

CITY COUNCIL AGENDA

COUNCIL CHAMBERS – 57 EAST FIRST STREET

Monday, November 6, 2006
5:45 P.M.

Invocation by Senior Pastor Mary Bullis, Red Mountain United Methodist Church.

Pledge of Allegiance.

Mayor's Welcome.

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.

1. Take action on all consent agenda items.
- *2. Approval of minutes of previous meetings as written.

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3. Discuss and take action on the appointment of Gary Ray as the Acting Council-appointed City Auditor as recommended by the Finance Committee.
- 3.1 Discuss and take action on the following appointments:
 - a. Debbi Dollar as Assistant City Manager
 - b. Bryan Raines as Deputy City Manager
 - c. Jack Friedline as Deputy City Manager
4. Conduct a public hearing prior to release the petition for signatures for the following proposed annexations.
 - 4a. **A06-23** (District 5) Annexing land located at the northwest corner of Sossaman Road and McDowell Road (1.21 ± ac.). Initiated by the property owner, Las Sendas Community Association.
 - 4b. **A06-24** (District 5) Annexing land located at the northeast corner of Sossaman Road and McDowell Road (1.17 ± ac.). Initiated by property owner, Ronda White.
5. Take action on the following liquor license applications:
 - *5a. St. Bridget's Catholic Church

This is a one-day religious event to be held on Friday, November 17, 2006 from 6:00 P.M. to 11:00 P.M. at St. Bridget's Catholic Church, 2213 N. Lindsay Road. District #5.
 - *5b. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, November 17, 2006 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.
 - *5c. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, December 1, 2006 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

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*5d. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, December 22, 2006 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

*5e. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, January 5, 2007 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

*5f. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, January 19, 2007 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

*5g. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, February 9, 2007 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

*5h. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, February 23, 2007 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

*5i. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Thursday, March 8, 2007 from 6:00 P.M. to 9:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

*5j. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, March 16, 2007 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

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*5k. Back-To-School Clothing Drive Association

This is a one-day charitable event to be held on Friday, March 23, 2007 from 11:00 A.M. to 2:00 P.M. at The Resort, 1101 S. Ellsworth Road. District #6.

*5l. Mesa Superstation

New Beer & Wine Store License for Mesa Superstation, 1560 S. Gilbert Road, Mesa Petroleum LLC - Applicant, Abraham Ganji -- Agent. The Beer & Wine Bar License previously held at this location by Mesa Super Station Car Wash LLC, issued 04/15/1997, will revert back to the State. District #4.

*5m. Basil

New Restaurant License for Basil, 2015 N. Power Road, Basil LLC -- Applicant, Michael Ralph Saquella -- Agent. There is not an active liquor license at this location. District #5.

*5n. Silke's American Grill

New Restaurant License for Silke's American Grill, 2036 N. Gilbert Road, BLSK Management LLC -- Applicant, Chun Tak Hui -- Agent. The Restaurant License previously held at this location by Babcock & Pierce LLC, issued 12/21/2004, will revert back to the State. District #1.

*5o. Viewpoint Restaurant

New Restaurant License for Viewpoint Restaurant, 8700 E. University Drive, Sherwood Forest Licensing Group -- Applicant, Randy D. Nations -- Agent. No previous liquor license at this location. District #5.

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6. Take action on the following contracts:

- 6a. One Police Mobile Command Vehicle as recommended by the Mesa Police Department. (Fully Grant Funded UASI Federal Homeland Security Program)

The Purchasing Division recommends award to the lowest bidder, MBF Industries, Inc. at \$827,755.42, including use tax.

- *6b. Computer Network Equipment, Hardware, Software and Radios for a new Utilities Control Center Hot Back-up Site at the CAP Water Treatment Plant and Remote Telemetry System Upgrade as requested by the Utilities Department, Water Division. (Fully Grant Funded. SHSGP State Homeland Security Grant Program)

The Purchasing Division recommends authorizing purchase from State of Arizona contracts with Able Information Technologies, Inc. for \$136,410.93 and Access Technologies, Inc. for \$263,991.04, and from the Western States Contracting Alliance (WSCA) contract with Hewlett-Packard for \$32,788.48 for a total of \$433,190.45, including contingencies and applicable taxes.

- *6c. Computer Security Software requested by the Information Services Division.

The Purchasing Division recommends authorizing the purchase from the State of Arizona contract with ASAP Software at \$71,906.93, including applicable sales tax.

- *6d. Two Replacement and One Addition Trucks with Roll-Off Refuse Container Systems as requested by the Development Services Department, Environmental Management Division. **(One responsive bid).**

The Purchasing Division recommends award to McCandless of Arizona dba I-10 International Trucks for \$533,745.51, including warranties and applicable sales tax.

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- *6e. One Replacement Front Loading Refuse Truck as requested by the Development Services Department, Environmental Management Division. **(One responsive bid).**

The Purchasing Division recommends award to Freightliner, Sterling, Western Star of Arizona for \$268,359.74, including warranties and applicable sales tax.

- *6f. Three-Year Supply Contract for Barricade Rental Services as requested by the Development Services and Utilities Departments.

The Purchasing Division recommends primary contract award to Trafficade Service, Inc. and secondary contract award to NES Traffic Safety, LP for a combined award of \$1,480,000.00 annually based on estimated expenditures.

- *6g. Ellsworth Sulfide Control Station Improvements, City of Mesa Project No. 01-656-005.

This project involves site improvements to an existing sulfide control station located on the west side of Ellsworth Road, north of Southern Avenue. Improvements include additional asphalt paving and other minor site improvements to improve truck access to the facility.

Recommend award to the low bidder, Krisdan Company, Inc., in the amount of \$39,555.00 plus an additional \$3,955.50 (10% allowance for change orders) for a total award of \$43,510.50. Funding is available from the Wastewater Bond Program.

- *6h. City Well No. 22 (West side of Country Club Drive approximately ½ mile south of Baseline Road) Site Improvements, City of Mesa Project No. 01-471-001.

This project will improve the disposal of water generated with the startup of the well. The project includes some piping changes and will install flow monitoring equipment to improve the operation of this facility.

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Recommend award to the low bidder, Visus, Inc., in the amount of \$117,500.00 plus an additional \$11,750.00 (10% allowance for change orders) for a total award of \$129,250.00. Funding is available from the Water Bond Program.

- *6i. Property Insurance as requested by the City Attorney's Office.

Recommend purchase of Property Insurance Policy from Allianz Insurance Company with coverage of \$200,000,000 per occurrence with a \$50,000 deductible. The cost of this policy is \$266,839.

Recommend purchase of Boiler and Machinery Policy from Hartford Steam Boiler with coverage of \$50,000,000 with a \$10,000 deductible. The cost of this policy is \$11,824.

The total combined award is \$278,663.

- *6j. Excess Liability Insurance as requested by the City Attorney's Office.

Recommend purchase of Excess Liability Insurance from AIG Insurance for \$10,000,000 liability coverage in excess of the City's \$2,000,000 Self-Insured Retention (SIR). The cost of this policy is \$502,687.

Recommend purchase of 2nd layer excess liability insurance from Clarendon American Insurance for an additional \$5,000,000 in liability coverage. The cost of this policy is \$116,000.

Recommend purchase of 3rd layer excess liability insurance from Westchester Surplus Lines for an additional \$10,000,000 in liability coverage. The cost of this policy is \$132,000.

The total combined award is \$750,687.

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- *6k. Aviation Insurance as requested by the City Attorney's Office.

Recommend purchase of Airport Liability insurance from ACE Property & Casualty Company at an annual premium of \$23,802. After a \$14,400 credit for unused premium, the net cost will be \$9,402.

Recommend purchase of Aircraft Hull and Liability insurance from Westchester Fire Insurance Company at an annual premium of \$139,012. After a \$84,103 credit for unused premium, the net cost will be \$54,909.

7. Introduction of the following ordinances and setting November 20, 2006, as the date of the public hearing on these ordinances:

*7a. Amending the Mesa Tax Code (MTC) as a result of the adoption of changes made to the Model City Tax Code (MCTC).

*7b. Amending various sections of the Mesa City Code regarding the following traffic modifications:

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

On the west side of Harris Drive from Mallory Street to a point 132 feet north of Mallory Street (north of McKellips Road west of Gilbert Road, Council District 1).

When signs are erected giving notice thereof, no person may park a vehicle on Monday between the hours of (ten) 10:00 A.M. and (one) 1:00 P.M. on the following streets.

On the west side of July Circle from Brown Road to a point 185 feet south of Brown Road (south of Brown Road and east of Mesa Drive, Council District 1).

When signs are erected giving notice thereof, no person may park a vehicle on Thursday between the hours of (six) 6:00 A.M. and (nine) 9:00 A.M. on the following streets.

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On the east side of July Circle from Brown Road to a point 185 feet south of Brown Road (south of Brown Road and east of Mesa Drive, Council District 1).

- *7c. **A06-14** (District 5) Annexing land located on Main Street east of Ellsworth Road. (20.1 ± ac.). Initiated by Geff Gunsalas, representing the property owner.
- *7d. **A06-20** (District 5) Annexing land located south of the southeast corner of Brown Road and Recker Road (6.85 ± ac.). Initiated by Joseph Huka, one of the property owners.
- *7e. **A06-16** (District 5) Annexing land located on the southwest corner of Thomas Road and Val Vista Drive (202.18 ± ac.). Initiated by Susan Demmitt representing the property owners. **CONTINUED FROM THE OCTOBER 3rd AND THE OCTOBER 16TH CITY COUNCIL MEETINGS.**
- *7f. **Z06-56 (District 5)** 5750 East Main Street. Located on the north side of Main Street between Higley and Recker Roads (13.6± acres). Rezone from C-2, C-2-BIZ and R-4 to R-4-PAD and Site Plan Modification. This request will allow for the development of a townhome subdivision and modify the site plan of an approved hotel. Shane Kuber, owner; Brent Miller, applicant. ***(Held two neighborhood meetings, notified property owners, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 5-0 with Boardmembers Finter and Salas absent)

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- *7g. **Z06-59 (District 6)** The 5000 block of South Ellsworth Road (west side). Located north of Ray Road and west of Ellsworth Road (39.31 ac). Rezone from AG to M-1. This request will rezone the property for limited industrial zoning uses. Michael D. Brown, Coyote Land Group LLC, owner; Sean Lake, Pew and Lake, PLC, applicant. ***(Held a neighborhood meeting, notified property owners, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 4-0 with Boardmembers Finter, Salas and Esparza absent)

- *7h. **Z06-68 (District 6)** The 6400 block of South Mountain Road (east side). Located north of Pecos Road and east of Signal Butte Road (15± ac.). Rezone from AG to M-2 and Site Plan Review. This request will allow the development of a light industrial facility. Steve Stumpff, Windswept Organics, Inc., owner; Michelle Dahlke, applicant. ***(Notified property owners, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 5-0 with Boardmembers Finter and Salas absent)

- *7i. **Z06-73 (District 5)** The 3400-3600 block of North Val Vista Drive and the 3000-3600 block of East Lehi Road. Located west of Val Vista Drive south of Thomas Road (202.18± ac.). Rezone from Maricopa County Rural-43 to City of Mesa R1-43. For the establishment of City of Mesa zoning on recently annexed property. Robert Engel, owner; City of Mesa, applicant. ***CONTINUED FROM THE OCTOBER 16, 2006 CITY COUNCIL MEETING.***

PHO Recommendation: Approval with conditions.

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- *7j. **Z06-75 (District 6)** The 4400 to 4500 blocks of South Mountain Road (east side). Located south of Warner Road and east of Mountain Road (6.73± ac). Rezone from R1-43 to R1-6-PAD and Site Plan Review. This request will allow for the development of a single-residential subdivision. Brad Weekes, President, Heritage Development, Inc., owner; Ralph Pew, Pew and Lake, PLC, applicant. ***(Held a neighborhood meeting, notified property owners, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 5-0 with Boardmembers Finter and Salas absent)

- *7k. **Z06-77 (District 6)** 2550 South Ellsworth Road. Located north of Guadalupe Road on the east side of Ellsworth Road (1.94± acres). Rezone from R1-7-PAD-DMP and AG-DMP (conceptual M-1) to R-4 and Site Plan Review. This request will add additional homesites to the “Las Palmas Grand” manufactured home community. Todd Lutz, Casa Fiesta Tempe Limited Partnership, owner/applicant. ***(Held four neighborhood meetings, notified property owners, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 4-0 with Boardmembers Finter, Salas and Esparza absent)

- *7l. **Z06-80 (District 6)** The 7400 block of East Southern Avenue (south side). Located west Sossaman Road on the south side of Southern Avenue (6± acres). Rezone from AG DMP to M-1 PAD DMP and Site Plan Review. This request will allow the development of industrial condominiums. Grant A. Tayrien, CSS LLC, owner; Randolph L. Carter, Dream Catchers Planning and Design LLC, applicant. ***(Notified property owners, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 5-0 with Boardmembers Finter and Salas absent)

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- *7m. **Z06-81 (District 5)** The 240 block of North Power Road (west side). Located south of University Drive on the west side of Power Road (0.39± acres). Rezone from R1-9 to C-1 and Site Plan Review. This request will allow the development of a new retail store building. Dennis Callison, owner; Michael Bustamante, applicant. ***(Held a neighborhood meeting, notified property owners, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 5-0 with Boardmembers Finter and Salas absent)

- *7n. **Z06-82 (District 4)** 824 W Broadway Road. Located at the northwest corner of West Broadway Road and South Extension Road (2.2± acres). Rezone from R1-6 to M-1 and Site Plan Review. This request will allow the development of industrial buildings. Dusty Pincard, owner; John Reddell, John Reddell Architects, Inc., applicant. ***(Held a neighborhood meeting, notified property owners, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 5-0 with Boardmembers Finter and Salas absent)

- *7o. **Z06-83 (District 6)** The 7000 to 7600 blocks of East Elliot Road (north side) and the 3200 to 3500 blocks of South Sossaman Road (west side). Located north of Elliot Road and west of Sossaman Road (202± acres). Rezone from AG to PEP PAD and M-1 PAD, Site Plan Review, and the establishment of the Desert Place at Morrison Ranch (Industrial) Development Master Plan. This request will allow for the development of an industrial master planned subdivision. Scott C. Morrison, Morrison Ranch, Inc., owner/applicant. ***(Held two neighborhood meetings, notified property owners, interested parties, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 4-1 with Boardmembers Carpenter nay, Finter and Salas absent)

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- *7p. **Z06-85 (District 2)** 525 South Gilbert Road, Suites A7-A11. Located south of Broadway Road on the east side of Gilbert Road (±6,000sf). Council Use Permit. This request will allow the “Papillons Too” bar in the C-2 zoning district. Gilbert Plaza, Inc., owner; Kristen K. Kahm, applicant. ***(Held two neighborhood meetings, notified property owners, interested parties, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 3-1 with Boardmembers Langkilde nay, Finter, Salas and Esparza absent)

- *7q. **Z06-86 (District 5)** The 8400 to 9200 blocks of East McKellips Road (north to Hermosa Vista Drive) and the 8200 to 9200 blocks of East McKellips Road (south to McLellan Road) (717 ac.±). Amend a part of the original Development Master Plan (ordinance conditions and conceptual districts), rezone from R1-35 DMP (conceptual R1-6, R1-9, R-2, R-3, C-2, and O-S) to R1-15 PAD, and establish the Stonebridge Development Master Plan. Allow development of the Stonebridge Mountain DMP. Jeff Blandford, Pinnacle Ridge Holdings LLC, owner; Paul Dugas, applicant. ***(Held thirteen neighborhood meetings, notified property owners, interested parties, registered neighborhoods and homeowners associations.)***

P&Z Recommendation: Approval with conditions. (Vote: 4-0 with Boardmembers Finter, Salas and Esparza absent)

- *7r. Amending Title 1, Chapter 12 of the Mesa City Code to increase the Court Capital Construction Fee to \$16.50.
- *7s. Amending Section 23C of the Terms and Conditions for the sale of utilities to modify certain exceptions.

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8. Take action on the following resolutions:
- 8a. Setting December 4, 2006 as the Public Hearing date for the continuation of the Mesa Town Center Improvement District No. 228. It is proposed that the Mesa Town Center Improvement District No. 228 be extended for an additional 5 years. The District was established in 1985 to provide enhanced municipal services for the Mesa Town Center.
 - *8b. Approving and authorizing the City Manager to execute an Intergovernmental Agreement (IGA) between the State of Arizona Department of Transportation (ADOT) and the City of Mesa for landscape and irrigation maintenance for portions of the rights-of-way for the Red Mountain Freeway from Baseline Road to Southern Avenue and the Superstition Freeway from Power Road to Crismon Road. Mesa's estimated annual maintenance cost is \$30,748.00
 - *8c. Establishing a new monthly open tiedown fee for airport users who lease twenty (20) or more tie downs. This rate will encourage aviation businesses to locate or expand at Falcon Field Airport.
 - *8d. Vacating a portion of an alley located north of 2042, 2048 and 2056 East Fountain Street.

This alley is being vacated at the request of the adjacent property owners to better secure the area. A Public Utility and Facilities Easement will be retained for access by the utility companies.
 - *8e. Vacating a portion of an alley located next to 948 E. 8th Street.

This alley is being vacated at the request of the adjacent property owners to better secure the area. A Public Utility and Facilities Easement will be retained for access by the utility companies.

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- *8f. Extinguishing a Water Line Easement at the northwest corner of 78th Street and Baseline Road.

This easement is no longer needed as the design of the property has changed and the new plat of "Villa Rialto" will dedicate a new easement.

- *8g. Vacating an alley between West 6th Street and West 7th Street and between Robson Street and Grand Street.

This alley is being vacated at the request of the adjacent property owners to better secure the area. A Public Utility and Facilities Easement will be retained for access by the utility companies.

- *8h. Authorizing the use of eminent domain to acquire property and property rights for the Gilbert Road and University Drive Intersection Improvement Project.

In order to meet construction schedule, Immediate Possession is necessary for the remaining 21 properties.

- *8i. Vacating an alley between 6th Place and East 7th Street and between Olive Street and Horne Street.

This alley is being vacated at the request of the adjacent property owners to better secure the area. A Public Utility and Facilities Easement will be retained for access by the utility companies.

- *8j. Granting a High Voltage Easement to Salt River Project over city-owned property adjacent to SRP's Browning Receiving Facility located at Signal Butte Road and Elliot Road.

This easement is necessary for SRP's power lines to have better access into their facility.

- *8k. Approving and authorizing the City Manager to execute an Intergovernmental Agreement with the Salt River Pima-Maricopa Indian Community for the receipt and administration of grants to Mesa Public Schools (\$125,000) and the City of Mesa for the Mesa Arts Center (\$20,000) and Mesa Public Library (\$50,000).

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- *8l. Approving and authorizing the City Manager to execute a Development Agreement for City Share Reimbursement between SSV Units 4, 5 and 6 Development, Inc., and the City of Mesa for the reimbursement of \$1,543,704.00 for a regional oversized water line, street lighting, and street improvements that are being required by Mesa in conjunction with a proposed residential subdivision known as Sunland Springs Village, located at 2801 South Wattlewood. Mesa's estimated share will be funded from existing Street HURF Bond and Water Bond proceeds.
- *8m. Approving and authorizing the City Manager to execute a Development Agreement between Pecos Capital Group, LLC, North Valley Corporate Center, LLC, and Gateway 230, LLC, and the City of Mesa for the development of the Paragon Properties generally located on both sides of Ellsworth Road south and east of Williams Gateway Airport. **(CONTINUED FROM THE OCTOBER 30 SPECIAL COUNCIL MEETING). (Related to item 9l).**
- *8n. Grant the sale of city-owned property located in the 3300 block of East McDowell Road. **(Related to Item 8o)**
- This land is considered excess city property and is no longer needed. The sales price is \$1,085,700.
- *8o. Dedicate right-of-way along city-owned property on the north side of 3200-3300 block of East McDowell Road. **(Related to Item 8n)**
- This dedication is necessary to provide full right-of-way along the north side of McDowell Road for future development.

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9. 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.

- 9a. Amending Sections 11-17-2 and 11-17-3 of the Mesa City Code with regard to allowing Accessory Retail Activities (aka: Country Stores) in RV and manufactured home parks.

The draft amendment would revise the Manufactured Home and RV Chapter of the Zoning Ordinance by adding a definition of "accessory retail events" in Section 11-17-2. The effect of passing this amendment would be to expressly allow country store activities on a once a week, four hour per event basis without the need for any additional reviews by City staff, outside of applications for sales tax licenses. The number of events would also be limited, based on the stated frequency requirements. Other restrictions would also be added to assure that such activities are primarily for the benefit of park residents, and are not intended to attract residents from outside the park.

- *9b. Amending Title 4 of the Mesa City Code to allow some building permit applications to be submitted prior to finalization of the public review processes on an "at risk" basis. **(Related to Item 9c)**

- *9c. Amending Title 11 of the Mesa City Code to allow some building permit applications to be submitted prior to finalization of the public review processes on an "at risk" basis. **(Related to Item 9b)**

P&Z Recommendation: Table item until more information can be gathered. (Vote: 6-0 with Boardmember Adams absent)

DDC Recommendation: Approval. (Vote 6-0)

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- *9d. Amending Section 9-6-7 and 9-8-4 of Title 9 of the Mesa City Code authorizing the Development Services Manager to allow modified or reduced off-site improvements to encourage re-development of properties if off-site improvements costs have been previously paid as recommended by the General Development Committee.
- *9e. Amending Title 1, Chapter 6 of the Mesa City Code to change the name of the Council Finance Committee to Audit and Finance Committee and adding the City Manager as a nonvoting, ex-officio member as recommended by the Finance Committee.
- *9f. Creating a new Chapter 31 in Title 1 of the Mesa City Code establishing the Council appointed City Auditor position and designating the duties and responsibilities as recommended by the Finance Committee. **(Related to Item 3)**
- *9g. **A06-10 (District 6)** Annexing land located on Broadway Road east of Crismon Road. (2.3 ± ac.) Initiated by John Brauchler, the property owner. **CONTINUED FROM THE OCTOBER 3rd AND OCTOBER 16 COUNCIL MEETINGS.**
- 9h. **Z06-63 (District 3)** The 310 to 320 block of North Alma School Road (east side). Located south of University Drive and east of Alma School Road. (0.99 ac.) Rezone from C-2 and R1-6 to O-S and Site Plan Review. This request will allow for the development of a daycare center. Towanda Carrigan, owner; William H. Hunse, Architectural Team Three, applicant. ***(Held a neighborhood meeting, notified property owners, registered neighborhoods and homeowners associations.)*** **CONTINUED FROM THE SEPTEMBER 18, 2006 AND OCTOBER 16, 2006 CITY COUNCIL MEETINGS. LEGAL PROTEST FILED. $\frac{3}{4}$ VOTE REQUIRED.**

P&Z Recommendation: Approval with conditions. (Vote: 4-1-1 with Boardmember Adams Nay, Finter abstaining due to a potential conflict of interest and Mizner absent.)

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- *9i. **Z06-70 (District 6)** 7932 East Broadway Road. Located east of Sossaman Road and north of Broadway Road (0.17± ac.). Rezone from Maricopa County R1-6 to City of Mesa R1-6. For the establishment of City of Mesa zoning on recently annexed property. Spencer Vanderpool, owner; City of Mesa, applicant.

PHO Recommendation: Approval with conditions.

- *9j. **Z06-71 (District 6)** The 8222-8230 block of East Broadway Road (north side). Located on Broadway Road west of Hawes Road (0.39± ac.). Rezone from Maricopa County R1-6 to City of Mesa R1-6. For the establishment of City of Mesa zoning on recently annexed property. Spencer Vanderpool and James Vanderpool, owners; City of Mesa, applicant.

PHO Recommendation: Approval with conditions.

- *9k. **Z06-74 (District 6)** The 8200 block of East Germann Road (north side). Located west of Hawes Road and north of Germann Road (8.7± ac.). Site Plan Review. This case will allow the development of an RV/mini-storage facility. Gregg Sherwood, owner/applicant. ***(Notified property owners, registered neighborhoods and homeowners associations.)***

PHO Recommendation: Approval with conditions.

- *9l. **Z06-69 (District 6)** The 8200 block to 9200 block of East Pecos Road (north side) and the 9200 block to 10000 block of East Pecos Road (south side). Located north of Pecos Road, east and west of Ellsworth Road (604.8± ac.). Rezone from AG to M-1 and C-2. This request will change the zoning to allow light industrial and commercial uses. Michael Blenis, Paragon Properties, owner; Paul Gilbert, Beus Gilbert, PLLC, applicant. ***(Held a neighborhood meeting, notified property owners, registered neighborhoods and homeowners associations.)***

CONTINUED FROM THE OCTOBER 16TH CITY COUNCIL MEETING AND THE OCTOBER 30TH SPECIAL COUNCIL MEETING. (Related to item no. 8m)

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P&Z Recommendation: Approval with conditions and recommendation that a Development Agreement be considered. (Vote: 6-0 with Boardmember Adams absent.)

10. Take action on the following subdivision plat:
 - *10a. "VILLAGES AT COUNTRY CLUB AMENDED" (**District 4**)
1367 South Country Club Drive (east side) located south and east of Southern Avenue and Country Club Drive. 375 R-3 PAD condominium units (36.69 ac) Casa Encanta Commercial, LLC, Robert G. Blatz, president, owner.
11. Items from citizens present. (Maximum of three speakers for three minutes per speaker).