

CITY COUNCIL AGENDA

COUNCIL CHAMBERS – 57 EAST FIRST STREET

Monday, July 11, 2005
5:45 P.M.

Invocation by Tony Frazee, Gateway Bible 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. AGUSTIN FELIPE MARTIN, CHAIRPERSON

Special Event License application for Agustin Felipe Martin, Chairperson, Comite De Comunidad Hiss, a one-day religious event to be held on Saturday, July 23, 2005, from 6:00 P.M. to 12:00 Midnight at 141 N. MacDonald. District #4.

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*3b. RICHARD EDMUND IVERS, JR, AGENT

New Beer & Wine Store License for Sparky's Deli & Convenience Store, 1224 N. Gilbert Road. This is an existing business. The Beer & Wine Store previously held at this location by Karran Dev, Agent, Anita & KD, Inc., will revert back to the State. District #1.

*3c. MONA MAHA SESI, AGENT

New Beer & Wine Store License for Texaco Star Mart, 9202 E. Main Street. This is an existing business. The Beer & Wine Store License previously held at this location by Amy S. Nations, Agent, C&M Convenience Stores, will revert back to the State. District #5.

*3d. ANTHONY MAGLIOZZI, INDIVIDUAL

New Restaurant License for Cafe Roma Ristorante, 2011 N. Recker Road. This is an existing business. The Restaurant License previously held at this location by Francis J. Vollaro, Individual, Cafe Roma Ristorante, will revert back to the State. District #5.

*3e. AMY S. NATIONS, AGENT

New Restaurant License for Gandolfo's Deli, 120 S. Alma School Road, Ste C-104. This is an existing building. No previous liquor licenses at this location. District #3.

*3f. KUO CHI CHANG, AGENT

New Restaurant License for Oasian Noodle Bar, 1935 S. Val Vista Road, Ste #107. This is an existing building. No previous liquor licenses at this location. District #6.

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4. Consider the following contracts:

- *4a. Network Hardware for the Red Mountain Police Substation, as requested by the Information Services Division (ISD). (State Contract #AD000187-16)

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Qwest Communications Corporation for purchases totaling \$63,704.84, including applicable sales tax.

- *4b. Three-year supply contract for Bronze Water Service Valves and Fittings for warehouse inventory to be used by the Utilities Department. (Contract 2005144)

The Purchasing Division recommends accepting the low bids as follows:

Sections I & IV to Fullerform Systems Company at \$15,475.95, including contingency and applicable tax

Sections II, III, and V to Arizona Water Works Supply at \$57,928.82, including contingency and applicable tax
The combined award is \$73,404.77 annually based on estimated requirements.

- *4c. Metropolitan Medical Response System Pharmaceutical purchase as requested by the Fire Department. (DHHS Supply Service Center Contract #0990-0115)

The Purchasing Division recommends authorizing purchase from DHHS Supply Service Center for a cost of \$54,210.82, including applicable sales tax.

- *4d. Additional purchase of Self-Contained Breathing Apparatus as requested by the Fire Department. (Contract 2005106)

The Purchasing Division recommends authorizing an additional purchase option with the original bidder, First In, Inc., in the amount of \$93,911.88, including applicable sales tax.

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- *4e. Mesa Arts Center Concessions and Catering Management Services as requested by the Community Services Department Mesa Arts Center. (Contract 2005129)

The Purchasing Division recommends accepting the proposal submitted by Sodexo, Sports and Leisure Services.

- *4f. Thirty new Workstations for the Customer Service Call Center as requested by Development Services. (State Contract #AD010202-002)

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Goodmans at \$76,271.93, including design, installation, delivery and applicable sales tax.

- 4g. ADA Playground Upgrades at Mountain View and Sherwood Parks, City of Mesa Project No. 01-284-001.

This project will renovate and upgrade Mountain View and Sherwood Parks. Improvements include the necessary demolition of existing facilities and construction of new concrete surfaces, walks, curbs, playground areas, armadas, landscaping and miscellaneous picnic and park furnishings.

Recommend award to low bidder Visus, Inc., in the amount of \$506,254.00 plus an additional \$50,625.40 (10% allowance for change orders) for a total award of \$556,879.40.

- *4h. Wastewater Manhole Rehabilitation, City of Mesa Project No. 01-476-003.

This project will rehabilitate 23 wastewater manholes that have deteriorated to below acceptable condition by repairing damaged concrete walls and removing and replacing damaged corrosion resistant linings with new coating systems.

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Recommend award to low bidder Joseph Painting Company Inc. in the amount of \$109,704.00 plus an additional \$10,970.40 (10% allowance for change orders) for a total award of \$120,674.40.

- *4i. High Pressure Gas Main for Transit Facility, City of Mesa
Project No. 01-118

The purpose of this report is to request City Council ratification to increase the contract amount of Project No. 01-118 to pay for unforeseen items discovered during construction along the Roosevelt Water Conservation District (RWCD) Canal embankment.

In accordance with City policy on Construction Contract Change Orders, the Council is asked to ratify this increase in the Contract amount of \$520,760.58. With this increase, the total Contract amount is \$2,922,871.98.

- 4j. 2005 Street Improvements, Phase II: Broadway Road from Lindsay Road to Val Vista Drive; McDowell Road from Greenfield Road to Higley Road; and Falcon Drive from McKellips Road to Higley Road, City of Mesa Project No. 04-841-002.

This project will reconstruct over 109,000 square yards of asphalt pavement and include miscellaneous street improvements. Additionally, this project will install approximately 13,000 linear feet of E-Streets conduit and vault infrastructure (5 vaults and 12 manholes). The cost of \$267,376.00 for the McDowell Road component will be funded with General Fund Lease-Purchase financing being handled by the Financial Services Department. The cost of \$334,332.00 for the Falcon Drive component will be funded from Falcon Field capital funds.

Recommend award to low bidder Nesbitt Contracting Co., Inc., in the amount of \$3,008,284.75 plus an additional \$300,828.48 (10% allowance for change orders) for a total award of \$3,309,113.23.

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- 4k. Discuss and consider the award of the Police Emergency Towing Services Contract 2005108.

The Purchasing Division recommends award for Zones 1, 2, 3 and 4 to Diversified Towing (dba Cactus Towing).

5. Introduction of the following ordinances and setting August 15, 2005, as the date of public hearing 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 (C)

On the south side of Southern Avenue between 3:00 pm and 6:30 pm, Monday through Friday from the driveways with centerlines 110 feet west of Wilbur and 67 feet east of Wilbur (south side of Southern Avenue west of Mesa Drive, Council District 4).

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

On Ingram Street from a point 346 feet west of Higley Road to a point 696 feet west of Higley Road (west of Higley Road and south of McKellips Road, Council District 5).

On the north side of Main Street from a point 150 feet west of Country Club Drive to a point 260 feet west of Country Club Drive and on the north side of Main Street from a point 385 feet west of Country Club drive to a point 157 feet west of Vineyard (north side of Main Street west of Country Club Drive, Council District 4).

On Sunview, from Baseline Road to a point 1,450 feet north of Baseline Road (west of Recker Road and north of Baseline Road, Council District 6).

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

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On the south side of Gary Street from a point 359 feet east of Lindsay Road to a point 165 feet west of Roca (east of Lindsay Road and north of Brown Road, Council District 1).

*5b. **A05-04 (District 6)** Annexing the southeast corner of Elliot and Signal Butte Roads. (236.32± ac). This request is to annex property into the City of Mesa. Initiated by the property owner, GBGM Limited Partnership, LLLP for Nova Vista Development by US Homes/Greystone Homes.

*5c. **Z05-56 (District 6)** The 8400 Block of East Broadway Road (south side). Located at the southeast corner of Broadway Road and Hawes Road (9.4 ac). Rezone from C-2 to R-2 PAD BIZ and site plan review. This request is to allow the development of two and three story single-family detached residences. Michael Cawley, Mt. Baldy Ltd. Partnership, owner; Sean Lake, Pew & Lake, PLC, applicant.

P&Z Recommendation: Approval with conditions. (Vote: Passed 6-0 with Saemisch abstaining)

*5d. **Z05-58 (District 1)** 2245 North Center Street (east side). Located north of the northeast corner of McKellips Road and Center Street (6.5 ± ac). Rezone from R1-43 to R1-9 PAD and site plan review. This request is to allow for the development of a residential subdivision. Nancy Mahr, owner; Kenneth Caldwell, applicant.

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

*5e. **Z05-61 (District 6)** The 3600 - 4200 blocks of South Mountain Road (west to the Signal Butte Road alignment) excluding parcels 304-33-003B/C. (225 ac.) Rezoning from County Rural 43 and R1-8 PD to City R1-43 and R1-9 Establishment of city zoning. William Ring, GBGM 240 Limited Partnership LLLP, owner; City of Mesa, applicant.

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

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- *5f. **Z05-62 (District 6)** Northeast corner of Signal Butte Road and Elliot Road (108.43 ac.) Rezone from R1-43 to PF (Public Facility) and site plan review. This request is for the development of a City of Mesa water treatment facility. City of Mesa, owner; Carrie Hinson, City of Mesa, applicant.

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

- *5g. **Z05-63 (District 3)** 1720 West Broadway Road (north side). Located north and east of Broadway Road and Dobson Road (15.5 ac. ±) Rezone from M-1 to M-1PAD and site plan modification. This request is for a light industrial and retail complex. Broadway Mesa Commons, LLC (Robert Nutall, Manager), owner; Bob Saemisch, Saemisch & DiBella Architects, applicant.

P&Z Recommendation: Approval with conditions. (Vote: Passed 6-0 with Saemich abstaining)

- *5h. **Z05-64 (District 6)** The 400-500 block of South Hawes Road (east side). Located south and east of Broadway Road and Hawes Road (3.35 ac. ±) Modification of a previously approved PAD overlay and site plan review. This request is to allow for individual residential building ownership. John Bellerose, owner; Randy Carter, applicant.

P&Z Recommendation: Approval with conditions. (Vote: Passed 5-1-1 with Adams nay, Mizner absent)

- *5i. **Z05-66 (District 6)** 11611 and 4011 South Power Road (east side). Located south and east of Elliot Road and Power Road (24.73 ac.) Rezone from R1-43 to C-2 and M-1. This request is to bring the existing zoning into conformance with the Mesa 2025 General Plan. Joe Vertuccio, owner; Wayne Balmer, City of Mesa, applicant.

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

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- *5j. **Z05-67 (District 6)** 18515, 18525, 18501 East Ray Road (south side). Located south and east of Ray Road and Power Road (3.43 ac.) Rezone from R1-43 to C-2. This request is to bring the existing zoning into conformance with the Mesa 2025 General Plan. City of Mesa, owner; Wayne Balmer, City of Mesa, applicant.

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

- *5k. **Z05-68 (District 6)** 14031 South 185th Street (east side). Located south and east of Ray Road and Power Road (1.2 ac.) Rezone from R1-43 to C-2. This request is to bring the existing zoning into conformance with the Mesa 2025 General Plan. Craig and Vickilyn VanSickle, owner; Wayne Balmer, City of Mesa, applicant.

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

- *5l. **Z05-69 (District 5)** The 2900 block of North Sericin (east side). Located north and west of McDowell Road and Power Road (1.04 ac ±). Rezone from C-2 to R-2 PAD and site plan review. This request is to allow for the development of a residential subdivision. Robert L. Schultz, owner; Gary Johnson, Archicon, L.C., applicant.

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

6. Consider the following resolutions:

- *6a. Approving and authorizing the City Manager to execute an Intergovernmental Agreement (IGA) between the State of Arizona acting through the Arizona Department of Transportation's, Aeronautics Division (ADOT) and the City of Mesa whereby the State will provide 90% funding and program management for Airport Surface Treatment related to Falcon Field Airport.

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- *6b. Approving and authorizing the City Manager to execute an Agreement between the City of Mesa and the Arizona Department of Public Safety through the Victims of Crime Act (VOCA) to secure grant funds for personal services and employee related expenses for the City Prosecutor's Office Victim Assistance Program assisting victims of domestic violence.
- *6c. Approving and authorizing the City Manager to execute an Agreement between the City of Mesa and the Arizona Department of Public Safety through the Victims of Crime Act (VOCA) to secure grant funds for personal services and employee related expenses for the City Prosecutor's Office Victim Assistance Program assisting victims of crime with financial impact to the victim.
- *6d. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between the City of Mesa and the State of Arizona through the Department of Economic Security awarding funds in support of the provision of Community Action Services provided through Mesa Community Action Network.
- *6e. Approving and authorizing the City Manager to execute an Intergovernmental Agreement (No. 010-06) between the City of Mesa and the State of Arizona through the Department of Commerce to support the provision of weatherization services provided through Mesa Community Action Network.
- *6f. Approving and authorizing the City Manager to execute an Intergovernmental Agreement (No. 019-06) between the City of Mesa and the State of Arizona through the Department of Commerce to support the provision of weatherization services provided through Mesa Community Action Network.
- *6g. Approving and authorizing the City Manager to execute a Grant Agreement AZ-03-0046 between the City of Mesa and the City of Phoenix for receipt of federal grant funds for transit projects.

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- *6h. Approving and authorizing the City Manager to execute a Grant Agreement AZ-90-X070 between the City of Mesa and the City of Phoenix for receipt of federal grant funds for transit projects.
- *6i. Approving the submittal of a grant application to the Gila River Indian Community for Proposition 202 funds. This application is to provide funding for the Mesa Fire Department to help support Fire Prevention and Fire and Life Safety Education Programs.
- *6j. Extinguishing a Drainage Easement located at the northwest corner of Baseline Road and Vineyard Street.

Because of the new development on this property, this easement is no longer necessary. A new drainage easement has been relocated to accommodate the proposed development.
- *6k. Approving and authorizing the City Manager to execute a Grant Agreement between the City of Mesa and Mesa Senior Services for the RIDEChoice program.
- *6l. Granting the sale of City property located at 2222 E. Lehi Road.

7. Consider the following ordinances:

- *7a. **Z05-60 (District 2)** The 1600-1700 blocks of South Val Vista Drive (west side). Located at the northwest corner of Val Vista Drive and Baseline Road (14.3 ac. ±) Site Plan Review. This request is for a retail tenant building and future commercial / retail development. Mike Clements, owner; Paul Gilbert, applicant.

P&Z Recommendation: Approval with conditions. (Vote: Passed 4-1-1-1 with Esparza nay, Saemisch abstaining, Mizner absent)

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