Mesa is currently the home of several golf courses, and that he would prefer the addition of baseball and soccer fields and the preservation of natural desert areas for bicycle and hiking trails.

Councilmember Kavanaugh voiced support for the motion. He noted that the Council is not making a decision at this time relative to the acquisition or development of a private golf course for public use, but establishing a golf enterprise fund to direct monies for the sole purpose of redeveloping/refurbishing Mesa's existing golf courses and also to accumulate funds for the possible acquisition of property or existing golf courses elsewhere within the City. Councilmember Kavanaugh stressed that a great need exists within Mesa for additional affordable municipal golf courses.

Mayor Hawker stated the opinion that government should not be in the business of funding or developing golf courses and also questioned whether municipal facilities, which are in direct competition with the private sector, will be a benefit or a detriment to the City. Mayor Hawker noted that although he favors the establishment of a golf enterprise account, he will not support the motion.

Councilmember Walters expressed support for the motion and stressed the fact that municipal golf courses provide a much-needed service to citizens who do not have access to private facilities.

Councilmember Whalen concurred with Councilmember Walters' comments and added that the proposed \$1 and \$6 fee increases are very reasonable.

Vice Mayor Davidson spoke in appreciation of the Parks and Recreation staff for their ongoing efforts in this regard.

Upon tabulation of votes, it showed:

AYES - Davidson-Jaffa-Kavanaugh-Walters-Whalen
NAYS - Hawker
ABSENT - Pomeroy

Mayor Hawker declared the motion carried by majority vote of those present.

8. Consider the following subdivision plat:

- *a. "ARIZONA SKYLINE", (Council District 6) – The 2800-3200 blocks of South Ellsworth Road (west side) 206 R-2-PAD and 164 R1-6-PAD single residence lots (96.24 ac.) KB Home Phoenix, developer; Hunt & Associates, Inc., engineer.

9. Items from citizens present.

There were no items from citizens present.

10. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:33 p.m.

KENO HAWKER, 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 8th day of October 2001. I further certify that the meeting was duly called and held and that a quorum was present.

BARBARA JONES, CITY CLERK

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