



# COUNCIL MINUTES

May 19, 2003

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on May 19, 2003 at 5:45 p.m.

## COUNCIL PRESENT

Mayor Keno Hawker  
Rex Griswold  
Kyle Jones  
Dennis Kavanaugh  
Janie Thom  
Claudia Walters  
Mike Whalen

## COUNCIL ABSENT

None

## STAFF PRESENT

Paul Wenbert  
Debbie Spinner  
Barbara Jones

Councilmember Walters participated in the entire meeting through the use of telephonic equipment.

Invocation by Reverend Stephen R. Weston, St. Mark's Episcopal Church.

Pledge of Allegiance was led by Mayor Keno Hawker.

Mayor's Welcome.

Mayor Hawker welcomed everyone to the meeting. A videotaped presentation was aired that outlined meeting procedures and provided attendees with instructions relative to addressing the Council.

Presentation of plaques to citizens ending their service on the City's citizen advisory boards and committees.

Vice Mayor Kavanaugh expressed appreciation for the efforts of the citizens who served on the City's advisory boards and committees. Mayor Hawker presented plaques to the individuals who were completing terms of service.

### 1. Consider all consent agenda items.

At this time, all matters on the consent agenda were considered or were removed at the request of a member of the Council. All items identified with an asterisk (\*) were approved with one Council action.

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

Carried unanimously.

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

Minutes from the April 3, 17 and May 5 and 15, 2003 City Council Meetings.

3. Conduct a Public Hearing on the Mesa Town Center Improvement District No. 228 annual assessment. (See item no. 9a).

Mayor Hawker declared a potential conflict of interest and said he would refrain from discussion/participation in this agenda item. He yielded the gavel to Vice Mayor Kavanaugh for action on this agenda item.

Vice Mayor Kavanaugh announced that this is the time and place for a public hearing regarding the Mesa Town Center Improvement District No. 228 annual assessment.

Chuck Hultstrand, 151 North Country Club Drive, President of the Mesa Town Center Corporation (MTCC), addressed the Council relative to this agenda item. He commented that the MTCC appreciates the partnership with the City of Mesa and added that in the upcoming fiscal year, it looks forward to working with the property owners, the Council and staff on a variety of projects to further enhance the downtown area.

There being no further citizens present wishing to speak on this issue, the Vice Mayor declared the public hearing closed.

With action on this agenda item being completed, Vice Mayor Kavanaugh yielded the gavel back to Mayor Hawker.

4. Conduct a Public Hearing to increase rates on rate components, fees, and/or service charges for Irrigation Water Service. (See item no. 11 for rate information).

Mayor Hawker announced that this is the time and place for a public hearing regarding increasing rates on rate components, fees, and/or service charges for Irrigation Water Service.

There being no citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

5. Conduct a public hearing for the following annexation.

- a. **A03-7** Annexing the northwest corner of East Florian Avenue and South Ellsworth Road (2.86± acres). Initiated by the property owner. (District 6)

Mayor Hawker announced that this is the time and place for a public hearing regarding annexation of the northwest corner of East Florian Avenue and South Ellsworth Road.

There being no citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

6. Consider the following liquor license applications:

\*a. CHRISTIAN JOSEPH BATTAGLIA, AGENT

Person Transfer Bar License, CJ's Hideaway Lounge, 1241 East Broadway Road, #17. This is an existing business. This transfer is from James M. Hazelbaker, Agent, R. W. Associates, 1241 East Broadway Road, #17. This license will transfer to the applicant.

\*b. MAHMOUND H. MAJED, AGENT

New Beer and Wine Store License for H2N Chevron, 1143 North Ellsworth Road. This is an existing business. The Beer and Wine Store license previously held at this location by Carlos Antonio Guerra, Agent, Giant Industries Arizona, Inc., did not renew 2003 liquor license.

\*c. SKENDER BAJRAMI, AGENT

New Restaurant License for Calabreze Pizza's, 855 West University Drive. This is an existing business. The Restaurant License previously held at this location by Kayuan Sanaiha, Individual, Paccino's Pizza & Subs, did not renew their 1997 liquor license.

\*d. FLOR CELESTRIN, INDIVIDUAL

New Restaurant License for Las Adelitas, 456 West Main Street, Suite A. This is an existing business. The Restaurant License previously held at this location by David V. Reyes, Individual, Su Taquito Y Mariscos Restaurant, did not renew their 2003 liquor license.

\*e. GRACIELA CARDENAS OCHOA, INDIVIDUAL

New Restaurant License for Taco Nazo, 204 East 1<sup>st</sup> Avenue. This is an existing business. The Restaurant License previously held at this location by Jason L. Garrett, Individual, Yesterdays Grill, did not renew their 2003 liquor license.

7. Consider the following contracts:

\*a. Training ammunition for the Police Department.

The Purchasing Division recommends accepting the low bid by San Diego Police Equipment Company, Inc. at \$114,255.23.

\*b. Computerized Staff Scheduling System for the Fire Department, as requested by the Information Services Division (ISD).

The Purchasing Division recommends accepting the only bid from Principal Decision Systems International (PDSI) for the software and implementation services, for a total of \$80,044.64. **(Sole Source)**

\*c. Two-year renewal of the supply contract for DNA crime lab supplies, as requested by the Police Department.

The Purchasing Division recommends exercising the two-year renewal with Applied Biosystems at \$84,054.36 based on estimated annual requirements. **(Sole Source)**

- \*d. Workstation components to accommodate remodeling and relocation of Employee Benefits Office Staff to comply with Federal HIPAA regulations.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Goodman's, Inc. at \$16,040.05.

- \*e. Three fiberglass chlorination equipment buildings, as requested by the Parks & Recreation Division.

The Purchasing Division recommends accepting the low bid by Chemical Feeding Technologies, Inc. at \$17,784.61 including applicable sales tax.

- f. Conference and break room furniture for the Transit Maintenance Facility as requested by Development Services.

The Purchasing Division recommends authorizing purchase from State of Arizona contract with Facilitec, Inc. at \$27,523.32 including design, installation and applicable sales tax.

Mayor Hawker advised that this agenda item was removed from the consent agenda at the request of Councilmember Griswold.

Councilmember Griswold commented that with Mesa's current budget crisis and over 200 City positions currently frozen, he urged staff to search for surplus furniture within City facilities that could partially fulfill the proposed Transit Maintenance Facility contract.

It was moved by Vice Mayor Kavanaugh, seconded by Councilmember Whalen, that the recommendations of staff be approved.

In response to a question from Councilmember Thom, Materials Management Director Sharon Seekins clarified that the City of Mesa carries out an inventory of all capital assets annually. She assured the Council that if this agenda item is approved tonight, staff will conduct a diligent search to determine whether surplus furniture is available and thereby reduce the amount of the proposed expenditure.

Upon tabulation of votes, it showed:

AYES - Hawker-Jones-Kavanaugh-Thom-Walters-Whalen  
NAYS - Griswold

Mayor Hawker declared the motion carried by majority vote.

- \*g. Seven workstations for the Traffic Management Center, as requested by Development Services.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Goodman's, Inc. at \$34,654.47 including design, installation, delivery and applicable sales tax.

- \*h. Three-year supply contract for Motorola radio communications maintenance repair parts, as requested by Communications.

The Purchasing Division recommends accepting the overall low bid by Visions of Video at \$15,000.00 based on estimated annual requirements.

- \*i. 12 "Ruggedized" Notebook Computers for the Police Department, as requested by the Information Services Division (ISD).

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with CLH International, Inc. for a total of \$47,477.52.

- \*j. Security Solution, as requested by the Information Services Division.

The Purchasing Division recommends authorizing purchase of the security solution from the State of Arizona contract with Ames Business and Learning Environments, Inc. for a total of \$213,722.56.

- \*k. One-year supply contract for traffic paint, as requested by the Transportation Division.

The Purchasing Division recommends authorizing purchase from the State ADOT contracts as follows: abandoning the current contract to take advantage of the City's Intergovernmental Agreement (S.A.V.E) with the State (ADOT). The Arizona Department of Transportation's contract would allow the City to gain an additional savings. A one-year renewal with the primary contractor, TMT-Pathyway, LLC, and the secondary contractor, Pervo Paint Company, for combined annual purchases estimated at \$142,551.00 based on estimated annual requirements. The secondary contract will be used whenever the primary vendor is unable to meet our deadlines or handle our workloads.

- \*l. 8" coated steel gas pipe, as requested by the Utilities Department.

The Purchasing Division recommends accepting the low bid by Wilson Supply at \$44,892.00. This purchase is exempt from sales/use tax.

- \*m. Early purchase of 46 replacement patrol sedans budgeted for FY 2003-04 for the Police Department

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Five Star Ford at \$1,356,987.12.

- n. Falcon Field Airport Shoulder Paving Project. City of Mesa Project No. 02-18.

This project proposes to provide a 15-foot paved shoulder along all sides of the runways and taxiways for increased safety and additional erosion protection. This is a

continuation of the Falcon Field master plan implementation to upgrade a number of facilities throughout the airport to meet the needs of the airport and its users, as well as to comply with FAA requirements based on the most recent FAA inspection.

Recommend award to low bidder, Carson Construction, in the amount of \$733,172.80 plus an additional \$73,317.28 (10% allowance for change orders) for a total award of \$806,490.08.

Mayor Hawker declared a potential conflict of interest on agenda items 7n and 7o and said he would refrain from discussion/participation in these agenda items. He yielded the gavel to Vice Mayor Kavanaugh for action on these agenda items.

It was moved by Councilmember Whalen, seconded by Councilmember Jones, that the recommendations of staff be approved.

Upon tabulation of votes, it showed:

AYES - Griswold-Jones-Kavanaugh-Thom-Walters-Whalen  
NAYS - None  
ABSTAIN - Hawker

Vice Mayor Kavanaugh declared the motion carried unanimously by those voting.

- o. Brown Road Pavement and Storm Drain Improvements, County Club Drive to Stapley Drive. City of Mesa Project No. 00-88.3.

This project proposes to install over 10,000 feet of storm drain and reconstruct two miles of Brown Road, between Country Club Drive and Stapley Drive. Additional improvements include nearly 4,700 square feet of sidewalk, installation of 19 sidewalk ramps, and minor water, sewer, and irrigation line work.

Recommend award to low bidder, Achen-Gardner Engineering, LLC, in the amount of \$2,316,083.28 plus an amount of \$231,608.33 (10% allowance for change orders) for a total award of \$2,547,691.61.

It was moved by Councilmember Thom, seconded by Councilmember Jones, that the recommendations of staff be approved.

Upon tabulation of votes, it showed:

AYES - Griswold-Jones-Kavanaugh-Thom-Walters-Whalen  
NAYS - None  
ABSTAIN - Hawker

Vice Mayor Kavanaugh declared the motion carried unanimously by those voting.

Vice Mayor Kavanaugh yielded the gavel back to Mayor Hawker.

- p. Moved to Item #9I.

8. Introduction of the following ordinances and setting June 2, 2003 as the date of public hearing on these ordinances:

- \*a. **Z03-15** 6063 East Arbor (1.12 acres±) Rezone from C-2 to R-4. This case involves the expansion of an existing assisted living facility on an adjacent parcel. Arbor Rose LLC, owner; Ron Genenbacher, Arbor Rose LLC, applicant. District 5.
- \*b. **Z03-16** The southwest corner of Hawes Road and Guadalupe Road. (15.84 acres±) Site Plan Review. This case involves the development of a Wal-Mart Neighborhood Market. Hawes and Guadalupe Limited Partnership, owner; Enda Melvin, Kimley-Horn and Associates, applicant. District 6.
- \*c. **Z03-18** The 200 block of South 63<sup>rd</sup> Street, west side through to Arbor Avenue, (2.4 acres±). Rezone from AG to C-1 PAD. This case involves the development of office buildings. Michael Hamberlin, owner; Sherman Cawley, applicant. District 5.
- \*d. **Z03-19** The 5400 to 5600 block of East Inverness Avenue, north side (17 acres±). Site Plan Modification. This case involves the development of a UPS distribution facility. Michael F. Diessner, owner; Chanel Garner UPS, applicant. District 6.

9. Consider the following resolutions:

- a. Approving the final assessments for the Mesa Town Center Improvement District No. 228 – Resolution No. 8025.

This District provides enhanced municipal services for the Town Center

Mayor Hawker declared a potential conflict of interest and said he would refrain from discussion/participation in this agenda item. He yielded the gavel to Vice Mayor Kavanaugh for action on this agenda item.

Councilmember Thom stated that she has met with a number of Town Center area business owners who are unaware of their individual property assessments. She suggested that it may be appropriate to implement a mechanism whereby such information could be made available to those individuals.

In response to Councilmember Thom's concerns, Tom Verploegen, Executive Director of the Mesa Town Center Corporation (MTCC), explained that because the MTCC is a City improvement district, property owners are generally notified of their assessments through the City. He noted, however, that some property owners pass on their assessments to the business owners through their contracts and that the MTCC would not be privy to the leases.

It was moved by Councilmember Thom, seconded by Councilmember Jones, that Resolution No. 8025 be adopted.

Upon tabulation of votes, it showed:

AYES - Griswold-Jones-Kavanaugh-Thom-Walters-Whalen  
NAYS - None  
ABSTAIN - Hawker

Vice Mayor Kavanaugh declared the motion carried unanimously by those voting and Resolution No. 8025 adopted.

Vice Mayor Kavanaugh yielded the gavel back to Mayor Hawker.

- \*b. Vacating an alley west of the 600 block of North Robson Street – Resolution No. 8013.  
  
This alley right-of-way is no longer required.
- \*c. Extinguishing an Easement and Agreement for Highway Purposes in the 300 block of North 102<sup>nd</sup> Street – Resolution No. 8014.  
  
This easement is no longer required and conflicts with the approved development plan for the property.
- \*d. Modifying fees and charges for photocopies, large copies/blueprints and videotapes – Resolution No. 8015.
- \*e. Modifying fees and charges for the Parks and Recreation Division – Resolution No. 8016.
- \*f. Modifying fees and charges for the Library Division – Resolution No. 8017.
- \*g. Modifying fees and charges for the Arts and Cultural Division – Resolution No. 8018.
- \*h. Authorizing the City Manager to execute an agreement between the City of Mesa and the Arizona Automobile Theft Authority to reduce vehicle theft by utilization of the GPS “Bait Car” Tracking System – Resolution No. 8019.
- \*i. Authorizing the City Manager to execute an Intergovernmental Agreement between the City of Mesa and the Pima County Sheriff’s Department for the High Intensity Drug Trafficking Area Task Force (HIDTA) overtime funds – Resolution No. 8020.
- \*j. Granting an Ingress and Egress Easement and dedicating a Public Utility Easement on City-owned property at 1901 North 93<sup>rd</sup> Street – Resolution No. 8021.  
  
This will clarify access to adjacent property and allow installation of an SRP electric service.
- k. Authorizing the transfer of City property to the Arizona Department of Transportation between Recker Road and Power Road for right-of-way for the Red Mountain Freeway and reserving public utility easements – Resolution No. 8026.

Lori McGee, 3309 North Silverado, a member of the Mountain View Homeowners' Association, voiced a series of concerns relative to the expansion of the Red Mountain Freeway from Higley Road to Power Road and the impact it will have on her residential community. She cited, in particular, ADOT's plans for a design wall on the south side of the community that will end 200 feet short of the southwest end of the development, and also the widening of Power Road, which will necessitate the construction of a sound wall to reduce the impact of noise on the neighborhood.

Councilmember Griswold provided a brief overview of the efforts and hard work by City staff and ADOT to address the concerns of the neighborhood residents regarding the new freeway's impact on the community.

Assistant Development Services Manager Jeff Martin responded to Ms. McGee's comments and explained that tonight's agenda item is to authorize the transfer of City property to ADOT as opposed to addressing the issue of sound walls. He assured the Council that negotiations between the City and ADOT have not yet been finalized relative to this issue, and stated that ADOT has scheduled a meeting for later this week to address, among other things, the two issues that were raised by Ms. McGee. Mr. Martin added that he will provide Ms. McGee with the pertinent information regarding the date, time and place of ADOT's meeting.

It was moved by Councilmember Griswold, seconded by Councilmember Thom, that Resolution No. 8026 be adopted.

Carried unanimously.

- I. Approving and authorizing the City Manager to execute an agreement between the City of Mesa and MV Transportation, Inc. for fixed route bus service and vehicle maintenance.

This is a seven-year contract that will provide operation and maintenance of buses for fixed route bus service.

Recommend award to low bidder, MV Transportation in the amount of \$3,730,406.00.

**(THIS ITEM HAS BEEN INDEFINITELY REMOVED FROM THE AGENDA FOR CONSIDERATION.)**

- \*m. Approving and authorizing the City Manager or his designated representative to execute an Intergovernmental Agreement between the State of Arizona through the Department of Economic Security and the City of Mesa to amend the existing agreement with the Department of Economic Security to accept \$186,991.00 funding for FY 2003/2004 – Resolution No. 8022.
- \*n. Authorizing the City Manager to execute an agreement between the City of Mesa/Mesa Police Department and the Maricopa County Sheriff's Office for the salary reimbursement of one officer assigned to the Meth Task Force – Resolution No. 8023.
- \*o. Authorizing the City Manager to execute an agreement between the City of Mesa/Mesa Police Department and the Arizona Governor's Office of Highway Safety providing for

funds to support two officers to travel and attend the Ninth Annual Drugs, Alcohol and Impaired Driving Seminar – Resolution No. 8024.

10. Consider the following ordinances:

\*a. Relating to sewer charges for customers not connected to the public sewer system; amending Title 8, Chapter 4, Section 10 of the Mesa City Code – Ordinance No. 4065.

\*b. Prohibiting Left Turns From Driveway: 10-3-15 – Ordinance No. 4066.

Remove the westbound left turn prohibition from the east side of Dobson Road at the northernmost driveway of Mesa Community College.

The south side of McKellips Road from the driveway with centerline approximately 800 feet east of Lindsay Road (between 7:30 am and 3:30 pm, Monday through Friday).

Speed limits: 10-4-4 (50 mph), 10-4-3 (45 mph), 10-4-4 (40 mph), 10-4-3 (35-mph)

Increase the speed limit from 35 mph to 45 mph on Greenfield Road from a point 600 feet south of Virginia Street to the north City limits.

Reduce the speed limit from 45 mph to 35 mph on Higley Road from Thomas Road to a point 150 feet north of Thomas Road.

Reduce the speed limit from 40 mph to 35 mph on Higley Road from a point 150 feet north of Thomas Road to a point 650 feet north of Thomas Road.

Increase the speed limit from 30 mph to 35 mph on Higley Road from a point 650 feet north of Thomas Road to the north City limits.

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

On the north side of Decatur Street from Power Road to a point 240 feet east of Power Road.

On the north side of Decatur Street from a point 650 feet east of Power Road to a point 1,084 feet east of Power Road.

On the south side of Decatur from Power Road to a point 315 feet east of Power Road.

c. Speed limits: 10-4-3 (45 mph) – Ordinance No. 4068.

Reduce the speed limit from 50 mph to 45 mph on Ellsworth Road from US 60 to Guadalupe Road.

Mayor Hawker advised that this item was removed from the consent agenda at the request of Councilmember Thom.

Councilmember Thom expressed opposition to this agenda item. She commented that Ellsworth Road south of Guadalupe Road becomes a County road with a speed limit of 55 mph and that the proposed reduction would create a 10 mph difference between the County and City areas. She stated that an unfortunate accident occurred in the area which was not caused by speed, drugs or alcohol and that she doubted that a reduction in the speed limit would actually reduce the incidence of accidents in the area. Councilmember Thom suggested that instead of adopting the ordinance, that the Council direct staff to research the possibility of installing a traffic light at the southernmost driveway of the existing shopping center near the intersection of Ellsworth and Baseline Roads.

Councilmember Thom briefly recounted a similar ordinance which was presented to the Council several months ago, wherein the Transportation Advisory Board had recommended a reduction in speed limit from 50 to 45 mph on Sossaman Road from Guadalupe to Elliot Road. She noted that at that time, the Council did not adopt the ordinance.

Mayor Hawker cautioned Councilmember Thom that the agenda item is to reduce the speed limit from 50 to 45 mph on Ellsworth Road from US 60 to Guadalupe Road and not to consider the installation of a traffic light at the intersection of Ellsworth and Baseline Roads. He commented that if the Council would like to direct staff to research the issue, a presentation could be made to the Council at a future meeting.

It was moved by Councilmember Thom not to reduce the speed limit on Ellsworth Road from US 60 to Guadalupe Road.

Traffic Engineer Alan Sanderson provided the Council with a brief overview of this issue.

Mayor Hawker declared the motion died for lack of a second.

It was moved by Councilmember Jones, seconded by Councilmember Whalen, that Ordinance No. 4068 be adopted.

Councilmember Thom reiterated her previous comments and voiced opposition to the motion. She stated that with a reduction of the speed limit on Ellsworth Road, she foresees the area becoming a photo radar trap and that the City will be doing a great disservice to Mesa residents.

Councilmember Whalen expressed support for the motion and stated the opinion that photo radar vans save lives because motorists generally slow down when they see them.

Mayor Hawker voiced support for the motion and commented that it is appropriate to reduce the speed limit on Ellsworth Road from US 60 to Guadalupe Road due to the increased development and traffic volumes in that area of the City.

Upon tabulation of votes, it showed:

AYES - Hawker-Griswold-Jones-Kavanaugh-Walters-Whalen  
NAYS - Thom

Mayor Hawker declared the motion carried by majority vote and Ordinance No. 4068 adopted.

- \*d Amending Sections of the Uniform Building Administrative Code to eliminate the current requirement to obtain permits and inspections for specific types of replacement and new appliances in residential households – Ordinance No. 4067.

11. Consider a resolution and ordinance modifying rate schedules for Irrigation Water Service – Resolution No. 8027 and Ordinance No. 4069.

It was moved by Vice Mayor Kavanaugh, seconded by Councilmember Jones, that Resolution No. 8027 and Ordinance No. 4069 be adopted.

Carried unanimously.

\*12. Write-off of utility and miscellaneous accounts in the amount of \$359,512.00.

\*13. Consider a notice of intention setting June 30, 2003 as the date for the public hearing to revise electric, natural gas, wastewater, water and solid waste rates, rate components, fees and/or service charges.

14. Consider the following subdivision plats:

- \*a. “VAL VISTA GATEWAY UNIT 2,” – (Council District 6) – 1945 South Val Vista Drive (east side) 3 C-2 commercial lots (7.40 acres) Val Vista – Gateway, L.L.C., owner; O’Neill Engineering, Inc., engineer.
- \*b. “LOT 2 THE SHOPS AT SOSSAMAN,” - (Council District 6) – 7600 block of East Guadalupe Road (south side) 4 C-2 commercial lots (6.19 acres) Sossaman Square Associates, LLC, owner; Superior Surveying Services, Inc., engineer.
- c. “VILLA TUSCANO,” – (Council District 5) – 3704 East McKellips Road (north side) 33 R1-35 PAD single residence lots (38.06 acres) David Day, owner; Allen Consulting Engineers, Inc., engineer.

Councilmember Whalen declared a potential conflict of interest and said he would refrain from discussion/participation in this agenda item.

It was moved by Councilmember Walters, seconded by Councilmember Griswold, that the subdivision plat located at 3704 East McKellips Road, be approved.

Upon tabulation of votes, it showed:

AYES - Hawker-Griswold-Jones-Kavanaugh-Thom-Walters  
NAYS - None  
ABSTAIN - Whalen

Mayor Hawker declared the motion carried unanimously by those voting.

- \*d. “MCKELLIPS PROFESSIONAL CENTER,” – (Council District 1) – 535 East McKellips Road (south side) 1 C-2 PAD office condominium lot (3.23 acres) McKellips Professional Center, L.L.C., owner; JMA Engineering Corporation, engineer.

15. Items from citizens present.

There were no items from citizens present.

16. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:50 p.m.

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KENO HAWKER, MAYOR

ATTEST:

\_\_\_\_\_  
BARBARA JONES, 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 19<sup>th</sup> day of May 2003. I further certify that the meeting was duly called and held and that a quorum was present.

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BARBARA JONES, CITY CLERK

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