

COUNCIL MINUTES

April 15, 1999

The City Council of the City of Mesa met in a Study Session in the lower level meeting room of the Council Chambers, 57 East 1st Street, on April 15, 1999 at 7:30 a.m.

COUNCIL PRESENT

Mayor Wayne Brown
Jim Davidson
John Giles
Keno Hawker
Bill Jaffa
Dennis Kavanaugh

COUNCIL ABSENT

Pat Pomeroy

STAFF PRESENT

C.K. Luster
Shelly Allen
Wayne Balmer
Cindy Barris
Neal Beets
Denise Bleyle
Mike Claspell
Dennis Compton
Gil Damiano
Bob Deleon
Jack Friedline
John Geier
Carl Geis
Gerry Gerber
Steve Hancock
Barbara Jones
Wayne Korinek
Ron Krosting
Rich Lorig
Greg Marek
Jeff Martin
Sandy Mason
Frank Mizner
Keith Nath
Terri Palmberg
Ellen Pence
Bill Petrie
David Plumb

STAFF PRESENT (CONT.)

Bryan Raines
Andrea Rasizer
Tom Remes
Becky Richardson
Sharon Seekins
Jenny Sheppard
Jan Strauss
Doug Tessendorf
Lois Underdah
Bill Way
Mindy White
Christine Zielonka
Others

OTHERS PRESENT

Teresa Brice-Heames
Theresa Carmichael
Vince DiBella
Alan Jacobs
Wayne Pomeroy
Robbie Sherwood
Ray Stern
Tom Verploegen
Claudia Walters
Celeste Werner
Dave Wier
Others

(Mayor Brown excused Councilmember Pomeroy from the meeting and Councilmember Jaffa from the beginning of the meeting.)

1. Review items on the agenda for the April 19, 1999 Regular Council Meeting.

All of the items on the agenda were reviewed among Council and staff with no formal action taken. There was specific discussion relative to the following items:
(Items were discussed out of order but for purposes of clarity will remain as listed on the agenda.)

4. Consider the following liquor license applications.

b. H. J. LEWKOWITZ, AGENT

New restaurant license for Ruby Tuesday, 6555 East Southern Avenue, #1542. This is a new business; no previous liquor licenses at this location.

City Manager Charles Luster advised that a protest has been filed in relation to the liquor license application.

Mayor Brown stated that this item will remain off the consent agenda.

6. Introduction of the following ordinances and setting May 3, 1999 as the date for the public hearing on these ordinances.

*b. Amending Section 11-2-2 of the Mesa City Code for Rezoning Case No. CZ99-001TC from TCR-2 and TCB-1 to TCB-2 for an area generally bounded by South Morris, West 3rd Avenue, South Lebaron, and West 2nd Avenue, and adopting an official supplementary zoning map, and providing penalties for the violation thereof.

Councilmember Hawker indicated that he had a potential conflict of interest in connection with the matter now under discussion which he wanted recorded in the minutes of the meeting, and because of such conflict of interest, he would refrain from voting upon or otherwise participating in any manner in connection with same.

Mayor Brown stated that this item will be removed from the consent agenda.

*d. **Z99-19** The 500 through 700 block of South Lindsay Road (west side). Site plan modification (23+/- acres). This case involves the development of a single-residence subdivision.

and

*e. **Z99-25** The 1200 and 1300 blocks of North Ellsworth Road (east side). Rezone from R1-7 and R1-43 to R1-9-PAD (9+/- acres). This case involves the development of a single-residence subdivision.

Councilmember Davidson advised that he will be reviewing these zoning cases in relation to the City's residential development guidelines when presented for Council consideration.

7. Consider the following resolutions.

*a. Authorizing the City Manager to execute an intergovernmental agreement with the Town of Gilbert and the Rio Salado Crossing Multipurpose Facilities District relating to payment of election costs and indemnification for other potential liabilities.

and

*b. Authorizing the City Manager to execute an intergovernmental agreement with the Town of Queen Creek and the Rio Salado Crossing Multipurpose Facilities District relating to payment of election costs and indemnification for other potential liabilities.

In response to questions from Councilmember Hawker, City Clerk Barbara Jones estimated the cost of the upcoming May 18, 1999 Special Election at \$180,000. Ms. Jones reported that the General Election originally anticipated by the Town of Gilbert is now unnecessary but said that the Maricopa County Elections Department has agreed to retain the consolidated election fee of \$.31 per voter. Ms. Jones noted that the Rio Salado Crossing District and the City of Mesa are considered separate entities by Maricopa County, and the County is assessing a fee of \$.31 per voter for both the District and the City of Mesa Special Election (i.e., \$.62 per Mesa voter).

Councilmember Hawker questioned the feasibility of the Town of Gilbert withdrawing from the Rio Salado Crossing Multipurpose Facilities District in an effort to reduce election costs. Assistant City Manager Mike Hutchinson expressed the opinion that the City is committed to proceeding with the District comprised of the City of Mesa and the Towns of Gilbert and Queen Creek.

- *d. Authorizing the City Manager to execute an agreement between the U.S. Bureau of Reclamation, State of Arizona Department of Transportation, Maricopa County, and the Cities of Peoria, Phoenix, Scottsdale, and Mesa to study the feasibility of constructing a multiuse trail along the CAP Canal.

Councilmember Hawker stated support for the study and commended the individual(s) responsible for the proposal.

Bicycle Coordinator Steve Hancock responded to questions from Councilmember Davidson concerning the proposed route. At the request of Councilmember Davidson, Mayor Brown said that this item will be removed from the consent agenda.

2. Hear a presentation by Alan Jacobs regarding Town Center observations.

Mayor Brown welcomed renowned urban planner Alan Jacobs to the meeting.

Redevelopment Director Greg Marek related biographical information and advised that Mr. Jacobs was asked to provide input concerning the development of Mesa's downtown concept plan.

Mr. Jacobs expressed appreciation for the opportunity to appear before Council. Mr. Jacobs presented a slide display illustrating various "downtowns" throughout the world and reviewed design features and advantages/disadvantages of each. Mr. Jacobs provided a comparison of square mile areas among multiple cities.

(Councilmember Jaffa arrived at the meeting at 7:58 a.m.)

Mr. Jacobs spoke concerning the importance of city centers, which are frequently symbolic of community, and discussed issues of diversity, traffic flow (vehicular/pedestrian), parking (including at-grade commercial activity within multi-level garages), comfort and safety, focal points, and current "standards and norms."

(At 8:03 a.m., Mayor Brown excused Councilmember Jaffa from the remainder of the meeting.)

Mr. Jacobs noted opportunities for the City in relation to preservation (historic buildings/homes), streets and alleys, housing, pedestrian activity (comfort/safety), projects such as the anticipated Arts and Entertainment Center, public buildings, and issues of community. Mr. Jacobs offered three recommendations for Mesa's downtown area: a) do not vacate public streets, b) do not widen streets, and c) do not construct additional parking areas. Mr. Jacobs commended Mesa for its streetlights and use of colonnades (but suggested that the City additionally request to be included on the State's list to provide shade trees). Mr. Jacobs related the

"emerging success story" of Walnut Creek, California, in reference to urban design and encouraged the City in its efforts concerning downtown.

Mayor Brown thanked Mr. Jacobs for his time and input.

3. Hear, discuss, and consider a recommendation to organize a Human Relations Advisory Board.

City Attorney Neal Beets outlined a proposal to establish an 11-member citizen Human Relations Advisory Board as recommended by the City's Diversity Team (consisting of 25 City employees). Mr. Beets noted the anticipated objective of the Board to promote diversity and cultural awareness and said that a suggested work plan has been prepared and included in materials presented to Council.

Mr. Beets related a recommendation to merge the Mayor's Committee on Disability Awareness with the Human Relations Advisory Board. Mr. Beets stated that it is anticipated that the Human Relations Advisory Board would assist the City in transitioning to a district system and that the Board would perform tasks delegated by Council.

Mr. Beets recognized members of the Diversity Team present at the meeting and expressed appreciation for their efforts. Mr. Beets advised that if supported by Council, it would be staff's intent to place an ordinance concerning this item on the agenda for introduction at the April 19, 1999 Regular Council Meeting.

Councilmember Davidson referred to the mandatory employee training and annual report recommended by the Diversity Team. Mr. Beets indicated that training of this type was not offered when many individuals were initially employed and that it is the opinion of the Diversity Team that periodic retraining will be of benefit. Councilmember Davidson suggested that the proposed annual report be incorporated into an existing report.

Councilmember Kavanaugh stated support for the recommendations and thanked the Diversity Team for their efforts. Councilmember Kavanaugh noted that the proposal is not a reaction to an incident but is reflective of a change in society.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Davidson, to approve the recommendation of staff to establish a Human Relations Advisory Board.

Vice Mayor Giles spoke in favor of the proposal but encouraged steps to avoid duplication of effort. Mr. Beets stated that it is staff's intent to develop a coordinated approach and to consolidate diversity efforts.

Mayor Brown commented concerning the importance of establishing a role model for the community and encouraging the promotion of diversity and cultural awareness. Mayor Brown thanked the Diversity Team for their work and expressed appreciation for the proactive efforts of staff.

Mayor Brown declared the motion carried unanimously by those present.

4. Acknowledge receipt of minutes of various boards and committees.

- a. General Development Committee meeting held March 15, 1999.
- b. Library Advisory Board meeting held April 6, 1999.
- c. Police Committee meeting held April 8, 1999.
- d. Utility Committee meeting held March 25, 1999.

It was moved by Councilmember Kavanaugh, seconded by Vice Mayor Giles, to acknowledge receipt of the above-listed minutes.

Carried unanimously.

5. Hear reports on meetings and/or conferences attended.

There were no reports on meetings and/or conferences attended.

6. Scheduling of meetings and general information.

City Manager Charles Luster stated that the meeting schedule is as follows:

Monday, April 19, 1999, 5:45 p.m. – Regular Council Meeting (preceded by a Study Session)

Wednesday, April 21, 1999, 3:30 p.m. - General Development Committee Meeting

Thursday, April 22, 1999, 7:30 a.m. - Study Session

Mr. Luster advised that the meeting of the General Development Committee originally scheduled for Friday, May 28, 1999, has been rescheduled to Thursday, May 27.

7. Prescheduled public opinion appearances (maximum of three speakers for three minutes per speaker).

There were no prescheduled public opinion appearances.

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

There were no items from citizens present at this time.

8. Adjournment.

Without objection, the Study Session adjourned at 8:52 a.m.

WAYNE BROWN, MAYOR

ATTEST:

BARBARA JONES, CITY CLERK

Study Session
April 15, 1999
Page 6

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Study Session of the City Council of Mesa, Arizona, held on the 15th day of April, 1999. I further certify that the meeting was duly called and held and that a quorum was present.

Dated this ____ day of _____ 1999

BARBARA JONES, CITY CLERK