

Mesa City Council Agenda for Monday, January 27, 2003.

The agenda below is for the Mesa City Council meeting on January 27, 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, January 28, 2003 at 9:00 a.m. and 7:00 p.m., Wednesday, January 29 at 7:00 p.m. and Saturday, February 1 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.

Presentation of Proclamation from Salt River Project representatives.

1. Consider consent agenda items, which are indicated below as **(on consent)**.

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

2. Approve minutes of previous meetings **(on consent)**.

3. Consider the following liquor license applications:

- a. DANIEL J. VOLLMER, ASSOC. PASTOR. Special Event License application of Daniel J. Vollmer, Assoc. Pastor, Christ the King Catholic Church, a one day event to be held Saturday, February 8, 2003, from 7:00 p.m. to 11:00 p.m., at 1551 E. Dana Avenue **(on consent)**.
- b. MICHAEL J. BASHA, AGENT. Person transfer Liquor Store License for Food City 123, 822 S. Alma School Road. This is an existing business. This transfer is from Harold E. Gaubert, Agent, SWNG LLC. This license will transfer to the applicant **(on consent)**.
- c. JAVIER MURRIETA-GAMEZ, INDIVIDUAL. New Beer and Wine Store License for Murrieta's Carniceria, 1109 E. Main Street. This is an existing building. No previous liquor license at this location **(on consent)**.
- d. PATRICK UHEGWU, MEMBER. New Beer and Wine Store License for University Farmers Market, 812 E. University Drive. This is an existing business. The Beer and Wine Store License previously held at this location by Frank J. Saco, Individual, University Farmers Market. This license will revert back to the State **(on consent)**.
- e. JUDY A. HAMIK, AGENT. New Restaurant License for Alaska Bistro, 1925 S. Sossaman, Ste. 101. This is a new building currently under construction. No previous liquor licenses at this location **(on consent)**.

- f. DAVID N. CANDLAND JR., AGENT. New Restaurant License for Papi's Pasta & Pizza, 6447 E. Southern Avenue. This is an existing building. The license previously held at this location by William Howard, Agent, Black-eyed Pea USA, Inc. was closed November 20, 2001 **(on consent)**.
4. Consider the following contracts:
- a. Two-year renewal of the supply contract for pipe repair clamps for gas, sewer and water service as requested by Materials & Supply Division. The Purchasing Division recommends exercising the two-year renewal with the original low bid by Arizona Water Works at \$29,550.91 based on estimated annual requirements **(on consent)**.
- b. Glass beads for traffic marking paint for warehouse inventory as requested by the Transportation Division. The Purchasing Division recommends authorizing purchase from the Arizona Department of Transportation (ADOT) contract with Potter Industries, Inc. at \$36,356.22 based on estimated purchases for the remaining 6-month term of the contract **(on consent)**.
- c. One disaster response trailer as requested by the Fire Department. The Purchasing Division recommends accepting the only bid by Hackney Emergency Vehicles at \$127,646.11 including applicable sales tax **(on consent)**.
- d. Two-year renewal of the supply contract for T-Shirts as requested by the Parks, Recreation and Cultural Division. The Purchasing Division recommends exercising the two-year renewal with GK Sportswear and Arizona Wholesale Embroidery and Screenprinting for annual purchases estimated at \$105,000.00 **(on consent)**.
- e. One replacement tilt frame rolloff refuse truck for Solid Waste. The Purchasing Division recommends accepting the low bid by Cunningham Commercial Vehicles of Chandler at \$118,349.27 including applicable taxes and extended warranties on the engine and transmission **(on consent)**.
- f. Mesa City Plaza 1st Floor Security Station. City of Mesa Project No. 01-128.1. This project proposes to relocate the lobby security station to a more central location near the elevators. Recommend award to low bidder, Niche Contractors Inc., in the amount of \$65,605.00 plus an additional \$6,560.50 (10% allowance for change orders) for a total award of \$72,165.50.

Councilmember Jones moved approval
Councilmember Walters seconded the motion.
Motion carried 7-0

5. Introduction of the following ordinances and setting February 3, 2003 as the date of public hearing on these ordinances:
 - a. Z02-37 The northwest corner of Broadway and 63rd Street (1 ac.). Rezone from OS to OS P.A.D. This case involves a Planned Area Development (P.A.D.) overlay district to facilitate individual ownership of an existing building. Robert Scharber, owner; Paul Devers, applicant **(on consent)**.
 - b. Z02-38 The 100, 200 and 300 blocks of North Fraser Drive West, North Fraser Drive and North Fraser Drive East (42.22 ac.). Rezone from R-2, R-3 and R1-9 to R-2 HP, R-3 HP, and R1-9 HP. This case involves an Historic District (H.P.) overlay of the Fraser Fields subdivision. Various, owner; City of Mesa, applicant **(on consent)**.
 - c. Z02-39 The 7500 block of East Broadway, south side (2.14 ac.). Rezone from OS to C-1 and Site Plan Modification. This case involves the development of office buildings. Louis Greco, owner; Vince Di Bella; Saemisch Di Bella Architects, applicant **(on consent)**.
 - d. Z02-40 The northwest corner of Stapley Drive and Inverness Avenue (1.63 ac.). Site Plan Modification. This case involves the development of a Chick-fil-a restaurant. Equilon Enterprises, L.L.C., owner; Susan Stewart, L.E.A.D.S., applicant **(on consent)**.

6. Consider the following resolutions:
 - a. Granting a Power Distribution Easement to Salt River Project at 10550 East Baseline Road. This easement covers electric facilities needed to provide power for Fire Station 217 **(on consent)**.
 - b. Granting an easement to Salt River Project at the intersection of Val Vista Drive and McLellan Road. This easement covers SRP facilities relocated at the City's request **(on consent)**.
 - c. Granting a Power Distribution Easement to Salt River Project for Desert Wells Pump Station at 6102 East McDowell Road. This easement covers facilities needed to provide power to the Desert Wells Pump Station **(on consent)**.
 - d. Extinguishing a 3-foot wide Public Utilities Easement on Lot 27 of Teri Estates at 1012 South Stapley Drive. This easement is no longer required and conflicts with the approved plat **(on consent)**.
 - e. Deleted **(on consent)**.
 - f. Authorizing the City Manager to execute a Development Agreement for City Share Reimbursement between Southern Point Casitas LLC, an Arizona Limited Liability Company, and the City of Mesa, for the reimbursement of regional offsite improvements that are being required by Mesa in conjunction with the proposed

development of Southern Point Casitas located on the southeast corner of South Lindsay Road and East Southern Avenue **(on consent)**.

- g. Authorizing the City Manager to execute a Development Agreement for City Share Reimbursement between the QuickTrip Corporation, an Oklahoma Corporation, and the City of Mesa, for the reimbursement of regional offsite improvements that are being required by Mesa in conjunction with the proposed development of a QuickTrip located at 339 North Power Road **(on consent)**.
- h. Authorizing support for the application of A.R.M. of Save the Family to the Maricopa HOME Consortium for funding under the HOME Investment Partnerships Program **(on consent)**.
- i. 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 **(on consent)**.
- j. Approving and authorizing the City Manager to execute the Intergovernmental Agreement between the Arizona Department of Water Resources and the City of Mesa regarding the East Valley Water Forum **(on consent)**.
- k. Approving and authorizing the City Manager to execute a Development Agreement for City Share Reimbursement for the development of Longbow Business Park **(on consent)**.
- l. Approving the Memorandum of Understanding between Arizona Bronze Fine Arts Foundry and Gallery (Arizona Bronze) and the City of Mesa, regarding the property located at 260 S. Center Street **(on consent)**.

7. Consider the following ordinances:

- a. Amending Section 8-4-10 of the Mesa City Code pertaining to sewer charges set by separate ordinance as recommended by the Utility Committee **(on consent)**.
- b. Pertaining to development impact fees for storm water drainage facilities; amending Title 5, Chapter 17 of the Mesa City Code relating to development impact fees; and providing penalties for the violation thereof.

Vice Mayor Kavanaugh moved approval.

Councilmember Walters seconded the motion.

Motion failed 3-4.

Mayor Hawker, Vice Mayor Kavanaugh and Councilmember Walters voted yes.

Councilmembers Griswold, Jones, Whalen and Thom voted no.

- c. Deleted **(on consent)**.

- d. Pertaining to development impact fees for parks; amending Title 5, Chapter 17 of the Mesa City Code relating to development impact fees; and providing penalties for the violation thereof.

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

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

- a. Moved to Item #6I **(on consent)**.
- b. Approving possible amendments to the zoning ordinance pertaining to special events, landscaping, and screening, and signage.

Councilmember Whalen moved approval.
Councilmember Walters seconded the motion.
Motion carried 7-0

9. Consider the following recommendations from the Parks and Recreation Board:

- a. Approving entering into an agreement with J. P. Zachs dba Ranch House Restaurant at Dobson Ranch Golf Course with two one-year options, to commence on February 1, 2003 and terminate on December 31, 2007 **(on consent)**.
- b. Approving entering into an agreement with Atlasta Catering Service for a term of three years, with the possibility of two additional one-year extensions at the City's sole option, to commence February 1, 2003 and terminate December 31, 2005 **(on consent)**. **Item continued to February 3, 2003**

10. Consider the following recommendation from the Police Committee:

- a. Approving a limited Neighborhood Nuisance Abatement Process and to evaluate each situation on a case-by-case basis.

Councilmember Walters moved approval
Councilmember Griswold seconded the motion.
Motion carried 7-0

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