



COUNCIL MINUTES

October 18, 2010

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on October 18, 2010 at 5:45 p.m.

COUNCIL PRESENT

Scott Smith
Alex Finter
Dina Higgins
Kyle Jones
Dennis Kavanaugh
Dave Richins
Scott Somers

COUNCIL ABSENT

None

OFFICERS PRESENT

Bryan Raines
Debbie Spinner
Linda Crocker

Invocation by Executive Pastor Danny Dodson, Central Christian Church.

Pledge of Allegiance was led by Councilmember Somers.

Mayor's Welcome.

Mayor Smith welcomed everyone to the meeting. A videotaped presentation was aired that outlined meeting procedures and provided attendees with instructions relative to addressing the Council.

Awards, Recognitions and Announcements.

Mayor Smith commented that with the downturn in the nation's economy over the past few years, Americans have struggled with a variety of financial challenges. He stated that in that regard, on Saturday, October 23, 2010, from 10:00 a.m. to 3:00 p.m. at the Mesa Convention Center, the City of Mesa will host "Mesa Financial Planning Day." Mayor Smith explained that the free event, which is sponsored by the City in partnership with the Certified Financial Planner Board of Standards, the Financial Planning Association, the Foundation for Financial Planning and the U.S. Conference of Mayors, will be an opportunity for Mesa residents to meet with financial planners who will answer questions on a number of financial matters. He read a proclamation declaring October 23, 2010 as Mesa Financial Planning Day in the City of Mesa and urged everyone to take advantage of the event.

1. Take action on all consent agenda items.

It was moved by Councilmember Somers, seconded by Vice Mayor Jones, that the consent agenda items be approved.

Mayor Smith stated that Courtney Herzog submitted a speaker card in support of item 3-I, but did not wish to address the Council.

Mayor Smith called for the vote.

Carried unanimously.

Items on the Consent Agenda

***2. Approval of minutes of previous meetings as written.**

Minutes of the October 4, 2010 Council meeting.

3. Take action on the following liquor license applications:

***3-a. Big Brothers Big Sisters of Central Arizona**

This is a one-day charitable event to be held on Saturday, October 23, 2010 from 6:00 p.m. to 10:00 p.m. at 1924 W. 8th Street. **(District 1)**

***3-b. Dobson Association**

This is a one-day civic event to be held on Saturday, November 13, 2010 from 11:00 a.m. to 5:00 p.m. at 2455 W. Laguna Azul Avenue. **(District 3)**

***3-c. Dobson Association**

This is a one-day civic event to be held on Friday, February 25, 2011 from 5:00 p.m. to 10:00 p.m. at 2719 S. Reyes. **(District 3)**

***3-d. Knights of Columbus All Saints Church Council 9485**

This is a one-day fraternal event to be held on Saturday, November 6, 2010 from 4:00 p.m. to 7:00 p.m. at 1534 N. Recker Road. **(District 5)**

***3-e. Knights of Columbus All Saints Church Council 9485**

This is a one-day fraternal event to be held on Saturday, December 4, 2010 from 4:00 p.m. to 7:00 p.m. at 1534 N. Recker Road. **(District 5)**

***3-f. Knights of Columbus All Saints Church Council 9485**

This is a one-day fraternal event to be held on Saturday, January 8, 2011 from 4:00 p.m. to 7:00 p.m. at 1534 N. Recker Road. **(District 5)**

***3-g. Knights of Columbus All Saints Church Council 9485**

This is a one-day fraternal event to be held on Saturday, February 5, 2011 from 4:00 p.m. to 7:00 p.m. at 1534 N. Recker Road. **(District 5)**

*3-h. Knights of Columbus All Saints Church Council 9485

This is a one-day fraternal event to be held on Saturday, March 5, 2011 from 4:00 p.m. to 7:00 p.m. at 1534 N. Recker Road. **(District 5)**

*3-i. Neighborhood Economic Development Corporation

This is a one-day civic event to be held on Friday, November 5, 2010 from 6:00 p.m. to 10:00 p.m. at 1 to 270 W. Main Street. **(District 4)**

*3-j. Cabo Sports Café

Person to Person Location to Location Transfer of a Bar License for Cabo Sports Café, 1017 N. Dobson Road, Suite 110, Cabo Sports Café LLC – Jim Wallace Sprinkle, Agent. This is an existing building with no previous liquor license at this location. **(District 1)**
(Related to item 7a)

*3-k. Paradise Food Music Entertainment

New Restaurant License for Paradise Food Music Entertainment, 1749 W. Main Street, Paradise Nightclub LLC – Jacqueline Figueroa, Agent. This location has a Restaurant License held under Jose Daniel Leyva Gamez that will revert back to the State. **(District 3)**

*3-l. Rotolos Pizzeria

New Restaurant License for Rotolos Pizzeria, 1641 S. Stapley Drive, Suite 104, RP Stapley LLC – Courtney Christine Herzog, Agent. This is an existing building with no previous liquor license at this location. **(District 4)**

*3-m. Max Mart

Person to Person Location to Location Transfer of a Liquor Store License for Max Mart, 735 E. McKellips Road, Max Mart LLC – Emad Mustafa Abushanab, Agent. This location has a Beer & Wine Store License held under Max Mart LLC that will revert back to the State. **(District 1)**

4. Take action on the following contracts:

*4-a. Purchase of a Predictive Modeling System for the Police Department (Partially Funded by COPS Grant, \$275,000). **(Citywide)**

The Purchasing Division recommends awarding the contract to SPSS (an IBM company) at \$304,661.56, including applicable sales taxes.

*4-b. Purchase of a MotoBridge Dispatch System for the Police Department (Fully Funded by 2009 Homeland Security Grants). **(Citywide)**

The Purchasing Division recommends authorizing purchase from the State contract with Motorola, Inc. at \$86,643.50, including applicable taxes.

- *4-c. Purchase of Replacement Nerve Agent Antidote Kits for the Fire Department (Fully Funded by Federal Homeland Security Grant Program, Metropolitan Medical Response System [MMRS] Grant). **(Citywide)**

The Purchasing Division recommends awarding the contract to the lowest, responsive and responsible bidder, Meridian Medical Technologies, Inc., at \$125,071.70 including applicable use tax.

- *4-d. Renewal of the Term Supply and Maintenance Contract for Fire Extinguishers for the Fire Department. **(Citywide)**

The Purchasing Division recommends authorizing a one-year renewal using the State contract with American Fire Equipment Sales and Service Corp. at \$43,320, including applicable sales tax.

- *4-e. Supply Contract for Janitorial Supplies for Citywide Use. **(Citywide)**

The Purchasing Division recommends authorizing a five-month supply contract through the State of Arizona contract with Waxie Sanitary Supply, a Mesa business, in the amount of \$60,000, including applicable sales tax, based on estimated requirements.

- *4-f. City's Annual Replacement Program of Personal Computers with Five Years or More of Use Requested by the Information Technology Department. **(Citywide)**

The Purchasing Division recommends awarding the contract to Dell, Inc., at \$592,690.75 and CLH International, Inc., at \$945,302.91, including applicable sales tax. The combined total contract award is \$1,537,993.66.

- *4-g. Public Safety Training Facility Improvements, 3260 N. 40th Street. **(District 5)**

City Project 01-918-001. The Public Safety Training Facility, approved in the 2008 Public Safety Bond Election, provides for the necessary improvements to accommodate the training needs for both the Police and Fire Departments. Proposed improvements include a new 23,300 square foot building, remodel and addition to an existing building to create needed office space. Associated site work, utilities, and landscaping will also be constructed.

Recommend award to the low bidder, Dean Douglas Development LLC, in the amount of \$3,173,000.00, plus an additional \$317,300.00 (10% allowance for change orders) for a total award of \$3,490,300.00. Funding is available in the FY 10/11 Fire Bond Program.

- *4-h. Chilled Water Pumps, Chiller and Boiler Replacement. **(Districts 3 and 4)**

City Project 09-923-001. During construction of this project, it was discovered that the existing Energy Management Control Systems (EMCS) at three locations, Police Central, Main Library, and Dobson Library, were outdated and no longer supported by the original manufacturer. Also, repair parts are no longer available.

Recommend to increase contract amount by \$85,023.00 to cover the increased costs encountered during construction. City Council awarded the contract for this project on

May 17, 2010 for \$405,719.60. With the additional \$85,023.00 being requested, the new contract amount is \$490,742.60. Funding is available in the FY 10/11 Facility Maintenance Operating Budget.

- *4-i. Purchase of additional Web-Based Dispatcher Software Licenses and Implementation Services for the Police Department's Mobile Command Center (**Sole Source**) (Fully Funded by 2009 Homeland Security Grant). (**Citywide**)

The Purchasing Division recommends authorizing purchase from the sole source vendor, Intergraph Corporation, at \$52,116.80, including applicable use taxes.

5. Take action on the following resolutions:

- *5-a. Approving and authorizing the City Manager to execute a Grant Agreement with the Arizona Criminal Justice Commission to accept grant funds in the amount of \$103,893 for training and travel, equipment and overtime for the Police Department's Forensic Service Section – Resolution No. 9768.
- *5-b. Approving and authorizing the City Manager to execute a Grant Agreement with the Arizona Criminal Justice Commission to accept grant funds in the amount of \$48,621 for training and travel for the Police Department's Forensic Services Section – Resolution No. 9769.
- *5-c. Approving and authorizing the City Manager to execute a Grant Agreement with the Governor's Office of Highway Safety to accept grant funds in the amount of \$88,324 for overtime for the Police Department for DUI enforcement – Resolution No. 9770.
- *5-d. **Deleted Item.**
- *5-e. Approving and authorizing the City Manager to execute an amendment to the Agreement between the Salt River Project Agricultural Improvement and Power District and the City of Mesa for Construction and Sale of the Greenfield Substation – Resolution No. 9771.

6. Introduction of the following ordinances and setting November 1, 2010, as the date of the public hearing on these ordinances:

- *6-a. Amending various sections of the Mesa City Code regarding the following traffic modifications:

Speed Limits (40 mph): 10-4-4 and Speed Limits (30 mph): 10-4-6

Increase the speed limit from 30 mph to 40 mph on Hawes Road from Broadway Road to a point 1,275 feet south of Southern Avenue. Note: Hawes Road from 1,275 feet south of Southern Avenue to Baseline Road no longer exists; therefore, the City Code will also be amended to reflect this condition. (Hawes Road south of Broadway Road) (**District 6**)

Speed Limits (45 mph): 10-4-3

Establish a speed limit of 45 mph on Hawes Road from Loop 202/Santan Freeway to Ray Road. (Hawes Road north of Ray Road) (**District 6**)

Speed Limits (45 mph): 10-4-3 and Speed Limits (35 mph): 10-4-5

Increase the speed limit from 35 mph to 45 mph on Ray Road from Power Road to Sossaman Road and establish a speed limit of 45 mph on Ray Road from Sossaman Road to Ellsworth Road. (Ray Road east of Power Road) **(District 6)**

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 City 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 City Clerk before Council votes on the Consent Agenda.

*7-a. **Z10-23 (District 1)** 1017 North Dobson Road. Located south of the 202 Red Mountain Freeway and east of Dobson Road. Council Use Permit. This request will allow a commercial recreation/entertainment land use within a C-2 zoning district. Daniel Lupien, Kimco Riverview, owner; Adam Baugh, Withey Morris, PLC, applicant. (PLN2010-00251) **(Related to item 3j)** – Ordinance No. 5007.

P&Z Recommendation: Approval with conditions. (Vote: 7-0)

*7-b. **Z10-24 (District 6)** 1454 South Crismon Road. Located north of the Superstition Freeway on the west side of Crismon Road (39+/- acres). Rezone from R1-43 to C-1 PAD and PEP with a Council Use Permit and Site Plan Review; also consider the Preliminary Plat for Solé at Superstition. This request will allow for a high density mixed-use business park development with ancillary retail uses exceeding the amount allowed in the PEP zoning district. Crismon Superstition Partners, owner; Rob LaGrone, Sun West Properties, applicant. (PLN2010-00231) – Ordinance No. 5008.

P&Z Recommendation: Approval with conditions. (Vote 7-0)

Items not on the Consent Agenda

8. Items from citizens present.

Kimberly Tauery, a Mesa resident, thanked the City Council for the recent renovations to a City of Mesa canal.

9. Adjournment.

Without objection, the meeting adjourned at 6:00 p.m.

SCOTT SMITH, MAYOR

ATTEST:

LINDA CROCKER, 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 18th day of October 2010. I further certify that the meeting was duly called and held and that a quorum was present.

LINDA CROCKER, CITY CLERK

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