



## COUNCIL MINUTES

September 23, 2013

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on September 23, 2013 at 5:45 p.m.

### COUNCIL PRESENT

Scott Smith  
Alex Finter  
Chris Glover  
Dennis Kavanaugh  
David Luna  
Dave Richins  
Scott Somers

### COUNCIL ABSENT

None

### OFFICERS PRESENT

John Pombier  
Debbie Spinner  
Dee Ann Mickelsen

Invocation by Pastor James Adams, Cornerstone Church.

Pledge of Allegiance was led by Mayor Smith.

Mayor's Welcome.

Swearing-In of District 5 Councilmember David Luna.

Mayor Smith stated that tonight, the Council had the great privilege to swear in David Luna, the new District 5 Councilmember. He explained that many qualified and talented citizens applied to fill the Council seat, which resulted in the Council going through a difficult and arduous process to make a decision. He explained that Councilmember Luna's name "rose to the top" due to his years of service with Mesa Public Schools, his involvement in the community and the fact that "he is an incredible person and a good human being."

Councilmember Luna introduced his wife, Hilda, and expressed appreciation for her love and support. He also acknowledged many other colleagues and friends who were present in the audience.

District 5 Councilmember Luna was sworn in by Michael Hughes.

Mayor Smith congratulated Councilmember Luna on his appointment.

Councilmember Luna thanked the Council for selecting him to serve in this capacity and stated that it was an honor and a privilege to represent District 5. He assured each and every resident of District 5 that he would represent them and said he looked forward to working with his fellow Councilmembers. He

noted that he was a very optimistic person and added that he only wanted the best for the citizens of Mesa.

#### Awards, Recognitions and Announcements.

Mayor Smith introduced former City Councilmember Pat Pomeroy, who was a member of the Board of Freeholders, a select group of Mesa residents who wrote the Mesa City Charter. He also introduced Dave Udall, another member of the Board of Freeholders, who was present in the audience.

Mr. Pomeroy addressed the Council and reported that 46 years ago, he and 13 other citizens were elected to serve on the Board of Freeholders in order to write a charter for the City of Mesa. He stated that from a historical perspective, he thought it was important that a record be made detailing the City Charter movement, including the reason for its creation and how the process was accomplished. He noted that as a result, he has written a booklet titled "The Mesa City Charter Movement."

Mr. Pomeroy noted that in 1967 when the City Charter was written, Mesa had a population of 55,000 residents. He pointed out that Mesa was not the first city in Arizona to write a City Charter and said that seven other cities had already done so. He thanked Council Assistant Ian Linssen and Intern Hailey Anderson for their assistance with the project.

Mr. Pomeroy further commented that of the 14 Freeholders, there are five survivors, including Dave Udall, Morris Jones, Blain Cummar, Henry Haws and himself.

Mr. Pomeroy stated that copies of the booklet will be distributed to the Council and noted that additional copies will be made available in the Mesa Public Library.

Mayor Smith expressed appreciation to Mr. Pomeroy for his efforts in writing such an interesting and informative booklet that is not only part of Mesa's history, but also its future. He acknowledged that in the past year, there have been occasions when the Council did, in fact, ask: What did the Freeholders intend when they wrote the City Charter?

Mayor Smith remarked that it was important for the City of Mesa and its citizens to have the ability to determine what kind of community they want in the future. He advised that the State Constitution gives people the right and the power to incorporate and then if they so decide, to create a charter to further define how they are going to be governed. He also pointed out that the State Constitution defers to cities that have charters and gives citizens the right to operate in a charter environment as they decide.

Mayor Smith stated that it was once again the Council's honor to recognize individuals in the community who have "gone beyond" the basic responsibilities of business and home ownership to make their properties "pretty special." He stated that two years ago, the City of Mesa created the Extraordinary Properties campaign as a way to recognize those citizens for their efforts and hard work. He commented that tonight, the City will recognize its eighth group of recipients and invited Development and Sustainability Department Deputy Director Laura Hyneman to come forward and introduce those citizens.

Ms. Hyneman reported that the City receives nominations for the Extraordinary Properties campaign from the community and City staff. She explained that each quarter, a panel of community leaders reviews the nominations and selects the winners. She stated that the recipients will receive a certificate and an Extraordinary Properties sign that will be displayed in their front yards for three months. She added that each recipient will be nominated for the Mayor's "Building a Better Neighborhood" award.

Ms. Hyneman recognized the property owners as follows:

- Commercial Property – Ruben and Maricela Alvarez, Tyler and Kristen Robinson and Steve and Kristy Beck for the Backyard Taco Shop located at 1524 East University Drive.

Mayor Smith and Councilmember Glover presented the certificate to the recipients.

Ms. Hyneman continued with her presentation and recognized the residential property owners as follows:

- David and Jessica Hawks for their home on East Nielson in the Beverly Estates neighborhood.
- Nazario, Antonieta and Nancy Mendez for their home on East Alpine Avenue in the Oak Park neighborhood.

Mayor Smith and Councilmember Glover presented the certificate to the recipients.

- Mark and Donna Rodocker for their home on West Kilarea Avenue in the Woodglen neighborhood.

Mayor Smith and Councilmember Kavanaugh presented the certificate to the recipients.

Ms. Hyneman acknowledged City staff and the panel of community leaders for their efforts and hard work in this regard. She stated that the City is always looking for extraordinary properties and encouraged citizens to submit their nominations to [mesaextraordinaryproperties@mesaaz.gov](mailto:mesaextraordinaryproperties@mesaaz.gov).

Mayor Smith congratulated the property owners and thanked them for their efforts to enhance their respective neighborhoods and create an impact on the community. He also thanked City staff for continuing to promote the Extraordinary Properties campaign.

1. Take action on all consent agenda items.

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.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Glover, that the consent agenda items be approved.

Carried unanimously.

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

Minutes from the May 2 and September 9, 2013 Council meetings.

3. Take action on the following liquor license applications:

\*3-a. Max Mart

Person-to-person transfer of a Liquor Store License for Max Mart, 735 East McKellips Road, Kundavaram Sekhar Reddy, Individual. This location has a Liquor Store License held by Max Mart LLC that will transfer to the applicant. **(District 1)**

\*3-b. Arizona Golf Resort

Person-to-person transfer of a Bar License for Arizona Golf Resort, 425 South Power Road, AGR Beverage LLC – Camila Alarcon, agent. This location has a Bar License held by AGGR Associates, LLC that will transfer to the applicant. **(District 5)**

\*3-c. Ultimate Imaginations, Inc.

This is a one-day charitable event to be held on Friday, October 4, 2013 from 5:00 p.m. to 10:00 p.m. on Main Street from Robson to Center Street. **(District 4)**

\*3-d. Christ the King Roman Catholic Parish

This is a one-day charitable event to be held Saturday, October 19, 2013, from 4:00 p.m. to 11:00 p.m., at 1551 East Dana Avenue. **(District 4)**

4. Take action on the following bingo application:

\*4-a. Bingo License Application – Class A

Hometown Crescent Run **(District 5)**  
Angela Conner-Sandoval, manager  
8500 East Southern Avenue  
Mesa, Arizona 85209

5. Take action on the following contracts:

\*5-a. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants. **(District 4)**

Construction rehabilitation of the single resident home located at 1222 West 6<sup>th</sup> Drive. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, J. Thomas Builders (a Mesa business), in the amount of \$107,832. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

\*5-b. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants. **(District 4)**

Construction rehabilitation of the single resident home located at 742 South Parsell Circle. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, D & K Enterprises (a Mesa business), in the amount of \$98,567. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

**\*5-c. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants. (District 4)**

Construction rehabilitation of the single resident home located at 1857 East Nielson Avenue. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, D & K Enterprises (a Mesa business), in the amount of \$105,189. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

**\*5-d. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants. (District 4)**

Construction rehabilitation of the single resident home located at 712 East Hampton Avenue. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, Builders West (a Mesa business), in the amount of \$96,875. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

**\*5-e. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants. (District 4)**

Construction rehabilitation of the single resident home located at 335 East 7<sup>th</sup> Drive. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, Marin Development, in the amount of \$111,997. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

**\*5-f. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants. (District 4)**

Construction rehabilitation of the single resident home located at 1464 West Crescent Avenue. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, Marin Development, in the amount of \$117,991. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

\*5-g. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants.  
**(District 4)**

Construction rehabilitation of the single resident home located at 639 South Elm. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, J. Thomas Builders (a Mesa business), in the amount of \$126,785. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

\*5-h. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants.  
**(District 3)**

Construction rehabilitation of the single resident home located at 3030 South Alma School Road, #12. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, J W Builders, in the amount of \$69,993.53. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

\*5-i. Rehabilitation of Residential Property Acquired under Federal Entitlement Grants.  
**(District 3)**

Construction rehabilitation of the single resident home located at 600 South Dobson Road, #83. The scope of work, as required by the grant, includes modifications for the entire structure to comply with current building, electrical, plumbing, mechanical and structural codes.

Housing and Community Development recommends awarding the contract to the lowest, responsive and responsible bidder, August Building Company, in the amount of \$62,300. This project is fully funded by the federal Neighborhood Stabilization Program grant provided by the U.S. Department of Housing and Urban Development.

\*5-j. Four-Year Service Agreement for Motorola System Upgrade for the Communications Department (Sole Source). **(Citywide)**

The Motorola System Upgrade Agreement II (SUA II) will replace the existing Motorola System Upgrade Assurance Plan (UAP) that provides software, core hardware and technical support services for the TOPAZ Public Safety voice two-way radio network. The SUA II will provide software upgrades every two years. This change in system software upgrade frequency from once a year to every two years was presented to the TOPAZ Regional Wireless Cooperative (TRWC) Board of Directors, after recommendation by the TRWC Executive Committee, and was approved unanimously by the Board at their April 24, 2013 meeting. The SUA II will save the TRWC a total of \$216,725 in fiscal years 13/14 and 14/15 and will also keep the TRWC in step with the Phoenix Regional Wireless Cooperative.

Communications and Purchasing recommend awarding the four-year service agreement to the sole source vendor, Motorola, Inc., at \$2,109,388, plus applicable taxes, based on estimated requirements.

- \*5-k. Three-Year Term Contract for Utility Bill Envelopes for the Materials and Supply Warehouse (for the Business Services Department). **(Citywide)**

Materials and Supply and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Tension Corporation, at \$49,000 annually, based on estimated requirements.

- \*5-l. Term Contract for Fire Protection Equipment Maintenance and Repair Services for Citywide Locations as requested by Facilities Maintenance. **(Citywide)**

This contract will provide a licensed contractor for installation, repair and service of fire sprinkler and fire alarm installations; as well as certified and qualified personnel to perform repairs, trouble-shoot and reprogram all fire alarm control panels currently in use within the City. The City has not had a formal contract in place and 12-month expenditures have exceeded our formal bid threshold. Staff determined it is in the City's best interest to do a Request for Proposals to help inventory the equipment/devices currently installed, service frequency of installed devices, as well as establish a routine maintenance, repair and replacement schedule.

One protest based on the City's preliminary award was received on 9/5/2013, eight days after the Intent to Award was posted on 8/28/2013. Protests such as this must be received within seven calendar days (by or on 9/4/2013) as set forth in the Request for Proposals Instructions and City Procurement Rules. Purchasing responded to each of the protest issues, and provided clarification and insight on the RFP process and award recommendation made by Facilities Maintenance and Purchasing, despite the protest being late. An appeal has not been filed.

A committee representing Facilities Maintenance and Purchasing evaluated the responses and recommends awarding the contract to the highest scored proposal from Metro Fire Equipment, Inc., at \$150,000 annually, based on estimated requirements.

- \*5-m. Purchase of One Replacement Sewer Cleaning (Eductor) Truck for the Water Resources Department. **(Citywide)**

The vehicle being replaced has met established criteria and will be retired and sold at auction. This is an additional purchase against a contract originally awarded on June 4, 2012. The option to buy off this contract will expire October 11, 2013. The vendor provided a quote for an additional unit. Pricing has increased by 6.3%, since the original bid pricing.

Fleet Services, Water Resources and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Norwood Equipment, Inc., at \$416,223.97. This purchase is funded by the Utility Replacement Extension and Renewal Fund.

- \*5-n. Three-Year Term Contract for Replacement Handheld Computer Meter Reading Devices for the Water Resources Department (Sole Source). **(Citywide)**

Water Resources will replace the existing 26 Itron FC200 handheld units with 26 FC300 handheld units used to obtain monthly water, gas, electric, district cooling and sewer meter readings. The FC200 units are obsolete and are no longer supported by the vendor. Itron is offering a \$200 trade-in for each FC200 unit.

Water Resources and Purchasing recommend awarding the contract to the sole source vendor, Itron, Inc., at \$129,579.64 for the initial purchase, and \$12,229.20 annually, thereafter, for the maintenance agreement. This purchase is funded by the Utility Replacement Extension and Renewal Fund and the ensuing maintenance agreement will be funded through Water Resources Operating and Maintenance budget.

- \*5-o. Three-Year Term Contract for Emergency Response, Non-Emergency Response and Household Hazardous Waste Event Support for the Development and Sustainability Department. **(Citywide)**

This contract will provide services for three scopes of work: emergency response, cleanup and disposal of unknown, hazardous and non-hazardous materials; non-emergency response, cleanup and disposal of unknown, hazardous and non-hazardous; and on-site technical support, containerization, transport and disposal of materials collected at Mesa Household Hazardous Waste events.

An evaluation committee representing Development and Sustainability, Solid Waste Management and Purchasing evaluated responses and recommends awarding the three-year contract to the highest scored proposals from Kary Environmental Services, Inc. (a Mesa business), at \$75,000; Environmental Response, Inc., at \$105,000; and Clean Harbors Environmental Services, Inc., at \$280,000; annually, based on estimated requirements. The combined total award is \$460,000 annually.

- \*5-p. Ratification of Emergency Purchase of Tree Removal Services at the Dobson Ranch Golf Course for the Parks, Recreation and Commercial Facilities Department. **(Citywide)**

In late July, a microburst caused damage to 20-plus large trees at the Dobson Ranch Golf Course. A tree company was hired at the time to clean up and remove trees damaged by the storm. Timely cleanup was critical to return to normal maintenance of the Golf Course. Additionally, broken trees on the ground needed immediate attention and removal, and numerous other trees needed to be assessed for removal or cutting of damaged sections. After City Management approval to proceed with the emergency



purchase, a Purchase Order was provided to the vendor and the vendor completed the work on July 26, 2013.

Parks, Recreation and Commercial Facilities and Purchasing recommend ratification of the purchase with Mejia's Tree Trimming (a Mesa business), at \$25,255.

- \*5-q. Five-Year Term Contract for Replacement Playground Equipment Parts for the Parks, Recreation and Commercial Facilities Department (Sole Source). **(Citywide)**

This contract will provide replacement Playworld Systems playground equipment parts and Wabash Valley equipment required to keep City playgrounds safe and playable at 51 City park sites. Replacement equipment and parts are needed each year due to deterioration from age and/or vandalized equipment. The existing play equipment and other associated equipment manufactured by both vendors are not interchangeable and cannot be modified without causing potential risk to citizens or patrons.

Parks, Recreation and Commercial Facilities and Purchasing recommend authorizing a five-year contract to the sole source vendor, Dave Bang Associates, Inc. (a Mesa business), at \$50,000 annually, based on estimated requirements.

- \*5-r. Emergency Award of Month-to-Month Contract for Landscape Maintenance for Parks and Retention Basins – Zone 4 for Parks, Recreation and Commercial Facilities Department. **(Districts 1, 3, and 4)**

This purchase is for routine landscape maintenance, and furnishes all supervision, labor and equipment to provide landscape maintenance of parks and retention basins from the City's southern, western and northern boundaries to Stapley Drive; an area designated as Zone 4.

On November 21, 2011, management awarded the contract to the lowest, responsive and responsible bidder, Somerset Landscape and Maintenance, Inc., for \$462,418.80 annually. Somerset has failed to perform to the required terms and specifications of the contract and the City terminated the contract effective September 17, 2013.

Parks, Recreation and Commercial Facilities (PRCF) solicited pricing from three of the City's current landscaping contractors. Of the three, Artistic Landscape Management is the only vendor that agreed to perform the work at the current pricing (Somerset's original bid pricing from September 2011) and within the required timeframe (to start September 24, 2013). PRCF and Purchasing are requesting approval of a month-to-month contract, while the City re-bids the contract. Staff anticipates the bid award date in February, 2014. This is determined to be in the best interest of the City.

Parks, Recreation and Commercial Facilities and Purchasing recommend the Emergency award of a month-to-month contract to Artistic Land Management, Inc., at \$164,000, based on estimated requirements.

- \*5-s. Five-Year Term Contract for Vaccines for the Fire and Medical Services Department. **(Citywide)**

This contract provides vaccines for the Fire and Medical Childhood Immunization Program for school-based immunization clinics in the Mesa Public Schools District and for public safety employees. Fire and Medical purchases vaccines from several different vendors on this contract.

Fire and Medical and Purchasing recommend authorizing a five-year contract using the Minnesota Multistate Contracting Alliance for Pharmacy cooperative contract with multiple vendors: Sanofi Pasteur, GlaxoSmithKline, Merck Sharp and Dohme Corp., and McKesson, not to cumulatively exceed \$110,000 annually. This purchase is grant funded by the Salt River Pima Maricopa Indian Community (\$67,000) and by Fire and Medical Services operating budget (\$43,000).

\*5-t. Val Vista Transmission Main – Phase 1. **(District 1)**

This contract is for the Guaranteed Maximum Price No. 1 for the early procurement of the pipe material and fittings for the Val Vista Transmission Main – Phase 1. This project will be completed using the Construction Manager at Risk contracting method.

The City has initiated the design and construction of the Val Vista Water Transmission Main project to build a new water transmission main, parallel to the existing Val Vista Water Transmission Main that delivers water to three City-owned reservoirs located in the City Zone. The new Transmission Main will serve as a dedicated water transmission main for the City of Mesa to fulfill the requirements of an intergovernmental agreement with the City of Phoenix.

Recommended total award for the GMP No. 1 is \$3,315,878.41 based on the material cost of \$3,157,979.44, plus an additional \$157,898.97 (5% contingency allowance for change orders). This project is fully funded by the voter-approved 2010 Water Bond Fund.

6. Take action on the following resolutions:

- \*6-a. Extinguishing public drainage easements at 7612 and 7625 East Leonora Street. **(District 5)** – Resolution No. 10328.
- \*6-b. Extinguishing easements for drainage, ingress and egress, public utilities and facilities and vehicular non-access, all of which are located in Hermosa Estates II. **(District 5)** – Resolution No. 10329.
- \*6-c. Vacating a portion of public roadway at 2634 North Mesa Drive that is no longer needed. **(District 1)** – Resolution No. 10330.
- \*6-d. Approving and authorizing the City Manager to execute a Foreign Trade Zone Operator's Agreement for Foreign Trade Zone 221 with Nammo Tactical Ammunition Co., LLC. **(District 6)** – Resolution No. 10331.

This Agreement will allow Nammo Tactical Ammunition Co. to activate and operate a warehouse facility located on Phoenix-Mesa Gateway property at 6002 South Ellsworth Road, Building 1110; Foreign Trade Zone No. 221.

7. Discuss, receive public comment, and take action on the following ordinances introduced at a prior Council meeting. Any citizen who wants to provide comment should submit a blue card to the City 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 City Clerk before Council votes on the Consent Agenda.

- \*7-a. Amending various sections of the Mesa City Code regarding the following traffic modifications as recommended by the Transportation Advisory Board:

**Speed Limits (45 mph): 10-4-3 and Speed Limits (35 mph): 10-4-5**

Increase the speed limit from 35 mph to 45 mph on Mountain Road from Mesquite Street to Ray Road. (Mountain Road south of Elliot Road) **(District 6)** – Ordinance No. 5177.

- \*7-b. **A13-07 (District 6)** Annexation of Maricopa County Right-of-Way for a portion of East Southern Avenue from approximately 300 feet east of South Cheshire west to Crismon Road – Ordinance No. 5178.

- \*7-c. **Z13-033HL (District 4)** 59 East 1<sup>st</sup> Street. Located north of Main Street and west of Mesa Drive (0.77 acres). Rezone from DC-DE to DC-DE-HL with the option to opt-in to the Form-Based Code with T5-MSF. This request will add a Historic Landmark Overlay for this address – Ordinance No. 5179.

Staff Recommendation: Approval with Conditions

Historic Preservation Board Recommendation: Approval with Conditions (Vote: 7-0)

P&Z Recommendation: Approval with Conditions (Vote: 5-2)

- \*7-d. **Z13-036 (District 6)** 2900 to 3000 blocks of South Sossaman Road (west side). Located south of Guadalupe Road west of Sossaman Road (46± acres). Modification of the PAD for Desert Place at Morrison Ranch Lots 87 to 133 and 243 to 278 in the RS-7-PAD-PAD zoning district. This request will allow residential lot coverage to increase from 45% to 50% - Ordinance No. 5180.

Staff Recommendation: Approval with Conditions

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

- \*7-e. **Z13-037 (District 5)** The 8800 block of East Upper Canyon Drive (north side). Located north of McKellips Road west of Ellsworth Road (17.58 acres). Rezone from RS-35-PAD to RS-15-PAD-PAD and Site Plan Review. This request will allow residential development on Parcel 4B at Mountain Bridge – Ordinance No. 5181.

Staff Recommendation: Approval with Conditions

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

- \*7-f. **Z13-038 (District 5)** The 8900 block of East Desert Foothills Drive (south side). Located south of McKellips Road west of Ellsworth Road (28.1± acres). Rezone from RS-9-PAD

and RS-35-PAD to RS-15-PAD-PAD and Site Plan Review. This request will allow residential development on Parcels 19 and 28 at Mountain Bridge – Ordinance No. 5182.

Staff Recommendation: Approval with Conditions

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

- \*7-g. **Z13-039 (District 5)** The 8700 block of East Upper Canyon Drive (south side). Located north of McKellips Road east of Hawes Road (28.3± acres). Rezone from RS-35-PAD to RS-15-PAD-PAD and Site Plan Review. This request will allow residential development on Parcel 9 at Mountain Bridge – Ordinance No. 5183.

Staff Recommendation: Approval with Conditions

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

- \*7-h. **Z13-041 (District 2)** 4142 East Valley Auto Drive. Located west of Greenfield Road north of Baseline Road (5.85± acres). Rezone from LI-PAD to LI and Site Plan Review. This request will allow the development of a self-storage facility in the LI zoning district – Ordinance No. 5184.

Staff Recommendation: Approval with Conditions

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

- \*7-i. **Z13-042 (District 6)** 5200 to 5500 blocks of South Signal Butte Road (east side) and 5200 to 5500 blocks of South Mountain Road (west side). Located between Signal Butte Road and Mountain Road, just south of Ray Road (126.9± acres). Modification of the Bella Villa PAD for Parcels 12 to 15 (formerly known as Mountain Horizons PAD) and rezone from RS-9-PAD and RM-2-PAD to RS-6-PAD. This request will allow residential development – Ordinance No. 5185.

Staff Recommendation: Approval with Conditions

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

8. Take action on the following subdivision plats:

- \*8-a. “Granite Ridge” **(District 5)** The 9800 block of East McKellips Road (south side). Located south of McKellips Road and west of Crismon Road. 56 RS-35 PAD lots (35.93 ± acres). US Development Land, LLC, owner; Chris Moore, Sunrise Engineering, engineer.
- \*8-b. “Bella Villa 11A” **(District 6)** The 10900 block of East Ray Road (south side). Located south and east of Signal Butte and Ray Roads. 66 RS-6PAD lots (22.48 ± acres) Pulte Group, owners; Nguyen Lam, Hilgart Wilson, engineer.

**Items not on the Consent Agenda**

**9. Conduct a public hearing regarding the continuance of Existing Development Impact Fees.**

9-a. To continue existing development impact fees.

Mayor Smith announced that this was the time and place to conduct a public hearing regarding the continuance of existing development impact fees.

There being no citizens wishing to address the Council, the Mayor declared the public hearing closed.

**10. Conduct a Public Hearing and take action on proposed rate increases as noticed at the August 19, 2013 Council meeting and the following ordinance, with accompanying resolution, that was introduced at the September 9, 2013 Council meeting relating to Multi-Unit Dwelling Wastewater Schedules:**

10-a. Conduct a public hearing.

Mayor Smith announced that this was the time and place to conduct a public hearing and take action on proposed rate increases as noticed at the August 19, 2013 Council meeting and the following ordinance, with accompanying resolution, that was introduced at the September 9, 2013 Council meeting relating to Multi-Unit Dwelling Wastewater Schedules.

There being no citizens wishing to address the Council, the Mayor declared the public hearing closed.

10-b. Take action on an ordinance modifying Multi-Unit Dwelling Wastewater schedules with increased rates, components, fees or charges – Ordinance No. 5186 and Resolution No. 10332.

It was moved by Councilmember Richins, seconded by Councilmember Somers, that Ordinance No. 5186 and Resolution No. 10332 be approved.

Carried unanimously.

**11. Items from citizens present.**

There were no items from citizens present.

**12. Adjournment.**

Without objection, the meeting adjourned at 6:22 p.m.

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SCOTT SMITH, MAYOR

ATTEST:

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DEE ANN MICKELSEN, 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 23<sup>rd</sup> day of September, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

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DEE ANN MICKELSEN, CITY CLERK

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