

COUNCIL MINUTES

September 15, 1997

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 September 15, 1997 at 4:47 p.m.

COUNCIL PRESENT

Mayor Wayne Brown
Pat Gilbert
John Giles
Dennis Kavanaugh
Wayne Pomeroy
Jim Stapley

COUNCIL ABSENT

Joan Payne

STAFF PRESENT

C.K. Luster
Pauline Backer
Neal Beets
Denise Bleyle
Dennis Compton
Fred Conway
Mark Coon
Linda Crocker
Jerry Dillehay
Janice Jackson
Lars Jarvie
Barbara Jones
Harry Kent
Wayne Korinek
Ron Krosting
Larry Lines
Rich Lorig
Greg Marek
Jeff Martin
Tom Mattingly
Leon McClelland
Frank Mizner

STAFF PRESENT (CONT.)

Keith Nath
Ellen Pence
Tom Remes
Becky Richardson
Sharon Seekins
Doug Tessororf
Debbie Vickman
Paul Wilson
Mindy White
Ralph Wisz
Larry Woolf
Others

OTHERS PRESENT

Don Duncan
Michael Griffith
Beverly Hart
Sean Lake
Chris Moeser
Others

Mayor Brown excused Councilmember Payne from the meeting.

1. Hear an update and consider recommendations concerning plans for the Country Club Drive streetscape.

Real Estate Services Director Doug Tessororf updated Council regarding the status of right-of-way and easement acquisitions for the proposed landscape improvements along portions of Country Club Drive from Broadway to McKellips Roads. Mr. Tessororf indicated that the streetscape project includes 58 parcels owned by 39 individuals. Mr. Tessororf

noted 35 parcels (25 owners) have existing rights-of-way, or have dedicated the easements and rights-of-entry necessary for the project. Mr. Tessendorf added that 5 parcels (2 owners) have not responded and 18 parcels (11 owners) have said "no" to cooperating with the project.

In response to questions from Vice Mayor Gilbert, Mr. Tessendorf explained procedures used by staff to notify property owners and obtain feedback relative to the design of the streetscape project. Mr. Tessendorf stated that the recently completed Country Club Drive widening project has generated a reluctance among some property owners to proceed with this phase.

Vice Mayor Gilbert noted the section of Country Club Drive from McLellan to McKellips Roads with substantial positive response by the property owners and suggested that bids be accepted for that section. Vice Mayor Gilbert stated the opinion that the completion of a portion of the streetscape project may provide encouragement to property owners.

Mayor Brown expressed the opinion that limiting landscaping improvements to properties for which the City currently has the necessary rights-of-way, easements, and rights-of-entry, may provide the encouragement necessary to influence the property owners opposing the project.

In response to a question from Mayor Brown, Public Works Manager Harry Kent stated that staff could limit the streetscape project from Broadway Road to Main Street on the west side and from McLellan to McKellips on the east side.

Councilmember Giles expressed concern relative to the cost of limiting the streetscape project and the cost to landscape individual parcels at a future time.

In response to a question from Councilmember Giles, City Attorney Neal Beets informed Council that the City may not have the ability to condemn property for aesthetic purposes.

It was moved by Councilmember Pomeroy, seconded by Councilmember Giles, that alternative No. 2 of the Country Club Drive streetscape recommendations, limiting the landscaping improvements to those properties where the City currently has the necessary rights-of-way, easements, and rights-of-entry, be approved.

Upon tabulation of votes, it showed:

AYES - Brown-Gilbert-Giles-Kavanaugh-Pomeroy-Stapley
NAYS - None
ABSENT - Payne

Mayor Brown declared the motion carried unanimously by those present.

2. Hear and consider a report concerning the Mesa Community Foundation.

Grants Coordinator Jerry Dillehay updated Council relative to the Arizona Community Foundation's request to assist in the development of an affiliate community endowment program in Mesa. Mr. Dillehay noted a variety of methods to develop a community foundation and the varying levels of involvement available to the Council. Mr. Dillehay

stated that Arizona Community Foundation has offered to match \$.50 for each \$1 gift through December 31, 1999.

Councilmember Kavanaugh expressed the opinion that a community foundation may be successful in Mesa and suggested additional review.

Vice Mayor Gilbert indicated an interest in exploring the development of a community foundation but noted concern regarding the efforts already expended by other organizations to establish foundations with the objective of building endowments. Vice Mayor Gilbert suggested that a team be created to explore the concept of developing a community foundation.

Councilmember Giles concurred that the establishment of a community foundation should be explored in greater detail.

Mayor Brown requested that staff further research the feasibility of establishing a community foundation in Mesa.

3. Acknowledge receipt of minutes of meetings of various boards and committees.

a. Utility Committee meeting held September 12, 1997

It was moved by Councilmember Stapley, seconded by Councilmember Kavanaugh, that receipt of the above listed minutes be acknowledged.

Upon tabulation of votes, it showed:

AYES - Brown-Gilbert-Giles-Kavanaugh-Pomeroy-Stapley
NAYS - None
ABSENT - Payne

Mayor Brown declared the motion carried unanimously by those present.

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

Mayor Brown advised that there were no reports on meetings and/or conferences attended.

5. Scheduling of meetings and general information.

City Manager Charles Luster advised that the meeting schedule is as follows:

Mr. Luster stated that the Transportation Committee meeting scheduled for Friday, September 19, 1997 at 7:30 a.m. has been rescheduled to Friday, September 19, 1997 at 7:00 a.m.

Friday, September 26, 1997, 7:30 a.m. - Study Session

Monday, October 6, 1997, 5:45 p.m. - Regular Council Meeting.

Thursday, October 9, 1997, 4:00 p.m. - Policy Session

6. Review items on the agenda for the September 15, 1997 Regular Council Meeting.

All of the agenda items were reviewed among the Council and staff, with no formal action taken. There was particular discussion with regard to the following agenda items:

4. Consider the following contracts.

- a. One-year renewal of the annual supply contract for automotive oils and greases as requested by Fleet Support Services. This is a consolidated cooperative bid with Mesa Schools.

The Purchasing Division recommends exercising the only one-year renewal option with the original lowest overall bid by Brown Evans Distributing for annual purchases estimated at \$70,000.00 based on estimated requirements.

Mayor Brown 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.

- *g. Annual supply contract for helicopter airframe (rotor) parts and repairs as requested by the Police Department.

The Purchasing Division recommends accepting the low bid by Flight Trails Helicopters, Inc. for annual purchases estimated at \$250,000.00.

In response to questions from Councilmember Giles, Assistant Police Chief Fred Conway explained maintenance requirements, contracts, and annual costs for police helicopters.

6. Consider the following resolutions.

- a. Extinguishing a portion of a public utility easement at 1520 East Elmwood.

This easement is not being used and is no longer necessary. **CONTINUED FROM THE AUGUST 4, 1997 AND AUGUST 25, 1997 REGULAR COUNCIL MEETINGS.**

Public Works Manager Harry Kent informed Council that the applicant provided plans indicating the location of existing telephone and irrigation lines. In response to a question from Mayor Brown, Mr. Kent expressed the opinion that the request should be denied relative to the applicant initiating construction prior to obtaining a permit.

Discussion ensued relative to the locations of the public utility and irrigation easements.

Vice Mayor Gilbert expressed opposition to the request relative to the applicant's acquisition of the property and the initiation of construction prior to obtaining a permit.

- *d. Approving redevelopment agreements with four businesses in Site 16.

Mayor Brown stated that Item 6d would be removed from the consent agenda to allow for citizen input.

- 9. Consider the following cases from the Planning and Zoning Board and possible adoption of the corresponding ordinances.

- *b. **Z97-74** 8865 East Baseline Road. Modification of an approved PAD (80± acres). This case involves a modification to approved setbacks and zoning conditions for "Monte Vista." Homefree Village Resorts, owner; W. Ralph Pew, applicant. **CONTINUED FROM THE AUGUST 25, 1997 REGULAR COUNCIL MEETING.**

Michael Griffith, 8865 East Baseline, referred to a letter of concern signed by 257 residents of Monte Vista. Mr. Griffith indicated that 1300 residents of Monte Vista are winter visitors and would not return to Mesa until late 1997. Mr. Griffith requested that Council continue the case until December 15, 1997 to provide sufficient time for the return of the winter residents.

Sean Lake, 40 North Center, attorney representing the applicant, informed Council that a notice was mailed to approximately 1600 residents of the park regarding the applicant's plans and intentions. Mr. Lake expressed the opinion that the applicant has provided sufficient notification and requested that a decision be made at the September 15, 1997 Regular Council Meeting.

Councilmember Kavanaugh requested that agenda Item 9b be removed from the consent agenda.

- 7. Prescheduled public opinion appearances (maximum of three speakers for five minutes per speaker).

Mayor Brown advised that there were no prescheduled public opinion appearances.

- 8. Adjournment.

Without objection, the Study Session adjourned at 5:35 p.m.

WAYNE BROWN, MAYOR

ATTEST:

BARBARA JONES, CITY CLERK

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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 15th day of September 1997. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this 9th day of October 1997

BARBARA JONES, CITY CLERK