

CITY COUNCIL AGENDA

COUNCIL CHAMBERS – 57 EAST FIRST STREET

Thursday, July 8, 2010
5:45 P.M.

Invocation by Pastor Tony Frazee, Gateway Bible Church.

Pledge of Allegiance.

Mayor's Welcome.

Awards, Recognitions and Announcements.

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).

MESA CITY COUNCIL
July 8, 2010
Page 2

1. Take action on all consent agenda items.
- *2. Approval of minutes of previous meetings as written.
3. Take action on the following liquor license applications:
 - *3a. Dobson Ranch HOA

This is a one day civic event to be held on Friday, July 16, 2010 from 6:30 p.m. to 9:30 p.m. at 2719 S. Reyes.
(District 3)
 - *3b. CVS Pharmacy 5814

Person to Person Location to Location Transfer of a Liquor Store License for CVS Pharmacy 5814, 9950 E. Guadalupe Road, German Dobson CVS LLC – Jason Barclay Morris, Agent. This location presently has a Beer & Wine Store License held under Crismon Mesa CVS LLC that will revert back to the State. **(District 6)**
4. Take action on the following contracts:
 - *4a. Term Contract for Graffiti Abatement Services for the Transportation Department **(Citywide)**

The Purchasing Division recommends awarding the contract to the lowest, responsive and responsible bidder, Graffiti Protective Coatings, Inc. at \$138,500 annually, based on estimated annual requirements.
 - *4b. Purchase of Eight (8) New Portable Radios and Accessories for the Police Department (Fully Funded by 2009 Federal Homeland Security Program, Urban Area Security Initiative Grant) **(Citywide)**

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Motorola at \$48,010.53, including applicable sales tax.

MESA CITY COUNCIL
July 8, 2010
Page 3

*4c. Six Month Extension on the Term Contract for Class 250 Gas Meters for the Energy Resources Department (Citywide)

The Purchasing Division recommends authorizing a six month extension with Measurement Control Systems in the amount of \$143,910, based on estimated requirements.

*4d. Two Month Extension of the Term Contract for Tires for the Warehouse and Fire Maintenance Inventory (**Citywide**)

The Purchasing Division recommends authorizing a two month extension through the State of Arizona contract with Goodyear Tire & Rubber Company in the amount of \$140,000, including applicable sales tax, based on estimated requirements.

*4e. Consolidated Canal Multi-Use Path - Phases IIA and IIB, Eighth Street to Lindsay Road (**District 2**)

City Project 01-272-001. This project will construct a 10-foot wide multi-use concrete pathway with center striping and signage along the east side of the Consolidated Canal, from Eighth Street to Lindsay Road. Electrical conduits and boxes are being installed for future lighting, if desired; installation of a pedestrian bridge over the canal between Eighth Street and Main Street, and a rest stop at Lindsay Road with shade structure, seating, and drinking fountain.

Recommend award to the low bidder, HW Johnson Concrete Construction LLC, in the amount of \$565,021.96, plus an additional \$56,502.20 (10% allowance for change orders) for a total award of \$621,524.16. This project will be fully funded with a Federal grant from the American Recovery and Reinvestment Act (ARRA) stimulus monies.

*4f. Falcon Field Airport Storm Drain Safety Improvements
(District 5)

City Project 06-078-001. This project will install new flush-mounted storm drain inlets and outlets on existing pipe culverts that will eliminate protruding, unprotected pipe ends that currently exists on the storm drains that parallel the runways; re-grade and flatten cross slopes on the unpaved areas adjacent to Runway 4L-22R, and install grouted riprap erosion protection on the retention basin side slopes adjacent to the end of Runway 4L. The proposed improvements will reduce the potential for damage to aircraft that leave the runways, taxiways, and unpaved areas adjacent to the runways and taxiways.

Recommend award to the low bidder, Norquay Construction, Inc., in the amount of \$379,930.65, plus an additional \$37,993.07 (10% allowance for change orders) for a total award of \$417,923.72. This project will be funded with \$373,569.00 in Federal Administration grant funds and \$44,354.72 available in the adopted FY 2010/11 Falcon Field Airport Capital Program. An aviation grant application will be submitted to the State of Arizona Department of Transportation which, if approved, will cover 50% of the City's local match for the project.

4g. Term Contract for Police Towing Services for the Police Department **(Citywide)**

The Purchasing Division recommends awarding contracts to the highest scored proposals, Apache Sands Service Center, Inc. dba Apache Sands Towing for Zones 1 and 3, and ACT Towing LLC dba All City Towing for Zones 2 and 4.

5. Take action on the following resolutions:

*5a Extinguishing a portion of a Public Utilities and Facilities Easements at 1714 South Rialto Street. **(District 6)**

The extinguishment of a portion of this easement is necessary for the construction of a backyard swimming pool.

MESA CITY COUNCIL
July 8, 2010
Page 5

*5b. Vacating a portion of Right-of-Way at 2012 W. Southern Avenue. **(District 3)**

A portion of right-of-way at this location is being vacated along Dobson Road to allow the installation of a monument sign for a Circle K Store. A Public Utilities and Facilities Easement is being retained for future street improvements at no cost to the City.

*5c. Approving and authorizing the City Manager to execute a Grant Agreement with the Arizona Criminal Justice Commission (Crime Victim Assistance) to secure grant funds in the amount of \$24,500 for salaries and fringe benefits for the City Prosecutor's Office Victim Services Program.

*5d. Approving and authorizing the City Manager to execute a Grant Agreement with the Arizona Department of Public Safety Victims of Crime Act (VOCA) to secure grant funds in the amount of \$89,486 for salaries and fringe benefits for the City Prosecutor's Office Victim Services Program.

*5e. Designating the City of Mesa to be a recovery zone for purposes of the American Recovery and Reinvestment Act.

*5f. Levying the amount to be raised by a Secondary Property Tax Levy and the rate upon each one hundred dollars (\$100.00) of the assessed valuation of property subject to taxation within the City of Mesa for Fiscal Year ending June 30, 2011. The total dollar amount collected from this proposed levy is consistent with the FY 09/10 levy.

*5g. Approving and authorizing the City Manager to execute a Deed of Release and Reconveyance on the Marc Center of Mesa's property located at 756 South Mesa Drive and release the lien the City has on the property.

*5h. Approving and authorizing the City Manager to execute a Deed of Release and Reconveyance on the Marc Center of Mesa's property located at 422 West Ivyglen and release the lien the City has on the property.

*5i. **Deleted.**

MESA CITY COUNCIL
July 8, 2010
Page 6

*5j. **Deleted.**

*5k. Adopting the Desert Uplands Design Guidelines.

*5l. Supporting the continued negotiations between the City of Mesa and the Chicago Cubs for a city-owned stadium, training, and administration facility for Cactus League Spring Training.

6. Take action on the following resolution and ordinances:

*6a. Take action on resolution approving and authorizing the City Manager to execute a Pre-Annexation Agreement with Rancho Reata LLC for the timely construction of sewer line installation and required on and off-site improvements as a condition of annexation. **(District 6) (Continued from the June 21, 2010 Council meeting)**

*6b. Take action on ordinance regarding **A07-36 (District 6)** Annexing land located on Pueblo Avenue just west of Crismon Road (19.3± acres). Initiated by the property owner, Jeffrey Tang/Rancho Reata LLC. **(Continued from the June 21, 2010 Council meeting)**

*6c. Take action on ordinance regarding **Z10-13 (District 6)** 9828 East Pueblo Avenue. Located west of Crismon Road and south of Broadway Road (19.3± acres). Rezone from Maricopa County R1-43 to City of Mesa R1-43. This request will establish City of Mesa zoning on recently annexed property. Rancho Reata, owner; City of Mesa applicant. **(Continued from the June 21, 2010 Council meeting)**

P&Z Recommendation: Approval with Conditions.
(Vote 4 – 0, Boardmembers Mizner and Coons absent)

*6d. Take action on ordinance regarding **Z10-14 (District 6)** 9828 East Pueblo Avenue. Located west of Crismon Road and south of Broadway Road (19.3± acres). Rezone from R1-43 to R-4 for a Manufactured Home Park. This request will bring the zoning of the property into conformance with the existing land use. Rancho Reata, owner; David Cisiewski, applicant. **(Continued from the June 21, 2010 Council meeting)**

MESA CITY COUNCIL
July 8, 2010
Page 7

P&Z Recommendation: Approval with Conditions.
(Vote 4 – 0, Boardmembers Mizner and Coons absent)

MESA CITY COUNCIL
July 8, 2010
Page 8

7. 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.

*7a. **Z10-16 (District 5)** 6003 East Arbor Avenue. Located north of Broadway Road and east of Recker Road (1.36± acres). . Rezone from C-3 to R-4 and Site Plan Review. This request will allow the expansion of an existing Assisted Living facility.

P&Z Recommendation: Approval with Conditions
(Vote 6 – 0, Boardmember Roberts absent)

*7b. **Z10-18 (District 6)** The Northwest Corner and Southwest Corner of Hawes and Ray Roads. (16± acres). Rezone from AG to C-2 PAD and approval of Design Guidelines for Gateway Park. This request will allow for the development of a mixed use project within the Phoenix Mesa Gateway Airport/Campus.

P&Z Recommendation: Approval with Conditions
(Vote 6 – 0, Boardmember Roberts absent)

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