

# COUNCIL MINUTES

August 27, 2001

The City Council of the City of Mesa met in a Regular Council Meeting in the upper level meeting room of the Council Chambers, 57 East 1<sup>st</sup> Street, on August 27, 2001, at 5:50 p.m.

## COUNCIL PRESENT

Mayor Keno Hawker  
Jim Davidson  
Bill Jaffa  
Pat Pomeroy  
Claudia Walters  
Mike Whalen

## COUNCIL ABSENT

Dennis Kavanaugh

## OFFICERS PRESENT

Mike Hutchinson  
Barbara Jones

Invocation by Reverend Robert Flohrs, St. Luke Lutheran Church.

Pledge of Allegiance was led by Austin Haller, Boy Scout Troup #387, Shepherd Junior High School.

Mayor Hawker excused Councilmember Kavanaugh from the meeting.

### 1. Approval of minutes of previous meetings as written.

It was moved by Vice Mayor Davidson, seconded by Councilmember Jaffa, that the minutes of the July 16 and 26, 2001 and the August 2 and 6, 2001 City Council meetings be approved.

Mayor Hawker declared the motion carried unanimously by those present.

### 2. Consider all consent agenda items.

At this time, all matters on the consent agenda were considered or were removed at the request of a member of the Council. All items identified in these minutes with an asterisk (\*) were approved with one Council action.

It was moved by Councilmember Jaffa, seconded by Councilmember Pomeroy, that the consent agenda items be approved.

Mayor Hawker declared the motion carried unanimously by those present.

3. Consider the following liquor license applications:

\*a. JOHN A. HUGHES, BOARD MEMBER

Special Event License application of John A. Hughes, Board Member, Mesa Association of Sports for the Disabled, a one-day charitable event to be held Saturday, October 6, 2001 from 5:00 p.m. to 11:00 p.m., at 3403 E. Main Street, Good Life RV Resort.

\*b. RAYMOND A. MARQUARDT, DEAN

Special Event License application of Raymond A. Marquardt, Dean, Morrison School of Agribusiness, a one-day charitable event to be held Saturday, September 22, 2001 from 6:00 p.m. to 11:00 p.m., at 7001 E. Williams Field Road, Williams Campus Union.

\*c. PHILLIPS J. MACDONNELL, AGENT

New Restaurant License for Red Robin Burger & Spirits Emporium, 1650 S. Stapley Drive. This is a new business, which is currently under construction. No previous liquor licenses at this location.

4. Consider the following contracts:

a. Twenty-two administrative sedans for various City departments.

The Purchasing Division recommends authorizing purchase from the State of Arizona contract with Courtesy Chevrolet for \$401,170.66 including applicable sales tax.

It was moved by Mayor Hawker, seconded by Vice Mayor Davidson, that the recommendations of staff be approved with the condition that staff be directed to continue efforts to locate equivalent alternative fuel vehicles for sale at a reduced cost and report to the Council accordingly at the August 30, 2001 Study Session.

Vice Mayor Davidson expressed appreciation to staff for their efforts in this matter.

Mayor Hawker declared the motion carried unanimously by those present.

b. Four automated side loader tractor refuse trucks and three front loading refuse trucks for the Solid Waste Division.

The Purchasing Division recommends exercising an additional purchase option from previous RFB #200179 and #200198 with Arizona Truck Center at \$1,358,598.58 including desired options, extended warranties and applicable sales tax.

It was moved by Councilmember Pomeroy, seconded by Councilmember Whalen, that the recommendations of staff be approved.

Mayor Hawker declared the motion carried unanimously by those present.

- \*c. Two-year renewal of the supply contract for automotive/truck parts as requested by Fleet Support Services Division.

The Purchasing Division recommends exercising the two-year renewal option with the original low bid meeting specification by B & K Fleet Supply Company, Inc. for annual purchases estimated at \$150,000.00.

- \*d. Two-year renewal of the supply contract for Motorola communications maintenance repair parts as requested by the Communications Division.

The Purchasing Division recommends exercising the two-year renewal option with the lowest overall bidder, Joriga Electronics, Inc. for annual purchases of \$20,000.00 based on estimated requirements.

- \*e. Two-year renewal of the supply contract for plastic refuse container lids as requested by the Solid Waste Division.

The Purchasing Division recommends exercising the two-year renewal option with the original low bid by Rotonics Mfg., Inc. at \$28,781.28 based on estimated annual requirements.

- f. Additional expenditure authority for existing supply contract for portable (hand held) radios as requested by the Communications Division.

The Purchasing Division recommends authorizing additional purchases totaling \$73,732.45 with Motorola Inc. (THIS ITEM WAS REMOVED FROM THE AGENDA DURING THE PRECEDING STUDY SESSION.)

- \*g. 6" and 8" coated steel gas pipe for various construction projects as requested by the Utilities Department.

The Purchasing Division recommends accepting the low bid by Kelly Pipe Company, LLC for \$301,491.36.

- \*h. Communications Facility Upgrade at Central Radio Station in the Sixth Street Service Center. City of Mesa Project No. 00-118.2.

This project will upgrade the electrical system and exhaust ventilation at the Central Radio Station location to meet facility needs for current and planned growth.

Recommend award to low bidder, **(SOLE BID)**, FMG Construction, LLC, in the amount of \$90,816.00 plus an additional \$9,081.60 (10% allowance for change orders) for a total award of \$99,897.60.

- \*i. Gilbert Road Wall Relocation. City of Mesa Project No. 02-11.

This project will move 46 feet of the wall located south of Main Street on the east side of Gilbert Road in order to improve sight distance from the alley in this location. The wall will be moved 4 feet further to the east, providing a safer entrance onto Gilbert Road.

Recommend award to low bidder, W. L. Emshoff, in the amount of \$15,980.00 plus an additional \$1,598.00 (10% allowance for change orders) for a total award of \$17,578.00.

- j. Ellsworth Road Sewer and Gas Main Installation. Adobe Road to University Drive. City of Mesa Project No. 01-35.

This project will install a new 36-inch sewer line on Ellsworth Road from Adobe Road to University Drive to provide additional capacity.

Recommend award to low bidder, Archon, Inc., in the amount of \$1,446,177.00 plus an additional \$144,617.70 (10% allowance for change orders) for a total award of \$1,590,794.70.

Mayor Hawker declared a potential conflict of interest and refrained from discussion/participation in this agenda item.

Mayor Hawker yielded the gavel to Vice Mayor Davidson for action on this agenda item.

It was moved by Councilmember Jaffa, seconded by Councilmember Walters, that the recommendations of staff be approved.

Upon tabulation of votes, it showed:

AYES - Davidson-Jaffa-Pomeroy-Walters-Whalen  
NAYS - None  
ABSTAIN - Hawker  
ABSENT - Kavanaugh

Vice Mayor Davidson declared the motion carried unanimously by those present and voting.

With action on this agenda item being completed, Vice Mayor Davidson yielded the gavel to Mayor Hawker.

- k. Signal Butte Roadway Extension. City of Mesa Project No. 01-125.

This project will complete roadway segments along the Signal Butte alignment from Baseline to Elliot, enabling better access for emergency situations.

Recommend award to low bidder, Hunter Contracting Company, in the amount of \$168,892.00, plus an additional \$16,889.20 (10% allowance for change orders) for a total award of \$185,781.20.

Mayor Hawker declared a potential conflict of interest and refrained from discussion/participation in this agenda item.

Mayor Hawker yielded the gavel to Vice Mayor Davidson for action on this agenda item.

It was moved by Councilmember Pomeroy, seconded by Councilmember Whalen, that the recommendations of staff be approved.

Councilmember Walters stated that this construction project addresses concerns voiced by residents in this area in connection with roadway flooding during storm conditions.

Upon tabulation of votes, it showed:

AYES - Davidson-Jaffa-Pomeroy-Walters-Whalen  
NAYS - None  
ABSTAIN - Hawker  
ABSENT - Kavanaugh

Vice Mayor Davidson declared the motion carried unanimously by those present and voting.

With action on this agenda item being completed, Vice Mayor Davidson yielded the gavel to Mayor Hawker.

5. Introduction of the following ordinances and setting September 10, 2001 as the date of public hearing on these ordinances:

- \*a. Amending Section 11-2-2 of the Mesa City Code, changing the zoning of certain property described in Zoning Case HP01-001TC, adopting an official supplementary zoning map to establish a Local Historic Preservation Overlay District for the Robson Historic District.
- \*b. **Z01-35** The south of the southwest corner of Baseline Road and Vineyard Avenue. Rezone from M-1 to M-1-PAD and Site Plan Modification (9± acres). This case involves the development of an office park.
- \*c. **Z01-36** The northeast corner of Greenfield Road and Hobart. Rezone from R-3 to OS and Site Plan Modification (.58± acres). This case involves the development of an office building.
- \*d. **Z01-37** The southeast corner of Val Vista Drive and Huber Street. Rezone from AG to R1-35 (9.5± acres). This case involves the development of three custom home sites.
- \*e. **Z01-38** 1818 East Baseline Road. Rezone from AG to C-1 and Site Plan Review (0.5± acres). This case involves the expansion of an existing retail/office development.
- \*f. **Z01-39** The 100 to 200 block of South Power Road (east side). Site Plan Review (2± acres). This case involves the development of a restaurant.
- \*g. **Z01-40** 35 West Brown Road. Rezoning from R-4 to R-4 PAD (6.2 acres). This project involves conversion of existing apartments to condominiums.

- \*h. **Z01-41** 2640 East Southern Avenue. Rezoning from R1-9 to O-S and Site Plan Review (0.94 acres). This project involves conversion of a single residence to a wedding reception center.
- \*i. **Z01-44** 652 North Country Club Drive. Rezone from OS-PAD to C-2 (1.28 acres). This case involves development of two office/retail buildings.
- \*j. **Z01-45** The northwest corner of Pecos Road and Meridian Road. Rezoning from AG to M-2 (103.86 acres). This case involves development of an industrial park.

6. Consider the following resolutions:

- \*a. A resolution of the City Council of the City of Mesa, Maricopa County, Arizona, authorizing the City Manager to execute a land use license with the Central Arizona Water Conservation District (CAWCD) and a utilities easement with the United States of America – Resolution No. 7709.
- \*b. Authorizing the City Manager to execute necessary documents to acquire certain real property located at 635 East Broadway Road – Resolution No. 7710.
- c. Granting an Underground Power Easement to Salt River Project at Red Mountain Park – Resolution No. 7719.

This easement is needed to provide power to Red Mountain Park Phase IV improvements.

Vice Mayor Davidson declared a potential conflict of interest and refrained from discussion/participation in this agenda item.

It was moved by Councilmember Walters, seconded by Councilmember Jaffa, that Resolution No. 7719 be adopted.

Upon tabulation of votes, it showed:

AYES - Hawker-Jaffa-Pomeroy-Walters-Whalen  
NAYS - None  
ABSTAIN - Davidson  
ABSENT - Kavanaugh

Mayor Hawker declared the motion carried unanimously by those present and voting and Resolution No. 7719 adopted.

- \*d. Extinguishing an easement for highway purposes in the 4400 block of East Hobart Street – Resolution No. 7711.

This easement is no longer needed and is in conflict with the approved site plan.

- \*e Extinguishing a portion of a Public Utilities Easement at the Maricopa County Juvenile Facility – Resolution No. 7712.

This easement is in conflict with the proposed expansion of the Juvenile Facility.

- \*f. Extinguishing Public Utility Easement on Lot 4 of Dover Industrial Park, Unit One – Resolution No. 7713.

This easement is in conflict with the proposed development of the property.

- \*g. Granting an easement to QWEST on Higley Road, south of Thomas Road – Resolution No. 7714.

This easement is needed by QWEST to provide service to developing areas in Mesa.

- h. Granting an easement to Salt River Project at University Drive and Sossaman Road – Resolution No. 7720.

This easement is to replace an existing easement for 69KV line to be relocated for a private development.

Vice Mayor Davidson declared a potential conflict of interest and refrained from discussion/participation in this agenda item.

It was moved by Councilmember Jaffa, seconded by Councilmember Pomeroy, that Resolution No. 7720 be adopted.

Upon tabulation of votes, it showed:

AYES - Hawker-Jaffa-Pomeroy-Walters-Whalen  
NAYS - None  
ABSTAIN - Davidson  
ABSENT - Kavanaugh

Mayor Hawker declared the motion carried unanimously by those present and voting and Resolution No. 7720 adopted.

- i. Granting an Underground Power Easement to Salt River Project in the 9700-9900 blocks of East Southern Avenue – Resolution No. 7721.

This easement is replacing an existing easement for 69KV lines to be relocated at the new Four Peaks Post Office.

Vice Mayor Davidson declared a potential conflict of interest and refrained from discussion/participation in this agenda item.

It was moved by Councilmember Pomeroy, seconded by Councilmember Walters, that Resolution No. 7721 be adopted.

Upon tabulation of votes, it showed:

AYES - Hawker-Jaffa-Pomeroy-Walters-Whalen  
NAYS - None  
ABSTAIN - Davidson  
ABSENT - Kavanaugh

Mayor Hawker declared the motion carried unanimously by those present and voting and Resolution No. 7721 adopted.

\*j. Vacating a portion of right-of-way of North Horne at East Sorensen – Resolution No. 7715.

This right-of-way is no longer needed at this location.

\*k. Authorizing the City Manager to execute an Intergovernmental Agreement between the City of Mesa and the City of Phoenix to establish the mechanisms necessary to administer the Municipal Tax Hearing Office – Resolution No. 7716.

\*l. Declaring as a public record certain documents filed with the City Clerk and entitled “Sign Design Guidelines For The Town Center Development Area” – Resolution No. 7717.

\*m. Vacating a portion of right-of-way at 1601 West Main Street – Resolution No. 7718.

This is required to allow installation of a message board sign at the East Valley Institute of Technology.

n. Authorizing the City Manager to enter into an Intergovernmental Agreement between the City of Mesa and Mesa Unified School District #4 to construct and jointly use and operate the Webster Gymnasium Facility – Resolution No. 7722.

Community Services Manager Wayne Korinek addressed the Council and stated that approval of this agenda item will allow the City of Mesa to partner with the Mesa Unified School District to develop and operate a new facility at the Webster Elementary School, which will include a gymnasium, storage, restrooms, offices and an activity room. He noted that this project is similar to the Jefferson Gymnasium facility joint project, which has been in operation for two years and proven successful. Mr. Korinek explained that staff proposes to use \$997,000 in Community Development Block Grant (CDBG) funds to match equivalent funds from the school district; that the facility will be approximately 14,900 sq. ft.; that construction will begin in early September and will be completed in April 2002; that operating expenses including utilities and maintenance will be shared; that the City will bear the responsibility for the community recreation programs and the school district will bear the responsibility for the school related programs; and that the City's annual operating expenses in the approximate sum of \$200,000 will begin with the FY2002-03 budget.

Councilmember Walters voiced appreciation to Dr. Chuck Essex of the Mesa Unified School District, the owners and developers of Tri-City Mall and to staff members involved in this project for their efforts to bring the facility to fruition. She spoke about the needs that exist in this neighborhood for after-school activities and also stressed the importance of moving cautiously with these types of projects due to the ongoing operating costs borne by the City.

It was moved by Councilmember Walters, seconded by Councilmember Jaffa, that the recommendations of staff be approved.

Councilmember Jaffa voiced support for the project and stated that it represents an appropriate use of CDBG funds.

Mayor Hawker declared the motion carried unanimously by those present.

Mayor Hawker thanked Mr. Korinek for the presentation.

- o. Authorizing the City Manager to enter into an Intergovernmental Agreement between the City of Mesa and Mesa Unified School District #4 for the funding for the Safe Schools Program – Resolution No. 7723.

Assistant Police Chief G.T. Fowler addressed the Council and stated that this agenda item represents renewal of the Safe Schools Program, which has been in existence for five years. He noted that the State funds the program for five of Mesa's high schools.

Discussion ensued regarding the distinctions between the Safe Schools/School Resource Officers, Cops and Schools 2001, Drug Awareness and the DARE replacement programs.

In response to questions from Vice Mayor Davidson, Chief Fowler reported that each high school principal works closely with the School Resource Officer assigned to the school with respect to the specific needs of the school and the goals and objectives of the officer.

Vice Mayor Davidson stated support for this item and general support for the presence of police officers on school campuses. He commented on the replacement of the DARE program and noted that the Safe Schools Program and other programs provide for the visible presence of police officers on school campuses.

It was moved by Vice Mayor Davidson, seconded by Councilmember Pomeroy, that the recommendations of staff be approved.

Councilmember Whalen voiced concerns regarding the fact that State funding of this program has remained level for five years and that the City's costs associated with the program have increased.

Councilmember Walters concurred with Councilmember Whalen's concerns regarding the State's stagnant funding of this program and also voiced the opinion that the program has been successful with respect to positive interaction between students and officers, and has reduced crime and incidents requiring police intervention on campuses.

Chief Fowler stated that the visual presence of officers on high school campuses deters crime and unauthorized visitors to the campuses, reduces calls for service and creates a safer environment for students.

Mayor Hawker declared the motion carried unanimously by those present.

Mayor Hawker thanked Chief Fowler for the presentation.

7. Consider the following ordinances:

- a. Amending various sections of the Mesa City Code relating to offices in historic districts (TCR-2 and TCR-3 zoning districts) as recommended by the Downtown Development Committee and the General Development Committee.

It was moved by Councilmember Walters, seconded by Vice Mayor Davidson, that this item be removed from the agenda.

Councilmember Walters requested that staff reintroduce this ordinance with consideration given to the concerns voiced by Councilmembers during the preceding Study Session.

Mayor Hawker stated support for the motion and requested that staff address the ambiguous guidelines associated with the ordinance in accordance with concerns previously voiced by Councilmembers. Mayor Hawker also voiced concerns regarding whether this is the most appropriate method of authorizing office uses in residential historic districts.

Councilmember Jaffa stated that he is supportive of an ordinance that allows for compatible, professional office uses in residential historic districts, and which incorporates the discretion of staff with respect to the maximum number of office employees/workers allowed in home offices within residential historic districts.

Mayor Hawker declared the motion carried unanimously by those present.

- b. Amending various sections of the Mesa City Code relating to the downtown sign ordinance as recommended by the Downtown Development Committee and the General Development Committee.

It was moved by Councilmember Walters, seconded by Councilmember Pomeroy, that this item be continued to the September 10, 2001 Council meeting.

Councilmember Walters noted that continuance of this item to the September 10, 2001 Council meeting would allow Councilmember Kavanaugh to provide input and vote on the item.

Mayor Hawker declared the motion carried unanimously by those present.

- \*c. Relating to the Privilege License Tax; adopting changes dealing with conformance to State Statute for alternative fuel vehicle exemptions, multijurisdictional auditing and centralized hearing administration; establishing an effective date; providing for severability and providing penalties for violations – Ordinance No. 3921.

8. Consider the following resolution and ordinance:

- a. Modifying the electric rate schedules to provide for Energy Conservation Credit Programs – Resolution No. 7724 and Ordinance No. 3922.

Vice Mayor Davidson declared a potential conflict of interest and refrained from discussion/participation in this agenda item.

Councilmember Whalen, as Chairman of the Utility Committee, provided a brief overview of this agenda item and reported that the City developed three energy conservation rebate programs earlier this year to address the problems associated with the availability and cost of wholesale electricity. He explained that the conservation measures include: 1) a program promoting the use of programmable thermostats; 2) a program to purchase used refrigerators for \$50.00 each to discourage the use of old refrigerators in garages; and 3) a rebate program for customers who reduce electric use by 10%-20% from the previous year. Councilmember Whalen stated that it is necessary to modify the City's electric rates schedule to provide for the energy conservation programs.

It was moved by Councilmember Whalen, seconded by Councilmember Walters, that the recommendations of staff be approved and Resolution No. 7724 and Ordinance No. 3922 be adopted.

At the request of Mayor Hawker, Assistant Development Services Manager Kari Kent provided a telephone number for the public to contact the City regarding the conservation programs.

Upon tabulation of votes, it showed:

AYES - Hawker-Jaffa-Pomeroy-Walters-Whalen  
NAYS - None  
ABSTAIN - Davidson  
ABSENT - Kavanaugh

Mayor Hawker declared the motion carried unanimously by those present and voting and Resolution No. 7724 and Ordinance No. 3922 adopted.

8.1 Consider purchasing the Tri-City Building, located at 225 East Main Street in the amount of \$1,630,000 to house the City of Mesa's Planning and Building Safety Divisions. As part of this purchase, the City of Mesa will transfer ownership of the DeGroote Building located at 137 East University Drive to the Tri-City Community Service Center, Inc.

It was moved by Councilmember Pomeroy, seconded by Councilmember Walters, that the recommendations of staff be approved.

Vice Mayor Davidson commented on the fact that in connection with this transaction, the City will lease back the Tri-City Building to the Tri-City Community Service Center, Inc. for the monthly sum of one dollar (\$1) until June 1, 2002. Vice Mayor Davidson requested that staff quantify the value of the reduced rent and advise the Council accordingly.

Mayor Hawker voiced reluctant support for the motion and said that he supports the transaction only on the basis that the Tri-City Building will be used as an interim City facility to address the immediate shortage of office space and will be returned to private sector use in the future when appropriate. He stated the opinion that the City's acquisition of buildings along Main Street is not in the best long-term interests of the downtown area and the City as a whole.

Councilmember Walters stated approval of this agenda item and voiced the opinion that the citizens of Mesa, the City and the Mesa United Way will benefit from the transaction. She concurred with Mayor Hawker's comments regarding the City's use of the Tri-City Building as an interim facility only.

Councilmember Jaffa voiced support for the motion and for partnering with the Mesa United Way in this transaction.

Mayor Hawker declared the motion carried unanimously by those present.

9. Consider the following resolution and ordinance:

- a. **Z01-48** The southeast corner of Longmore and Southern Avenue. Council Use Permit for a charter school in C-2.

P&Z Recommendation: Denial (vote 6-0)

Mayor Hawker provided a brief overview of this agenda item and noted that although the P & Z Board recommends denial, staff recommends approval of this case. Mayor Hawker also noted that the applicant was not present and did not appear at the P & Z hearing.

It was moved by Councilmember Pomeroy, seconded by Councilmember Davidson, that Zoning Case Z01-48 be denied.

In response to a question from Councilmember Jaffa regarding the City's obligations with respect to charter school cases, Mr. Mizner advised that pursuant to State law, cities must process charter school applications within a 90-day period. Mr. Mizner stated that although the City is presently in compliance, he is not certain when the 90-day time limit expires in this case. He noted that the P & Z Board held a special meeting regarding this matter in consideration of the compressed time limits. Mr. Mizner reported that staff diligently attempted to contact the applicant regarding this meeting with no response; that at-risk building permits have been issued and tenant improvements are being done; and that the applicant indicated that he intends to open the charter school on September 4, 2001.

In response to a question from Councilmember Walters, Interim City Attorney Joe Padilla advised that the 90-day time period imposed by State law commences with the applicant's first application to any City department regarding development of the school.

Councilmember Walters commented on the possibility of continuing this matter to August 30, 2001 and noted that the continuance would allow staff to contact the applicant regarding his intentions and also determine precisely when the City's 90-day time limit expires.

Vice Mayor Davidson expressed the opinion that the proposed location of the charter school is not compatible with the Fiesta Mall retail area.

Discussion ensued regarding the applicant's thorough efforts with respect to neighborhood outreach; the P & Z Board's recommendation in this matter; unanswered questions regarding tenant improvements including the installation of fire sprinklers and other plumbing improvements; and the applicant's options if the Council denies the Council Use Permit.

In response to concerns voiced by Vice Mayor Davidson, Mr. Mizner advised that even with approval of the Council Use Permit, the school is subject to inspection approval of the premises and would not be able to obtain a Certificate of Occupancy and open for business without first satisfying building code and safety requirements.

Mayor Hawker voiced opposition to the motion and stated that due to the unusual circumstances surrounding this case, he supports a continuance until August 30, 2001.

Upon tabulation of votes, it showed:

AYES - Davidson-Pomeroy  
NAYS - Hawker-Jaffa-Walters-Whalen  
ABSENT - Kavanaugh

Mayor Hawker declared the motion failed by majority vote of those present.

It was moved by Councilmember Walters, seconded by Councilmember Jaffa, that Zoning Case Z01-48 be continued to a Special Meeting of the City Council on August 30, 2001 in conjunction with the August 30, 2001 Study Session.

Upon tabulation of votes, it showed:

AYES - Hawker-Jaffa-Walters-Whalen  
NAYS - Davidson-Pomeroy  
ABSENT - Kavanaugh

Mayor Hawker declared the motion carried by majority vote of those present and Zoning Case Z01-48 continued to a Special Meeting of the City Council on August 30, 2001.

10. Consider the following subdivision plats:

- \*a. AMENDED BELLAVISTA PHASE I", - (Council District 6) – The 4600 block of South Mountain Road (east side), 105 R1-15-PAD single residence lots (41.06 ac) MVR I, L.L.C., developer; D&M Engineering, engineer.
- \*b. "AMENDED BELLAVISTA PHASE II" – (Council District 6) – The 4800 block of South Mountain Road (east side). 55 R1-15-PAD single residence lots (24.2 ac) MVR II, L.L.C., developer; D&M Engineering, engineer.
- \*c. "AMENDED BELLAVISTA PHASE III" – (Council District 6) – The 11,000 block of East Warner Road (south side). 131 R1-9-PAD single residence lots (31.04 ac) 4 of a Kind Limited Partnership & 50780 L.L.C., developers; D&M Engineering, engineer.
- \*d. AUTO CENTER AT SUPERSTITION SPRINGS" – (Council District 6) – The 6400 block of East Superstition Springs Boulevard (south side) 7 M-1-PAD retail lots (31.68 ac) Superstition Springs Investors Limited Partnership, developer; Wood, Patel & Associates, engineer.

- \*e. "VERDE GROVES UNIT IA" - (Council District 5) – The 4200 block of East Broadway (north side) 9 R1-6-PAD townhome lots (6.49 ac) Capital Title Agency, Inc., developer; AMEC Infrastructure, engineer.
- \*f. "SUNLAND SQUARE" – (Council District 6) – The 5100 block of East Southern Avenue (north side) 7 C-2 commercial lots (10 ac.) Evergreen-Sunland, L.P. and The Ciuffo Family Trust "A", developers; Stantec, Engineer.

11. Items from citizens present.

Dian Gilmore, 1363 S. Vineyard, representing the Southeast Valley Regional Association of Realtors, addressed the Council and commented on the Federal Aviation Administration's (FAA) Northwest 2000 Plan (the FAA's proposal to change aircraft flight routes in the northern portion of the Sky Harbor Airport service area). She stated that the Board of Directors of the Southeast Valley Regional Association of Realtors supports the Community Consensus Alternative (an alternative to the FAA's proposed alternatives that was recently developed through the joint efforts of Mesa, Scottsdale, Fountain Hills and the Salt River Pima-Maricopa Indian Community). She noted that the Association intends to conduct a letter writing campaign regarding this matter and requested the assistance of City of Mesa staff with respect to securing factual, technical information. Ms. Gilmore added that the Association also has concerns regarding the DryHeat departure.

Mayor Hawker thanked Ms. Gilmore for her comments.

12. Adjournment.

Without objection, the Regular Council Meeting adjourned at 7:10 p.m.

\_\_\_\_\_  
KENO HAWKER, MAYOR

ATTEST:

\_\_\_\_\_  
BARBARA JONES, CITY CLERK

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Council Meeting of the City Council of Mesa, Arizona, held on the 27<sup>th</sup> day of August 2001. I further certify that the meeting was duly called and held and that a quorum was present.

\_\_\_\_\_  
BARBARA JONES, CITY CLERK

pjt