

## **CITY COUNCIL AGENDA**

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

Monday, January 7, 2008  
5:45 P.M.

Invocation by Reverend Mary Bullis, Red Mountain United Methodist Church.

Pledge of Allegiance.

Mayor's Welcome.

Mayor's State of the City address.

### **CITIZEN PARTICIPATION**

All citizens are permitted and encouraged to speak on agenda items. If you are interested in speaking on an agenda item, please fill out a blue card in the back of the room and give it to the City Clerk. When the Council considers the item, you will be called to the podium to provide your comments.

### **CONSENT AGENDA**

All items listed with an asterisk (\*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the Consent Agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

***(Members of the Mesa City Council will attend either in person or by telephone conference call).***

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1. Take action on all consent agenda items.
- \*2. [Approval of minutes](#) of previous meetings as written.
3. Conduct a public hearing prior to release of the petition for signatures for the following proposed annexations:
  - 3a. [A07-38 \(District 6\)](#) Annexing land located south and east of Ellsworth Road and Pecos Road (0.01 ± ac). Initiated by the property owner, Williams Gateway Airport Authority.
  - 3b. [A07-39 \(District 6\)](#) Annexing land located south and west of Ellsworth Road and Pecos Road (0.08 ± ac). Initiated by the property owner, Williams Gateway Airport Authority.
4. Take action on the following liquor license applications:
  - \*4a. Commemorative Air Force Arizona Wing Museum  
  
This is a one-day charitable event to be held on Saturday, March 15, 2008 from 4:00 P.M. to 12:00 Midnight at 2017 N. Greenfield Road. **(District 5)**
  - \*4b. St. Bridget's Knights of Columbus  
  
This is a one-day fraternal event to be held on Sunday, January 27, 2008 from 4:00 P.M. to 7:00 P.M. at 2213 N. Lindsay Road. **(District 5)**
  - \*4c. [Club Seis Frias](#)  
  
New Bar License for Club Seis Frias, 111 S. Dobson Road, Suite #108, Kathleen Concepcion Frias – Individual. This is an existing building with no previous liquor license at this location. **(District 3) (Continued to the February 4, 2008 Council Meeting).**

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\*4d. [La Crescenta Mini Mart](#)

New Beer & Wine Store License for La Crescenta Mini Mart, 2114 W. Main Street, La Crescenta LLC – Applicant, Naveed Ikram – Agent. This is an existing business with no previous liquor license at this location. **(District 3)**

\*4e. [Pacific Coast Seafood Market](#)

New Beer & Wine Store License for Pacific Coast Seafood Market, 502 S. Dobson Road, Suite #8, D&J Pacific Ventures, LLC – Applicant, Jenny Shan Ng – Agent. The previous Beer & Wine Store license held at this location by Tuan Thai Le will revert back to the State. **(District 3)**

\*4f. [La Roca Mexican Peruvian Grill](#)

New Restaurant License for La Roca Mexican Peruvian Grill, 1440 S. Country Club Drive, Suite #3, April Louise Hansen – Individual. This is an existing business with no previous liquor license at this location. **(District 3)**

5. Take action on the following contracts:

\*5a. [Library System Radio Frequency Identification \(RFID\)](#)  
Project Equipment for the Main Library

The Procurement Services Department recommends authorizing purchase from Maricopa County contract with 3M™ Library Systems at \$383,466.34, including applicable use tax. Funding is available from State Grants-in-Aid (SGIA) grant (\$24,000), Library Technology and Services Act grant (\$50,000), Used Book Sale funds (\$171,000) and Library's Operational Budget (\$138,466.34).

\*5b. [Supply Contract for 800 MHz Radio Equipment](#) for the  
Communications Department

The Procurement Services Department recommends authorizing purchase off City of Phoenix Contract #P-7288-05 from Motorola at \$162,450.00, including applicable sales tax.

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- \*5c. [Ten \(10\) Replacement Vehicles](#) for Various City Departments (Funded through Fleet Services' Vehicle Replacement Program)

The Procurement Services Department recommends authorizing purchase from the State of Arizona contract with Midway Chevrolet at \$138,622.97 and Courtesy Chevrolet at \$66,597.65, for a total of \$205,220.62, including applicable sales tax.

- \*5d. [Three-Year Supply Contract for Leather Work Gloves](#) for Warehouse Inventory

The Procurement Services Department recommends awarding the contract to the low responsive, responsible bid from Granberry Supply/Hose Power USA dba Complete Safety of Phoenix at \$41,712.84 annually, based on estimated requirements.

- \*5e. [One-Year Supply Contract for Bulk Methanol](#) for the Utilities Department, Water Division

The Procurement Services Department recommends awarding the contract to the low responsive, responsible bid from Western States Petroleum at \$320,000.00 annually, based on estimated requirements.

- \*5f. [Three-Year Supply Contract for Traffic Sign Posts](#) for Warehouse Inventory

The Procurement Services Department recommends awarding the contract to the low responsive, responsible bid from Pacific Products & Services at \$91,138.24 annually, based on estimated requirements.

- \*5g. [Supply Contract and Maintenance Services for Fire Extinguishers](#) for the Fire Department

The Procurement Services Department recommends authorizing purchase off State of Arizona Contract #EPS0700110-1 with American Fire Equipment Sales and Service Corp. at \$43,320.00, including applicable sales tax.

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- \*5h. [Purchase of Three \(3\) Replacement High Dump Capacity Mechanical Street Sweepers](#) for Transportation, Field Operations (Partially MAG Funded) **(Single Bid)**

The Procurement Services Department recommends authorizing purchase from the single bidder, Balar Equipment Corp. at \$641,839.40, including applicable sales tax. Funding is available from Congestion Mitigation Air Quality (CMAQ) grant funds (\$189,724) and Fleet Services Vehicle Replacement Program budget (\$452,115.40).

- \*5i. [Computerized Maintenance Management System](#) for Mesa's Transportation Department as requested by the Information Technology Department and recommended by the Transportation and Infrastructure Committee. **(HURF Funded)**

The Procurement Department recommends the purchase from Motorola for an amount not to exceed \$628,107.52 including applicable taxes.

Committee Recommendation: Approval. (Vote: 3-0)

- 5j. [Falcon Field Airport - Northwest Area Storm Drain](#), City of Mesa Project No. 06-015-001. **(District 5)**

This project will construct approximately 1,800 lineal feet of new 30-inch and 36-inch diameter storm drain to connect the existing piping in the streets in the northwest quadrant to the existing airport retention basin.

Recommend award to the Low Bidder, Kelco L.L.C., in the amount of \$194,000.00 plus an additional \$19,400.00 (10% allowance for change orders) for a total award of \$213,400.00. Funding is available from the approved FY 07/08 Falcon Field Airport Capital Program.

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- \*5k. [Rhodes Junior High School Pool Rehabilitation](#), City of Mesa  
Project No. 01-861-001. **(District 3)**

This project will rehabilitate the Rhodes Junior High School swimming pool by repairing and upgrading the pool. When completed, the renovations will ensure that Mesa Public Schools will have a facility to meet current and future swimming (curriculum and competition) needs and the City of Mesa Parks and Recreation Department will have an updated pool capable of providing city residents with various levels of swimming activities, including a splash pad and destination amenity.

Recommend award of the design phase services contract to the Contract Manager at Risk, Sun Eagle Corporation, with the Guaranteed Maximum Price (GMP) of \$43,340.00. Funding is available from Quality of Life Funds.

6. Introduction of the following ordinances and setting January 22, 2008, as the date of the public hearing on these ordinances:

- \*6a. [Amending Title 4, Chapter 1 of the Mesa City Code relating to the Administrative Code.](#)

- \*6b. [Amending various sections of the Mesa City Code](#) regarding the following traffic modifications:

Prohibiting Left Turns From Driveways: 10-3-15

On the east and west sides of Power Road with centerlines approximately 530 feet south of McDowell Road and to install a raised median. **(District 5)**

Special Stops Required: 10-3-17

On Ray Road from the west City limits to the east City limits. **(District 6)**

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

On Ray Road from the west City limits to the east City limits. **(District 6)**

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Speed Limits: 10-4-3 (45 mph)

Establishing a speed limit of 45 mph on Ray Road from Signal Butte Road to Mountain Road. **(District 6)**

Establishing a speed limit of 45 mph on Warner Road from Signal Butte Road to Mountain Road. **(District 6)**

- \*6c. [A07-03 \(District 5\)](#) Annexing Maricopa County Right-of-Way for Ellsworth Road between Princess Drive and Adobe Road upon consent for such annexation by Maricopa County's governing body, as required by ARS §9-471 (N). (8.90 ± ac).
- \*6d. [A07-04 \(District 6\)](#) Annexing Maricopa County Right-of-Way for Ellsworth Road between Portabella Avenue and Elliot Road upon consent for such annexation by Maricopa County's governing body, as required by ARS §9-471 (N). (7.11 ± ac).
- \*6e. [A07-05 \(District 6\)](#) Annexing Maricopa County Right-of-Way for Ellsworth Road between Warner Road and Ray Road upon consent for such annexation by Maricopa County's governing body, as required by ARS §9-471 (N). (11.66 ± ac).
- \*6f. [A07-09 \(District 5\)](#) Annexing Maricopa County Right-of-Way for a portion of Ellsworth Road north of University Drive upon consent for such annexation by Maricopa County's governing body, as required by ARS §9-471 (N). (0.80 ± ac).
- \*6g. [A07-10 \(District 6\)](#) Annexing Maricopa County Right-of-Way for Ellsworth Road between Pecos Road and Germann Road upon consent for such annexation by Maricopa County's governing body, as required by ARS §9-471 (N). (11.72 ± ac).
- \*6h. [A07-06 \(District 5\)](#) Annexing land located north and west of Hawes Road and McDowell Road (1.01 ± ac). Initiated by the property owner, Brian Rogerson.

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- \*6i. [A07-23 \(District 5\)](#) Annexing land located west of Hawes Road south of McDowell Road (1.13 ± ac). Initiated by the property owner, Thomas Kane.
- \*6j. [Z07-114 \(District 6\)](#) The 2800 to 3600 block of South Ellsworth Road (east side) and the 9200 to 10000 block of East Elliot Road (north side). Located east of Ellsworth Road and North of Elliot Road (288± acres). Rezone from AG, C-2, and M-1 to C-2 DMP, PEP DMP, and M-1 DMP. This request will allow the development of an Industrial/Employment Park. Paul B. Matthews, owner, Ernest Amponsah, David Evans & Associates, Inc., applicant; Robert G. Byall - David Evans & Associates, Inc., engineer. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

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

- \*6k. [Z07-117 \(District 6\)](#) The 3100 block of South Power Road (east side). Located south of Guadalupe Road on the east side of Power Road (15.6± acres). Rezone from R1-43 to R-4 PAD and C-2 PAD, and Site Plan Review. This request will allow for the development of multi-residential, office, and retail uses. Gabriel Saia, Jr., Saia Enterprises, Inc., owner; Jason Ottman, Trammell Crow Residential, applicant; Timothy Huval, Kland Consulting Civil Engineers, L.L.C., engineer. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

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

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- \*6l. [Z07-118 \(District 5\)](#) The 3300 block of north Recker Road (west side). Located south of Thomas Road on the west side of Recker Road (25± acres). Rezone from M-1 to M-1-BIZ, and Site Plan Review. This request will allow the development of a commercial/office development. Greg P. Troast, owner; Robert Lorenzana, RCAA, Inc., applicant; Leonard J. Swartz, Olsson Associates, engineer. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: Approval with Conditions. (Vote: 6-1 with Boardmember Esparza nay).

- \*6m. [Z07-120 \(District 6\)](#) 423 South Signal Butte Road. Located on the south side of Broadway Road and the east side of Signal Butte Road (13.5± acres). Rezone from R1-6-PAD to R1-6 and C-2 and Site Plan Review for the development of a neighborhood commercial center for the western most 4.64 acres of the property. Tom Alford, DeRito Partners Development, Inc., owner; Michelle Santoro, Whitley Morris, P.L.C., applicant; Tom Meeks, Erickson & Meeks Engineering, L.L.C., engineer. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

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

- \*6n. [Z07-121 \(District 6\)](#) 5404 East Southern Avenue. Located east of Higley Road on the north side of Southern Avenue (1.20± acres). Rezone from O-S PAD to O-S BIZ and Site Plan Modification. This request will allow for the development of a hospice facility. Robb Corwin, Great Days Investment, LLC, owner; Robert Briggs, TEBO, LLC, applicant; Michael Roberts, Del Rio Engineering, engineer. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

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

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- \*6o. [Z07-123 \(District 4\)](#) The 200 block of west Vine Avenue (south side) and the 500 block of south Robson (west side). Located south of Broadway Road and east of Country Club Drive (6± acres). Rezone from R-2 to M-1 and Site Plan Review. This request will allow for the development of an auto storage yard. City of Mesa and Mark Vandevier, owners; Richard Thompson, applicant. (**Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.**)

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

- \*6p. [Z07-124 \(District 6\)](#) The 3900 block of south Power Road (east side). Located south of Elliot Road on the east side of Power Road (40 ± acres). Rezone from M-1 and M-2 DMP to M-1 PAD and M-2 PAD with a modification to the Development Master Plan, and Site Plan Modification. This request will allow the development of an office/warehouse complex. Tim Chester, owner; Robert B. Winton, Winton Architects, Inc., applicant. (**Notified property owners.**)

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

7. Take action on the following resolutions:

- \*7a. Approving and authorizing the City Manager to execute a [Development Agreement for City Share Reimbursement between QuikTrip Corporation](#), and the City of Mesa for the reimbursement of \$53,419.00 for regional traffic signal and street lighting improvements that are being required by Mesa in conjunction with a proposed commercial development known as QuikTrip #469 located at 2753 East Baseline Road. Mesa's estimated share will be funded from the approved FY07/08 Streets Capital Program. (**District 2**)

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- \*7b. Approving and authorizing the City Manager to execute a [Development Agreement for City Share Reimbursement between Pecos Commerce Center, LLC](#), and the City of Mesa for the reimbursement of \$18,871.00 for regional street lighting improvements that are being required by Mesa in conjunction with a proposed commercial development known as Pecos Commerce Center located at 7931 East Pecos Road. Mesa's estimated share will be funded from the approved FY07/08 Streets Capital Program. **(District 6)**
- \*7c. Approving and authorizing the City Manager to execute a [Grant Agreement with Maricopa County](#) to secure grant funds in the amount of \$129,401 from the 2007 Byrne Justice Assistance Grant Program for wireless access for Police Department personnel.
- \*7d. Approving and authorizing the City Manager to execute a [Grant Agreement with the Arizona Criminal Justice Commission](#) to secure grant funds in the amount of \$43,188 to provide training for the Forensic Services Unit of the Police Department.
- \*7e. Approving and authorizing the City Manager to execute a [Grant Agreement with the Arizona Criminal Justice Commission](#) to secure grant funds in the amount of \$25,687 for overtime incurred by the Forensic Services Unit of the Police Department.
- \*7f. Approving and authorizing the City Manager to execute a [Grant Agreement with the Governor's Office of Highway Safety](#) to secure grant funds in the amount of \$69,000 for overtime and equipment for the 2008 DUI Task Force Enforcement Program.

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- 7g. Approving and authorizing the City Manager to execute a [Grant Agreement with the Governor's Office for Children, Youth and Families](#) to secure pass through grant funds in the amount of \$19,581 for A New Leaf. **(Related to Item 7h)**
- 7h. Approving and authorizing the City Manager to execute an [Agreement with A New Leaf](#) to administer the grant funds in the amount of \$19,581 received from the Governor's Office for Children, Youth and Families. **(Related to Item 7g)**
- \*7i. Approving and authorizing the City Manager to execute a [Memorandum of Understanding with the U.S. Immigration and Customs Enforcement](#) to provide one detective to the Financial Crimes Unit.
- \*7j. Approving and authorizing the City Manager to execute a [Grant Agreement with the Arizona Department of Homeland Security](#) to secure grant funds in the amount of \$10,000 for equipment and training for the Police Department's Terrorism Liaison Officer Program.
- \*7k. Approving and authorizing the City Manager to execute a [Grant Agreement with the Arizona Department of Homeland Security](#) to secure grant funds in the amount of \$250,000 for equipment and training for the Police Department's Rapid Response Team.
- \*7l. Approving and authorizing the City Manager to execute a [Grant Agreement with the Arizona Department of Homeland Security](#) to secure grant funds in the amount of \$230,000 to improve security features to the Public Safety Communications Building.
- \*7m. Approving and authorizing the City Manager to execute an [Intergovernmental Agreement with Arizona Game and Fish Commission](#) regarding the stocking of fish at Mesa's urban fishing lakes.
- \*7n. Authorizing the City Manager to contract with [Great-West Retirement Services](#) to become the City's primary deferred compensation provider.

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8. Discuss, receive public comment, and take action on the ordinances introduced at a prior Council meeting. Any citizen that wants to provide comment should submit a blue card to the Clerk before the item is voted on. If a citizen wants to comment on an item listed with an asterisk (\*), a blue card must be given to the Clerk before Council votes on the consent agenda.

- \*8a. [Amending various sections of the Mesa City Code](#) regarding the following traffic modifications:

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

On Mesquite Canyon from Guadalupe Road to the south side of Olla Avenue. (south of Guadalupe Road and east of Ellsworth Road) **(District 6)**

On Pierpont from 48<sup>th</sup> Street to Banner Gateway Drive. (north of Baseline Road and west of Higley Road) **(District 6)**

On Wildrose from the south side of Knowles Avenue to a point 210 feet north of Baseline Road. (north and south of Baseline Road and east of Crismon Road) **(District 6)**

On 48<sup>th</sup> Street from Pierpont to the centerline of US 60. (north of Baseline Road and west of Higley Road) **(District 6)**

On 96<sup>th</sup> Street from Guadalupe Road to a point 210 feet north of Guadalupe Road. (north of Guadalupe Road and east of Ellsworth Road) **(District 6)**

Speed Limits: 10-4-6 (30 mph)

Increasing the speed limit from 25 mph to 30 mph on Pierpont from 48<sup>th</sup> Street to Baseline Road. (north of Baseline Road and west of Higley Road) **(District 6)**

Increasing the speed limit from 25 mph to 30 mph on 48<sup>th</sup> Street from Hampton Avenue to Pierpont. (north of Baseline Road and west of Higley Road) **(District 6)**

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- 8b. [Z07-113 \(District 3\)](#) The 1500 block of South Alma School Road. Located north of the US60 Freeway and west of Alma School Road (95± acres). Council Use Permit. This request will allow the development of a Freeway Landmark Monument sign. Macerich Fiesta Mall Adjacent, LLC – Garrett Newland, Vice President Development, Westcor, owner/applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)***

P&Z Recommendation: No Recommendation.

DRB Recommendation: Approval with Conditions. (Vote: 5-0 with Boardmembers DiBella and Clark absent).

- \*8c. [Z07-115 \(District 5\)](#) 3061 North Sossaman Road. Located east of Sossaman Road north of McDowell Road (1.31±ac.). Rezone from Maricopa County R1-35 to City of Mesa R1-35. For the establishment of City of Mesa zoning on recently annexed property. Bela and Eva Marie Bunkoczy, owner; City of Mesa, applicant.

PHO Recommendation: Approval with Conditions.

- 8d. [Z07-116 \(District 6\)](#) 6860 East Warner Road. Located north of Warner Road east of Power Road (0.72± ac.). Site Plan Review. This request will allow for the development of a bank within the Gateway Norte Business Park. Donna Esposito, GCB Investment Properties, owner; JD Berryman, K & I Architects, applicant. ***(Notified property owners and held a neighborhood meeting.)***

PHO Recommendation: Approval with Conditions.

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9. Take action on the following subdivision plat:
  - \*9a. **“GHOST RIDER” (District 5)** The 8000 to 8200 block of the East Thomas Road alignment (south side) and the 3400 to 3500 block of North 80<sup>th</sup> Street (east side) located west of Hawes Road and south of Thomas Road. 32 R1-35 PAD single residence lots (29.01 ac) Alla Schell, trustee of the Schell Family Trust, Robert L. Watson, Calvin M. and Marilyn L. Uhl, Ronald D. and Cheryl J. Barron, G. Brent Stolworthy, member, G. Brent Stolworthy, L.L.C., Christopher Haws, Deland J. and Carrie J. Bentz, James and Janae Jarnagin, Joseph and Dorothy A. Coia, trustees of the Coia Family Living Trust, Jason T. and Natalie J. Lawlor, Timothy I. and Carmen D. Murphy, Dennis and Heather Duncan, Anthony and Allison Taylor, Austin and Lynn Goodale, Brenda Palmer, member, GSW Investments, L.L.C., Randy Bassett, Jason and Kala Laos, Earl and Nancy Lebovitz, Michael C. Graves, Jerry and Mary Barron, Ronald Neal and Joni Lisa Trout, Elane Palmer, trustee, Tierra Este Trust, member, Next Generations, L.L.C., owners; Greg Allen, Allen Consulting Engineers, Inc., engineer.
10. Items from citizens present. (Maximum of three speakers for three minutes per speaker).