

## **CITY COUNCIL AGENDA**

### **COUNCIL CHAMBERS – 57 EAST FIRST STREET**

Monday, December 20, 2004

5:45 P.M.

Invocation by Pastor Gene Maples, Broadway Christian Church.

Pledge of Allegiance.

Mayor's Welcome.

1. Consider all consent agenda items.

### **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 so requests, in which event the item will be removed from the Consent Agenda and considered as a separate item.

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

3. Consider the following liquor license applications:

- \*3a. KIM KENNETH KWIATKOWSKI, AGENT

New Beer & Wine Store License application for Circle K #6649, 1953 E. Southern Avenue. This is an existing building. The license previously held at this location by Amy

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Nations, Agent, Ventre Enterprises, Inc., will revert back to the State. District #4.

\*3b. KIM KENNETH KWIATKOWSKI, AGENT

New Beer & Wine Store License application for Circle K #6656, 2011 E. McKellips Road. This is an existing building. The license previously held at this location by Rodney S. Herbert, Agent, Reay's Ranch Investors, LLC, will revert back to the State. District #1.

\*3c. KIM KENNETH KWIATKOWSKI, AGNET

New Beer & Wine Store License application for Circle K #6660, 2005 W. Broadway Road. This is an existing building. The license previously held at this location by Amy Nations, Agent, Ventre Enterprises, Inc., will revert back to the State. District #3.

\*3d. KIM KENNETH KWIATKOWSKI, AGENT

New Beer & Wine Store License application for Circle K #6661, 7546 E. Baseline Road. This is an existing building. The license previously held at this location by Rodney S. Herbert, Agent, Reay's Ranch Investors, LLC, will revert back to the State. District #6.

\*3e. JASON BARCLAY MORRIS, AGENT

New Beer & Wine Store License application for CVS Pharmacy #7837, 2807 N. Power Road. This is an existing business. No previous liquor licenses at this location. District #5.

\*3f. DENISE D. TAMMINEN, ADMINISTRATOR

Special Event License application for Denise D. Tamminen, Administrator, Diocese of Phoenix, St. Anne Little Flower Montessori School, a one-day event to be held on April 2, 2005, 5:00 p.m. to 2:00 a.m. at 2017 N. Greenfield Road. District #5.

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3g. RANDALL HERBERT VOGEL, AGENT

New Government License for Mesa Arts Center, 1 East Main Street. This is new construction. No previous liquor licenses at this location. District #4.

4. Consider the following contracts:

- \*4a. Thirty self-contained breathing apparatus as requested by the Fire Department for Police personnel assigned to the Weapons of Mass Destruction and SWAT Teams.

The Purchasing Division recommends accepting the low bid by First In Inc. at \$166,968.45 including applicable sales tax. This purchase is 100% funded by a federal grant from the 2003 Urban Area Security Initiative.

- \*4b. Replacement of microwave equipment as requested by the Communications Division.

The Purchasing Division recommends authorizing purchase from the Western States Contracting Alliance (WSCA) contract with Harris Corporation for \$149,956.50 and Radio Frequency Services for \$23,788.50.

- 4c. Three-year supply contract for T-Shirts as requested by the Parks, Recreation and Cultural Division.

The Purchasing Division recommends accepting the low bid by Lamb Sportswear as the primary supplier for annual purchases estimated at \$104,000.00. To ensure continuity of supply a secondary contract is recommended to Sports Station Ltd.

- 4d. Lift Station Abandonment and New Gravity Sewer Line, Main Street and Ellsworth Road, City of Mesa Project No. 01-35.3.

This project will install approximately 750 feet of new 8-inch gravity sewer line, manholes, landscape restoration, salvage lift station equipment and abandon the lift station at 9124 East Main Street.

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Recommend award to low bidder, Visus, Inc., in the amount of \$169,436.00 plus an additional \$16,943.00 (10% allowance for change orders) for a total award of \$186,379.00.

\*4e. Repair of Falcon Field Well #5.

In accordance with the emergency provisions of the Purchasing Ordinance, a contractor was hired to replace the Falcon Field Well #5 electrical switchgear, which was destroyed by an electrical fire on November 19, 2004. Due to the need for this well to operate and the fact that the public peace, health and safety are threatened, the formal bidding process described in Section 1-21-4 of the Purchasing Ordinance was impracticable and contrary to the public interest.

Total costs for complete well switchgear replacement and operational check is \$80,770.00.

5. Introduction of the following ordinances and setting January 3, 2005 as the date of public hearing on these ordinances:

\*5a. Relating to public health and safety, amending certain provisions in the amendments to the International Fire Code; amending Title 7, Chapter 2 of the Mesa City Code to add a limited exception to the requirement for fire sprinklers in Group B occupancies.

\*5b. Amending Section 4-2-1(S) of Chapter 2 (Mesa Building Code) of Title 4 of the Mesa City Code to add a limited exception to the requirement for sprinklers in Group B occupancies.

\*5c. **Z04-100 (District 6)** 6136 East Auto Loop Avenue. Located south and west of Southern Avenue and Superstition Springs Boulevard (5.7± ac). Rezone from M-1 PAD to M-1 PAD BIZ and Site Plan Review. This request is for the development of a four story parking facility with associated auto services. Kent C. Earle, owner; Richard Cartell/Bob Fisher, applicant.

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- \*5d. **Z04-102 (District 4)** 659 East Main Street. Located south and east of Main Street and Mesa Drive (0.67± ac). Rezone from R-2 to C-2 and Site Plan Review. This request is for the development of additional on-site parking and associated site improvements for an existing business. Mike Dudley, owner; Marty Fifer, applicant.
  - \*5e. **Z04-103 (District 5)** 2919 North Oakland. Located north and west of McDowell Road and Greenfield Road (6.23± ac). Rezone from M-1 to M-1 PAD and Site Plan Review. This request is for the development of office/industrial condominiums. Brad Davis, Greenfield Air Park, LLC, owner; Paul Masse, PHM, Ltd., applicant.
  - \*5f. **Z04- 104 (District 2)** The 600 block of North Val Vista Drive (west side). Located north of University and west of Val Vista (17± ac). Site Plan Modification. This request is to allow both ingress and egress to the “Hidden Groves” subdivision from East Decatur Street. Hidden Groves HOA, Sharanette Farnsworth, owner/applicant.
  - \*5g. **A04-12 (District 6)** Annexing the northeast corner of Ray and South Mountain Roads (73.54 ± acres). Initiated by the property owners.
  - \*5h. Amending Title 5, Chapter 9 of the Mesa City Code relating to regulating the sale of alcoholic beverages.
  - \*5i. Amending Title 6, Chapter 15, Section 6 (B) of the Mesa City Code pertaining to alarm user permit requirements.
6. Consider the following resolutions:
- 6a. Approving and authorizing the City Manager to execute an Agreement between the Arizona Department of Transportation and the City of Mesa to extend the expiration date of existing Grant number E9023 for Security Fencing on Falcon Field Airport to June 30, 2005.

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- \*6b. Approving and authorizing the City Manager to execute a City Share Reimbursement Agreement for the reimbursement of regional offsite street lighting, storm drain and street improvements that will be installed in conjunction with the subdivision known as the 5 Lot Land Division located at 9303 East McKellips Road.
- \*6c. Approving and authorizing the City Manager representative to execute an Intergovernmental Agreement between the Town of Gilbert and the City of Mesa for the installation of a sanitary sewer line and two reclaimed water lines along Greenfield Road from the Greenfield Water Reclamation Plant to Germann Road.
- \*6d. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between the Town of Gilbert and the City of Mesa for the installation of reclaimed water lines and a domestic water line along Germann, Higley, Pecos, Recker and Baseline Roads.
- 6e. Exchanging Irrigation and Access Easements for right-of-way at the Greenfield Water Reclamation Plant with the Roosevelt Water Conservation District.  
  
This exchange is necessary for the construction of the water reclamation plant.
- \*6f. Approving and authorizing the City Manager to execute an agreement between the Office of Manufactured Housing within the Arizona Department of Building and Fire Safety and the City of Mesa to enforce installation standards of manufactured housing and mobile homes.
- \*6g. Vacating certain street rights-of-way and extinguishing portions of a Public Utility Easement and Slope Easement located near the northeast corner of Baseline Road and Crismon Road.

The Rights-of-way and easements are no longer necessary as a new subdivision is being replatted over this area.

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- \*6h. Authorizing the sale of a portion of a City-owned detention basin located northeast of the intersection of Crismon Road and Main Street.

The sale of this portion of the basin will accommodate the adjoining property owner's business and its traffic circulation on site.

- 7. Consider the following ordinance:

- \*7a. Amending various sections of the Mesa City Code relating to Sanitary Sewer Regulations.

- \*8. Consider adopting a Notice of Intention to adjust current Fire, Public Safety, and Cultural development impact fees and establishing February 22, 2005 as the date for the public hearing.

- 8.1. Discuss and consider proceeding with a Request for Proposals for Emergency Towing Services.

- 8.2. Consider the following case from the Planning and Zoning Board and possible adoption of the corresponding Ordinance:

- 8.2a. **Z04-94 (District 4)** 1511 South Mesa Drive. Located north of the Superstition Freeway and east of Mesa Drive (2.39± ac). Rezone from R1-6 to C-1 and Site Plan Review. This case is to allow for the development of a retail center. Venancio Macias, owner; Robert Gomez, applicant.  
**(Continued from the December 6, 2004 Council Meeting)**

P&Z Recommendation: Approval with Conditions. (Vote: Passed 4-3 (Mizner, Cowan, Esparza voting nay))

- 1. Compliance with the basic development as described in the project narrative and as shown on the site plan, preliminary plat and elevations submitted.
- 2. Compliance with all City development codes and regulations.
- 3. Compliance with all requirements of the Development Services Department (Engineering, Traffic Engineering, Solid Waste and Facilities, etc.).

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4. Compliance with all requirements of the Design Review Board.
  5. No vehicular access to East Holmes Avenue from the subject property.
9. Consider the following subdivision plats:
- 9a. "REPLAT OF A PORTION OF LOT 6, LOTS 11, 16, 21, 22 OF COUNTRY CLUB COMMERCE CENTER", – (Council District 4) – 200-300 blocks of West Hampton Avenue (north and south side) located north and east of US 60 Superstition Freeway and Country Club Drive. 2 M-2 industrial lots (13.83 ac) Golfland-Sunsplash Entertainment, Inc., owner; Extreme Land Surveying, Inc., engineer.
10. Items from citizens present. (Maximum of three speakers for three minutes per speaker).