

## **CITY COUNCIL AGENDA**

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

Monday, February 6, 2006  
5:45 P.M.

Invocation by Father Michael Bigley, Associate Pastor, Queen of Peace Catholic Church.

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.

1. Consider all consent agenda items.
- \*2. Approval of minutes of previous meetings as written.

MESA CITY COUNCIL  
February 6, 2006  
Page 2

3. Consider the following liquor license applications:

\*3a. Linda Barkyoumb, Chairman

Special Event Liquor application for Linda Barkyoumb, Chairman, Christ the King Catholic Church, a one-day religious event to be held Saturday, February 11, 2006, from 5:00 p.m. to 10:00 p.m. at 1551 E. Dana Ave. District #4.

\*3b. Richard J. Senffner, Chairman

Special Event Liquor application for Richard J. Senffner, Chairman, Commemorative Air Force AZ Wing, a one-day charitable event to be held Saturday, March 18, 2006, from 4:30 p.m. to 11:30 p.m. at 2017 N. Greenfield Rd. District #5.

3c. Michael J. Bigley, Pastor

Special Event Liquor application for Michael J. Bigley, Pastor, Queen of Peace Church, a one-day charitable event to be held Tuesday, February 28, 2006, from 5:00 p.m. to 10:00 p.m. at 141 N. MacDonald St. District #4.

\*3d. Kelly Paul Vaughan, Agent

New Beer and Wine Store License for Quiktrip #433, 414 S. Stapley Dr. This is new construction. No current liquor license at this location. District #4.

4. Consider the following contracts:

\*4a. One Hazardous Materials Foam Trailer as requested by the Fire Department. (Sole Source)

The Purchasing Division recommends ratifying the purchase from United Plastic Fabricating Inc., at \$27,533.92, including applicable sales tax and shipping/handling charges. Funds for this purchase are provided by the 2004 State Homeland Security Grant Program.

MESA CITY COUNCIL  
February 6, 2006  
Page 3

- \*4b. Two Vehicles as requested by the Police Department and the Utilities Administration Division, Utility Services. (State Contract #AD 040004)

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Five Star Ford at \$55,734.90, including applicable sales tax.

- 4c. Odor Control Facility Rehabilitation at Baseline Road and Route 101, City of Mesa Project No. 03-086-001.

This project will install a new larger capacity biofilter system to work with the existing system. The existing odor control facility is unable to eliminate odors from the siphon under the Loop 101. The combined efforts of the two systems will help reduce the current odor problems.

Recommend award to low bidder, Quest Civil Constructors, Inc., in the amount of \$677,677.00 plus an additional \$67,767.70 (10% allowance for change orders) for a total award of \$745,444.70.

- 4d. Install Bus Shelters and Pullouts at Various Locations, City of Mesa Project No. 01-505-001.

This project will install seven bus shelters and two bus pullouts as part of on-going improvements to enhance transit facilities for bus system riders.

Recommend award to low bidder, Concast Corporation, in the amount of \$274,624.00 plus an additional \$27,462.40 (10% allowance for change orders) for a total award of \$302,086.40.

MESA CITY COUNCIL  
February 6, 2006  
Page 4

- 4e. 36-inch Transmission Main, CAP Water Treatment Plant to Adobe Road, City of Mesa Project No. 02-386-001.

This project will install approximately 4,900 lineal feet of new 36-inch waterline from the CAP Water Treatment Plant south, connecting to an existing 36-inch waterline at Adobe Road. This waterline is part of the City's Water Master Plan and will improve the water service to existing and future development within the northwest areas of the Desert Wells Zone.

Improvements also include the installation of approximately 9,400 lineal feet of fiber optic conduit and cable between the CAP WTP and both the East Mesa Service Center and the Red Mountain Multi-Generational Center for improved fiber and communications connectivity.

Recommend award to low bidder, Pierson Construction, Inc., in the amount of \$1,472,993.00 plus an additional \$147,299.30 (10% allowance for change orders) for a total award of \$1,620,292.30.

- 4f. Building Demolition – 1900 West Main Street, City of Mesa Project No. 01-372-002.

This project will demolish the former J.C. Penney retail store to allow for the construction of a regional park and ride facility and transit center to be used in conjunction with the Light Rail System. Per an agreement between Valley Metro Rail and the City, the City will be reimbursed for all of the costs.

Recommend award to low bidder, Breinholt Contracting, Inc., in the amount of \$764,600.00 plus an additional \$76,460.00 (10% allowance for change orders) for a total award of \$841,060.

MESA CITY COUNCIL  
February 6, 2006  
Page 5

5. Introduction of the following ordinances and setting February 21, 2006 as the date of the public comment and Council consideration on these ordinances.
- \*5a. Amending various sections of the Mesa City Code regarding the following traffic modifications:

Prohibiting Left Turns From Driveways: 10-3-15 (B)

On the west side of Higley Road from the driveway with centerline 500 feet south of the centerline of McKellips Road. (west side of Higley Road south of McKellips Road, Council District 5)

No Parking: 10-3-24 (D) (Full Time No Parking)

On the east side of Decatur Street from 8<sup>th</sup> Street to Dixon Circle. (south of 8<sup>th</sup> Street and east of Dobson Road, Council District 1)

On the south side of Pueblo Avenue from the Eastern Canal right-of-way to a point 240 feet west of the Eastern Canal right-of-way and on the north side of Pueblo Avenue from the Eastern Canal right-of-way to a point 460 feet west of the Eastern Canal right-of-way. (south Broadway Road and west of Greenfield Road, Council District 6)

On Serrine from 14<sup>th</sup> Place to Shill Drive. (north of Brown Road and east of Center Street, Council District 1)

On Shill Drive from Serrine to a point 450 feet west of Serrine. (north of Brown Road and east of Center Street, Council District 1)

No Parking: 10-3-24 (F 1) (No Parking between 8:00 am and 4:00 pm, on any day that the public schools of Mesa are in session)

On Juanita Avenue from Longmore to Pennington. (north of Baseline Road and east of Dobson Road, Council District 3)

MESA CITY COUNCIL  
February 6, 2006  
Page 6

On the west side of Pennington from a point 325' north of Baseline Road to Juanita Avenue. (north of Baseline Road and east of Dobson Road, Council District 3)

No Parking: 10-3-24 (F 2) (No Parking between 7:00 am and 4:00 pm, on any day that the public schools of Mesa are in session)

On Feliz from Madero Avenue to Los Lagos Vista Avenue. (south of Baseline Road and east of Crismon Road, Council District 6)

On Lobo Avenue from Feliz to the centerline of Chatsworth. (south of Baseline Road and east of Crismon Road, Council District 6)

On Los Lagos Vista Avenue from Abbey to Chatsworth. (south of Baseline Road and east of Crismon Road, Council District 6)

Chatsworth from Los Lagos Vista Avenue to Lobo Avenue. (south of Baseline Road and east of Crismon Road, Council District 6)

- \*5b. **Z06-01 (District 6)** The 1100 to 1200 block of South Ellsworth Road (west side). Located north of Southern Avenue and west of Ellsworth Road (0.6± acres). Rezone from R1-43 to C-2. This request is to rezone property for future retail development. Mickey Toli, owner; Jeff Swan, applicant. ***(Held neighborhood meetings, notified neighbors, registered neighborhoods and homeowners associations.)***

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

MESA CITY COUNCIL  
February 6, 2006  
Page 7

- \*5c. **Z06-02 (District 5)** 430 North Power Road. Located north of University Drive and west of Power Road (1± acres). Council Use Permit. This request is to allow a restaurant with a bar in a C-2 district. David Moore, owner; George Smith, applicant. ***(Held neighborhood meetings, notified neighbors, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with Conditions. (Vote: 4-3 with Langkilde, Carpenter, and Mizner nay)

- 5d. **Z06-03 (District 6)** The 9200 to 9600 blocks of East Elliot Road (north side). Located north of Elliot Road and east of Ellsworth Road (75± acres). Rezone from R1-43 to C-2 and PEP. This request is to bring the zoning of the property into conformance with the Mesa 2025 General Plan. The Cardon Company (Will Cardon), owner; Wayne Balmer, City of Mesa, applicant. ***(Held a neighborhood meeting, notified property owners and nearby neighbors.)***

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

6. Consider the following resolutions:

- \*6a. Extinguishing a Retention Easement located at 3449 E. Hermosa Vista Drive.

This easement is no longer required, as new drainage easements will be dedicated for the development of a new home site.

- \*6b. Authorizing the sale of City property and equipment located at 2649 E. Lehi Road.

This property is no longer used as a city well site and will be sold to Salt River Project to use the well for irrigation water.

- \*6c. Extinguishing Easements for Water Lines at Founders Ranch at Las Sendas.

Waterlines have been removed and easements are no longer required.

MESA CITY COUNCIL  
February 6, 2006  
Page 8

- \*6d. Vacating the existing right of way for a portion of Sossaman Road on Williams Gateway Airport and adopting a roadway and a utility easement in its place.
- \*6e. Approving and authorizing the City Manager to execute an Intergovernmental Agreement (IGA) between the Maricopa County Department of Transportation; the Town of Gilbert, and the City of Mesa for the proposed street improvements to Power Road from the Roosevelt Water Conservation District (RWCD) Canal to Baseline Road.

This project is proposing to widen Power Road to a six-lane arterial roadway and will include widening the bridges over the Maricopa County Floodway and the RWCD Canal.

- 7. Discuss, receive public comment, and consider 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.
  - \*7a. Consider an ordinance and resolution increasing commercial and residential front load bin rates 5% and rate restructuring of roll-off bin fees.
- \*8. Consider write-off of utility and miscellaneous accounts for the quarter ending August 31, 2005 in the amount of \$223,222 (0.22%). Collection efforts will continue with respect to all of these accounts.
  - \*8.1 Discuss and consider recommendation #1 of the City Attorney's Office regarding the disclosure of certain taxpayer information in order to comply with a subpoena issued by the U.S. Department of Homeland Security in connection with its investigation.
  - \*8.2 Discuss and consider recommendation #2 of the City Attorney's Office regarding the disclosure of certain taxpayer information in order to comply with a subpoena issued by the U.S. Department of Homeland Security in connection with its investigation.

MESA CITY COUNCIL  
February 6, 2006  
Page 9

9. Consider the following subdivision plats:
  - \*9a. “MAP OF DEDICATION FOR VILLAGES AT COUNTRY CLUB” (**District 6**) – 200-250 blocks of West Southern Avenue (south side) and the 1400-1450 blocks of South Country Club Drive (east side) located south and east of Southern Avenue and Country Club Drive. Casa Encanta Commercial, LLC, Robert G. Blatz, president, owner; Coe & Van Loo Consultants, Inc., engineer.
  - \*9b. “TRAILRIDGE AT LAS SENDAS” (**District 5**) – 7100-7200 block of East McDowell Road (south side) located south and east of McDowell Road and Power Road. 97 R1-7 PAD-DMP single residence lots (21.52 ac) Sonoran Desert Holdings, LLC, Jeff Blandford, manager, owner; HEC Engineering, LLC, engineer.
  - \*9c. “VILLAS AT SUNLAND CONDOMINIUMS” (**District 4**) – 1000 block of South Stapley Drive (west side) located north and west of Southern Avenue and Stapley Drive. 72 R-2 PAD condominium units (6.44 ac) Sunland Condominiums, LLC, Charles Wills, managing member, owner; RBF Consulting, engineer.
10. Items from citizens present. (Maximum of three speakers for three minutes per speaker).