

Mesa City Council Agenda for Monday, April 7, 2003.

The agenda below is for the Mesa City Council meeting on April 7, 2003. The entire final agenda is available at the meeting, which begins at 5:45 p.m. in the City Council Chambers, 57 E. First Street. The public is invited to attend. The meeting is broadcast live on cable television on Mesa Channel 11 and will be rebroadcast on Tuesday, April 8 at 9:00 a.m. and 7:00 p.m., Wednesday, April 9 at 7:00 p.m. and Saturday, April 12 at 8:00 a.m. Each of these broadcasts includes closed captioning for the hearing impaired. The City of Mesa is committed to making its public meetings accessible to persons with disabilities. For special accommodations, please contact the City Manager's Office at (480) 644-3333 at least 3 workdays in advance of the meeting.

Invocation by Pastor Terry Darnall, Mesa Palms Seventh Day Adventist Church.

Pledge of Allegiance.

Mayor's Welcome.

General Plan Amendment Process Update.

1. Consider all consent agenda items.

**Vice Mayor Kavanaugh moved approval of the consent agenda.
Councilmember Walters seconded the motion
Motion carried 7-0**

2. Approval of minutes of previous meetings as written (**on consent**).

3. Conduct a public hearing for the following proposed Scalloped Street Assessment Projects:

- a. McDowell Road Project No. 99-54. This project installed street improvements along portions of McDowell Road from East Lehi Road to Greenfield Road.

**Mayor Hawker opened the public hearing
No speakers
Mayor Hawker closed the public hearing.**

- b. Hermosa Vista Drive Project No. 00-105. This project improved portions of Hermosa Vista Drive from Harris Drive to the east 1,307 feet plus or minus.

**Mayor Hawker opened the public hearing
No speakers
Mayor Hawker closed the public hearing.**

4. Consider the following liquor license applications:

- a. BROOKE ELLYN DAWSON, ACTIVITIES COORDINATOR. Special Event License application for one-day charitable event to be held Friday, May 9, 2003 at 2260 E. Brown Road, The Fountains (**on consent**).

- b. RONALD E. NEWTH, CHAIRMAN. Special Event License application for a two-day charitable event to be held Friday, May 2, 2003, from at 530 E. Main Street, Pioneer Park **(on consent)**.
5. Consider the following contracts:
- a. Three-year supply contract for automotive lighting, mirrors and safety supplies as requested by Fleet Support Services. The Purchasing Division recommends accepting the low bid by C.W. Carter at \$42,000.00 based on estimated annual requirements **(on consent)**.
 - b. Two-year renewal of the supply contract for bronze water service valves and fittings for warehouse inventory to be used by the Utilities Department. The Purchasing Division recommends exercising the two-year renewal option with the original overall low bid by Arizona Waterworks at \$63,943.36 based on estimated annual requirements **(on consent)**.
 - c. Network Hardware Supply Contract, as requested by the Information Services Division (ISD). The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Ames Business and Learning Environments, Inc. for purchases totaling \$100,835.87, including applicable sales tax **(on consent)**.
 - d. Closed circuit television (CCTV) and communications equipment as requested by the Police Department. The Purchasing Division recommends accepting the low overall bid meeting specification by AVS Integrated Systems at \$104,811.49 **(on consent)**.
 - e. Three-year supply contract for deep well pump repair and maintenance as requested by the Utilities - Water Division. The Purchasing Division recommends accepting the overall low bid by Weber Group LC for annual repairs estimated at \$150,000.00 total for three separate contracts. In order to assure continuity of services, the Purchasing Division also recommends awarding a secondary contract to Duncan Pump **(on consent)**.
 - f. Two-year renewal of the supply contract for DS1 microwave protection equipment as requested by the Communications Division. The Purchasing Division recommends exercising the two-year renewal option with the original low bidder, Walker & Associates, Inc. at \$11,734.27 based on estimated annual requirements **(on consent)**.
 - g. Three-year supply contract for optically controlled traffic control equipment as requested by the Transportation Division. The Purchasing Division recommends accepting the low bids for a combined award is then \$168,593.94 based on estimated annual requirements **(on consent)**.
 - h. Two-year renewal of the supply contract for street sweeper brooms as requested by Fleet Support Services. The Purchasing Division recommends exercising the two-year renewal option with the original low bid by Nationwide Wire & Brush Mfg., Inc. at \$20,000.00 based on estimated annual requirements **(on consent)**.

- i. Falcon Field Airport Security Fencing, Phase II. City of Mesa Project No. 02-16.1. Recommend award to low bidder, JMH Company, Ltd. for a total award of \$120,293.25.

**Councilmember Griswold declared a potential conflict of interest.
Councilmember Walters moved approval
Vice Mayor Kavanaugh seconded the motion.
Motion carried 6-0 with Councilmember Griswold abstaining from the vote.**

- j. Val Vista Drive Widening McKellips Road to McDowell Road. City of Mesa Project No. 00-44.1. This project proposes to continue improvements to Val Vista Drive between McDowell and McKellips. Recommend award to low bidder, Archon Inc. for a total award of \$3,486,516.00.

**Mayor Hawker declared a potential conflict of interest.
Councilmember Whalen moved approval
Councilmember Walters seconded the motion.
Motion carried 6-0 with Mayor Hawker abstaining from the vote.**

- k. Sunshine Acres Children's Home (Replacement Lift Station). City of Mesa Project No. 02-413-001. This project proposes to relocate an existing lift station that is in the path of the new roadway intersection of Longbow Parkway and Higley Road. Recommend award to low bidder, Archon, Inc. for a total award of \$167,316.60 **(on consent)**.

6. Introduction of the following ordinances and setting April 21, 2003 as the date of public hearing on these ordinances:

- a. Moved to Item #8c **(on consent)**.
- b. Amending Section 11-2-2 of the Mesa City Code, changing the zoning of certain property described in Zoning Case No. CZ03-001TC, for the proposed relocation of City Well Site No. 10 to 219 and 225 South Robson **(on consent)**.
- c. Amending Section 11-2-2 of the Mesa City Code, changing the zoning of certain property described in Zoning Case No. CUP03-002TC for a newspaper establishment at 120 W. First Avenue and 27 S. Robson **(on consent)**.

7. Consider the following resolutions:

- a. Authorizing the City Manager to proceed with an application to the Department of Housing and Urban Development (HUD) for FY 2003/2004 funding through the CDBG, HOME, and ESG programs.

**Four speakers.
Councilmember Whalen declared a potential conflict of interest.
Councilmember Walters moved approval of the CDBG funding recommended by staff, and reserve contingency funds to provide NEDCO with additional funding up to \$100,000 with a stipulation that NEDCO representatives, City of**

Mesa staff and HUD create a plan to develop measurements tools and outcomes for reporting purposes.

Councilmember Jones seconded the motion.

Motion carried 5-1-1 with Councilmember Thom voting NO and Councilmember Whalen abstaining from the vote.

- b. Authorizing the City Manager to execute an Intergovernmental Agreement between Salt River Project Agricultural Improvement and Power District (SRP), the City of Phoenix, and the City of Mesa to construct additional substation facilities at the Val Vista Substation located at the Val Vista Water Treatment Plant, to provide electrical service to the water treatment plant **(on consent)**.
- c. Authorizing the City Manager to execute an Intergovernmental Agreement with the Maricopa County Department of Emergency Management Services (MCDEM) to provide for emergency management within their jurisdiction **(on consent)**.
- d. Approving the final assessments for the McDowell Road Scalloped Street Assessment Project No. 99-54. This project installed street improvements along portions of McDowell Road from East Lehi Road to Greenfield Road.

Councilmember Walters moved approval with the exclusion of right of way costs in the final assessment.

Vice Mayor Kavanaugh seconded the motion.

Motion carried 7-0.

- e. Approving the final assessments for the Hermosa Vista Drive Scalloped Street Assessment Project No. 00-105. This project improved portions of Hermosa Vista Drive from Harris Drive to the east 1,307 feet plus or minus.

Councilmember Thom moved.

Vice Mayor Kavanaugh seconded the motion.

Motion carried 7-0.

- f. Approving the Assessment Diagram Map for the Power Road Scalloped Street Assessment Project No. 02-09. This project improved portions of the east and west half of Power Road from McKellips Road to Delmon. A portion of the improvement costs are being assessed to the adjacent property owners under the Scalloped Street Assessment Laws **(on consent)**.
- g. Fixing May 5, 2003, as the Public Hearing date on the proposed final assessments for the Power Road Scalloped Street Assessment Project No. 02-09. This project improved portions of the east and west half of Power Road from McKellips Road to Delmon **(on consent)**.
- h. Granting a Power Distribution Easement to Salt River Project at the Transit Maintenance Facility at 3320 North Greenfield Road. This easement will provide power to the Transit Maintenance Facility **(on consent)**.

- i. Dedicating a right-of-way to North Greenfield Road, East Virginia Street, North Norwalk Street and East Quenton Drive at Quail Run Park. This will dedicate City property as a public street adjacent to Quail Run Park (**on consent**).
- j. Approving criteria allowing for the transfer of ownership of federally funded properties, revising the City policies to allow nonprofit agencies to receive ownership of sites under specified conditions, and authorizing the transfer of federally funded properties meeting these conditions and criteria to nonprofit agencies (**on consent**).
- k. Authorizing the City Manager or his designated representative to execute documents to acquire a house on behalf of ARM of Save the Family Foundation using City HOME program funds.

Councilmember Walter moved approval with the Alternative 1 under the new City of Mesa policy as approved in Item J.
Councilmember Whalen seconded the motion
Motion carried 6-1 with Councilmember Thom voting No.

8. Consider the following ordinances:

- a. Amending Section 10-3-24 of the Mesa City Code regarding the following traffic modifications: Prohibiting parking between the hours of 8:00 a.m. to 4:00 p.m. on school days at the following locations: On the Brown Road frontage road from 25th Street to a point 251 feet west of Gaylord and from a point 92 feet east of 24th Street to a point 145 feet west of 24th Street. On the west side of 24th Street from the Brown Road frontage road to a point 95 feet north of the Brown Road frontage road (**on consent**).
- b. Relating to signs; amending Section 11-19-5 of the Mesa City Code, definition of terms for window sign area.

One speaker.
Vice Mayor Kavanaugh moved approval.
Councilmember Walters seconded the motion.
Motion carried 7-0.

- c. Pertaining to firearms; amending Ordinance No., 3582; prescribing a disposal policy for firearms seized by the Mesa Police Department.

Three speakers.
Councilmember Griswold moved approval.
Councilmember Thom seconded the motion.
Motion carried 7-0.

9. Consider the following recommendations from the General Development Committee:

- a. Authorizing staff to proceed with drafting an amendment to the Sign Ordinance, establishing a new definition of "Freeway Landmark Monument" and specifying conditions for the approval thereof **(on consent)**.
- b. Authorizing staff to proceed with drafting an amendment to the zoning ordinance pertaining to the regulation of "portable storage containers," and including a modification to exclude those individuals who use a portable storage container for the purpose of moving items from one location to another from obtaining a Use Permit.

Vice Mayor Kavanaugh moved approval.
Councilmember Walters seconded the motion.
Motion carried 6-1 with Councilmember Thom voting No.

10. Consider the following recommendations from the Police Committee:

- a. Authorizing staff to proceed with drafting an amendment to the City of Mesa's Alarm Ordinance.

Councilmember Whalen and Councilmember Jones declared a potential conflict of interest.
Item moved and seconded.
Motion carried 5-0 with Councilmembers Whalen and Jones abstaining from the vote.

- b. Approving proceeding with the design phase of the Police Technical Services Building **(on consent)**.

11. Consider adopting a Notice of Intention to increase rates or rate components, fees and/or service charges for Irrigation Water Service and setting May 19, 2003 as the date of the public hearing **(on consent)**.

12. Consider the write-off of utility and miscellaneous accounts in the amount of \$603,700.00 **(on consent)**.

13. Deleted **(on consent)**.

14. Authorizing the Utilities Manager to sign the confirmation extending Coral Energy's current natural gas supply contract until March 31, 2004 **(on consent)**.

15. Consider the following cases from the Planning and Zoning Board and possible adoption of the corresponding Ordinances:

- a. Z03-06 804 North Country Club Drive (1.26+ acres) Rezone from R-4 to C-2. This case involves the development of retail shops and car wash. Edward Pole, owner; Raad Salih, applicant. P&Z Recommendation: Approval with conditions (Vote: Passed 6-0) **(on consent)**.

- b. Z03-07 The 8800 and 8900 blocks of East Guadalupe Road, south side (16.68 + acres) Rezone from R-3 to R-4. This case involves the development of an apartment complex. Ruiz Engineering Corporation, owner; Sean Lake, Pew and Lake, PLC, applicant. P&Z Recommendation: Approval with conditions (Vote: Passed 6-0) **(on consent)**.
- c. Z03-08 The southeast corner of Southern Avenue and Ellsworth Road (1.89+ acres). Site Plan Modification. This case involves the development of an Eckerd's Pharmacy. Unicorp International, owner; Don Andrews, applicant. P&Z Recommendation: Approval with conditions (Vote: Passed 6-0) **(on consent)**.
- d. Z03-09 The northeast corner of Thomas Road and Rafriver Street (1.2+ acres). Site Plan Modification. This case involves the development of a bakery and restaurant. Dan Janssen, owner; Basilio Coragides, applicant. P&Z Recommendation: Approval with conditions (Vote: Passed 6-0) **(on consent)**.
- e. Z03-11 The southwest corner of Southern Avenue and South Longmore (11.5+ acres). Rezone from C-2 to C-2 BIZ. This case involves the development of a Target. Target Corporation, owner; Charles Nixon, Val-Tec Incorporated, applicant. P&Z Recommendation: Approval with conditions (Vote: Passed 6-0) **(on consent)**.

16. Consider the following subdivision plat:

- a. "CONDOMINIUM PLAT FOR AMBERWOOD BUSINESS PLAZA", - (Council District 1) - 840 East McKellips Road (north side) 12 O-S PAD office condominium units (1.72 ac) Amberwood (Horne/McKellips) Partners, L.L.C., owner; JMA Engineering Corporation, engineer **(on consent)**.

17. Items from citizens present. (Maximum of three speakers for three minutes per speaker).

Two speakers.