



COUNCIL MINUTES

March 23, 2009

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 March 23, 2009 at 4:33 p.m.

COUNCIL PRESENT

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

COUNCIL ABSENT

OFFICERS PRESENT

Christopher Brady
Debbie Spinner
Linda Crocker

1. Convene an Executive Session.

It was moved by Vice Mayor Jones, seconded by Councilmember Somers, that the Council convene an Executive Session.

- a. Discussion or consultation with the City Attorney in order to consider the City's position and instruct the City Attorney regarding the City's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. (A.R.S. §38-431.03A(4))
 1. Arizona Diamondbacks Spring Training
 2. Chicago Cubs Spring Training

Mayor Smith reconvened the Study Session at 5:06 p.m.

2. Review items on the agenda for the March 23, 2009 Regular Council meeting.

All of the items on the agenda were reviewed among Council and staff and the following was noted:

Conflicts of interest declared: None

Items added to the consent agenda: None

Items removed from the consent agenda: None

3. Hear a presentation, discuss and provide direction on Transit budget issues, including Dial-a-Ride.

Transportation Department Director Dan Cleavenger introduced Deputy Transportation Director Mike James and said that although there is no dedicated local funding source for transit service, the Region provides funding through Proposition 400. He explained that a shortfall in Regional funding would be an expense to the City's General Fund. Mr. Cleavenger displayed a PowerPoint presentation (a copy is available for review in the City Clerk's Office) and advised that transit in the City of Mesa includes fixed route bus service, light rail and paratransit services, such as Ride Choice and Dial-a-Ride. He reviewed a chart titled "Transit Budget Overview" (see Attachment 1) and noted that the budget shortfall for the fixed route bus service (\$461,948) and for Dial-A-Ride (\$1,096,764) totals \$1.56 million.

Mr. Cleavenger advised that the City's costs for Light Rail Transit are within the budget allocation, and he reported that Mesa has the most utilized Park-and-Ride facility in the system. He stated that fixed route bus service includes twelve local routes, six express routes, one LINK and one downtown circulator. Mr. Cleavenger added that the costs for the fixed route bus service include maintenance expense for the bus stops and shelters. He noted that the RPTA (Regional Public Transportation Authority) projects a 13 percent cost increase related to additional miles purchased, a contractor rate increase, a reduction in the Federal fuel tax credit and higher fuel costs. He outlined the proposed service adjustments (see Attachment 2) and advised that the estimated savings of \$574,458 enables the fixed route bus service to be within budget.

Mr. Cleavenger said that paratransit services complement fixed route transit and provide service to disabled, elderly and low-income individuals who are unable to utilize the fixed route service. He explained that the options available in Mesa are Ride Choice, the lower cost alternative that offers a mileage reimbursement program and Coupons for Cabs (see Attachment 3), and Dial-A-Ride (see Attachment 4).

In response to a series of questions from Mayor Smith regarding Dial-a-Ride, Mr. James explained that the objective of the service is to pick up the passenger within a half-hour window of the requested time and provide point-to-point service.

Mayor Smith noted that paratransit services are a Regional effort and that the Region determines the amount of the fares.

Mr. Cleavenger advised that Dial-a-Ride program changes include implementing an improved screening process to qualify users, adjusting the hours of operation, and increasing the fare from \$2.00 to \$2.50 in July 2009 with fifty cent increases in each of the two subsequent years. He reported that the RPTA estimates the 2009/2010 budget at approximately \$2.2 million, a 49 percent increase over 2008/2009, which results in a projected City of Mesa budget shortfall of approximately \$1.1 million. Mr. Cleavenger said that in order to maintain the current level of service, staff proposes to apply the one-time bus stop reimbursement of \$600,000 to the Dial-a-Ride service, which reduces the budget shortfall to \$496,764.

Mr. James said that staff worked with the RPTA to determine the reasons for the one-year \$730,000 cost increase. He reported that the escalation of costs resulted from increases for contractors, fuel and overhead in addition to a shortfall in Proposition 400 revenues.

Mr. Cleavenger advised that another scenario would reduce service to the $\frac{3}{4}$ mile area required by Federal mandate, which would result in a budget shortfall of \$48,834.

Responding to a question from Councilmember Somers, Mr. James confirmed that the City of Mesa incurs the cost to provide service to residents of County Islands located within the $\frac{3}{4}$ mile mandated area while some City residents do not receive service.

Mayor Smith stated that the City is required to provide service because a fixed bus route extends through the County islands. He expressed concern regarding the allocation of capital budget dollars to fund operating costs on a one-time basis.

Mr. Cleavenger outlined a third scenario for $\frac{3}{4}$ -mile expanded service

In response to a question from Mayor Smith, Mr. James stated that the City could elect to provide service to an area beyond the $\frac{3}{4}$ mile Federal mandate.

Mr. Cleavenger noted that providing service in selected areas beyond the area mandated by the Federal government could create some equity issues. He reviewed the Dial-a-Ride Service Adjustments and the Transit Budget Summary (see Attachment 5). Mr. Cleavenger summarized staff's recommendation which includes a tentative timeline for the public process (see Attachment 6).

Councilmember Somers requested that provisions be included in the program to address the at-risk population that is not presently being served.

Councilmember Higgins suggested that non-profit agencies could enhance the services provided by Dial-a-Ride.

Mr. James explained that when Dial-a-Ride service is requested by a qualified individual, the service must be provided. He said that non-profits could be utilized to enhance the services, but non-profit agencies could not replace Dial-a-Ride. He added that Ride Choice options are encouraged because of the lower costs, but the individuals cannot be forced to utilize a lower-cost option.

City Manager Christopher Brady stated that the City would be willing to work with a non-profit agency that could provide the service for pre-qualified individuals at a lesser cost.

Mr. Cleavenger stated that staff would defer their request for Council direction until the April 2nd Study Session.

Vice Mayor Jones expressed concern that capital dollars are proposed to be used to address operating costs.

Mayor Smith thanked staff for the presentation, and he noted that the topic would be addressed at the April 2nd Study Session.

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

- a. Transportation Advisory Board meeting held January 20, 2009
- b. Economic Development Advisory Board meeting held February 3, 2009
- c. General & Economic Development Committee meeting held February 26, 2009

It was moved by Councilmember Somers, seconded by Vice Mayor Jones, that receipt of the above-referenced minutes be acknowledged.

Carried unanimously.

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

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

6. Scheduling of meetings and general information.

There were no announcements regarding the scheduling of meetings.

7. Prescheduled public opinion appearances.

- a. Hear from Joey Gornik regarding annexation issues.

Mr. Gornik addressed the Council regarding his request for City utility service for a home he is constructing in a County island. He stated that the City initially quoted a cost of approximately \$375 for an application fee plus \$4,000 to \$6,000 for the connection. He said that he is now being quoted costs of \$13,000 for the application fee plus \$35,000 for the connection with a six-month waiting period.

City Manager Christopher Brady noted that staff has met with the applicant. He stated that the fees being quoted to Mr. Gornik represent an amount that corresponds to the impact fees and that the amount would be the same for a property that was located in the City or the County.

Mayor Smith suggested that Mr. Gornik meet with Deputy City Manager Jack Friedline and Development & Sustainability Director Christine Zielonka. He said that Mr. Gornik would also have an opportunity to present an appeal of his case to the Transportation and Infrastructure Committee.

8. Adjournment.

Without objection, the Study Session adjourned at 5:49 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 Study Session of the City Council of Mesa, Arizona, held on the 23rd day of March 2009. 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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Attachments (6)

Transit Budget Overview

Service Type	FY 08/09 COM Budget	FY 09/10 COM Allocation	FY 09/10 Provider Estimate	% Increase Over FY 08/09 Budget	Required Adjustments
Light Rail	\$903,429	\$1,752,076	\$1,752,076	N/A	\$0
Fixed Route Bus	\$4,727,841	\$4,864,948	\$5,326,896	13%	-\$461,948
Paratransit:					
Ridechoice*	\$367,500	\$367,500	\$367,500	N/A	\$0
STS	\$105,000	\$0	\$0	N/A	\$0
Dial-A-Ride	\$1,499,922	\$1,134,022	\$2,230,786	49%	-\$1,096,764
	<u>\$7,603,692</u>	<u>\$8,118,546</u>	<u>\$9,677,258</u>		<u>-\$1,558,712</u>

*Does not include STS

- \$1.56 million over budget

Proposed Service Adjustments

• Rte 30 (University) shorten to Power/Main	-\$385,574
• Eliminate last P.M. run on City funded routes: University, Broadway, Alma School, Mesa Dr., Stapley, and the Buzz	-\$117,744
• The Buzz - Saturday 1-hour frequency	-\$ 56,560
• <u>Rte 108 (Elliot) - Eliminate Sat. service</u>	<u>-\$ 14,580</u>
• Estimated Savings	-\$574,458
• Brings Fixed Route Bus Service within budget	

Mileage Reimbursement

- Drivers are reimbursed \$0.55 per mile for transporting prequalified residents
- Requirements:
ADA prequalified by Valley Metro, or
65 years of age or older
- Average cost to the City per trip: \$6.91

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Coupons for Cabs

- Prequalified residents purchase taxi cab coupons
- \$2.50 buys \$10 in taxi cab coupons

Requirements:

- ADA prequalified by Valley Metro, or
65 years of age or older
- Free coupons are provided for dialysis trips
- Average cost to the City per trip: \$9.38

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Dial-a-Ride Service

- Complementary transit service for Americans with Disabilities (ADA) who cannot utilize traditional fixed route bus service.
- Federally mandated:
 - For areas within $\frac{3}{4}$ -mile of existing bus routes
 - To operate during the same day and times as fixed bus route service

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Dial-a-Ride Service (Cont'd)

- Operates Citywide:
 - Monday to Saturday: 4 a.m. to midnight
 - Sundays and Holidays: 7 a.m. to 7 p.m.
 - User fare Currently \$2.00
- Required to be prequalified by RPTA
- Average cost per trip = \$32.81

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Budget Summary

Dial-a-Ride Service Adjustments

FY 09/10 RPTA Estimate	\$2,230,786
<u>Service adjustments</u>	
¾-mile service	-\$ 430,056
Fare adjustment	-\$ 13,537
Federal contribution adjustment	-\$ 4,337
<u>Bus stop improvement funding*</u>	<u>-\$ 600,000</u>
Revised Estimate	\$1,182,856
<small>*One-time</small>	
 FY09/10 COM Allocation	 \$1,134,022
 • \$48,834 Budget shortfall	

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Transit Budget Summary

Service Adjustment	FY 09/10 COM Allocation	FY 09/10 RPTA Estimate	Adjustments	FY 09/10 Projected Costs With Adjustments	Variance
Light Rail	\$1,752,076	\$1,752,076	\$0	\$1,752,076	\$0
Fixed Route Bus	\$4,864,948	\$5,326,896	\$574,458	\$4,752,438	\$112,510
Dial-a-Ride Program	\$1,134,022	\$2,230,786	\$1,047,930	\$1,182,856	\$48,834
RideChoice	\$367,500	\$367,500	\$0	\$367,500	\$0
Total	\$8,118,546	\$9,677,258	\$1,622,388	\$8,054,870	\$63,676

• Estimated FY 09/10 Transit Fund Balance after adjustments: **\$63,676** under budget

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Recommendation

Staff is requesting Council direction to initiate a public process to consider implementing:

- ¾-mile service area for Dial-a-Ride
- The following fixed route bus service changes:
 - Shorten Rte 30 (University) to Power/Main
 - Eliminate the last run on six City funded routes
 - Saturday, 1-hour frequency for the Buzz
 - Rte 108 (Elliot) – Eliminate Saturday service

- The initiation of a working group with RPTA to address:
 - Dial-a-Ride service efficiencies;
 - Transit cost forecasting; and
 - Development of local transit funding strategies

- Using \$600,000 reimbursement from the Bus Stop Improvement Program (one year only) to offset Dial-a-Ride costs

Tentative Public Process Timeline

Council Direction	April 2
Post Legal Notice	April 4
Public Meeting	May 4, 5, 6, or 7
Council Meeting	June 1
Implementation	July 1



COUNCIL MINUTES

May 7, 2009

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 May 7, 2009 at 7:55 a.m.

COUNCIL PRESENT

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

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Debbie Spinner
Linda Crocker

1. Hear a presentation, discuss and provide direction on the FY 2009-2010 Human Services Funding including but not limited to allocating funds based on the Community Safety Support Investment Model and determining agency funding levels.

Neighborhood Services Director Ray Villa advised that staff was present to provide information on the Community Safety Support Investment Model, and he introduced Human Services Specialist Lisa Wilson.

Ms. Wilson stated that the Community Safety Support Investment Model was adopted by the Council in 2005. She displayed a PowerPoint presentation (a copy is available for review in the City Clerk's Office) that outlined the programs supported by this funding model in Fiscal Year 2008/2009 as listed below:

- Central Arizona Shelter Services (emergency shelter for single women).
- Child Crisis Center (emergency shelter for children).
- A New Leaf, which includes:
 - Autumn House (shelter for victims of domestic violence).
 - East Valley Men's Center (transitional and emergency shelter for men).
 - La Mesita (shelter for homeless families).
 - Client Services (emergency rent, utility, and mortgage assistance to Mesa residents).
- Mesa Boys & Girls Club (operates the Teen Center, which teaches youth coping skills and gang prevention).
- United Food Bank (Food Link provides emergency foods boxes to Mesa residents).

- Community Bridges (assists residents seeking substance abuse treatment).
- Save the Family (transitional housing for families while helping them become self-sufficient).
- Mesa Family YMCA (court-ordered peer counseling for youth committing minor first offenses).
- East Valley Senior Services (delivers meals to homebound seniors and elderly).
- Marc Center of Mesa (on-the-job training for individuals with developmental, physical and mental disabilities).

Mr. Wilson advised that although the following programs were considered for funding, no funds were allocated in the 2008/2009 budget:

- East Valley Senior Services
 - Assistance for Independent Living/Caring Corp (in-home volunteers to assist the elderly).
 - Retired Seniors Volunteer Program (placement services and mileage reimbursement to seniors seeking volunteer opportunities with assistance).
- Care Partnership (pediatric health care for individuals without insurance).
- House of El-Elyon (housing and case management for unwed teens).

City Manager Christopher Brady noted that that the budgeted programs address areas that interact with Public Safety personnel. He advised that staff's recommendation is to continue the programs and focus on these areas. Mr. Brady said that staff would seek additional funding opportunities through Community Development Block Grants (CDBG). He noted that contributions to the ABC (A Better Community) fund on utility bills have declined in the past year.

Councilmember Kavanaugh commended staff for being able to maintain funding for these non-profit agencies, and he expressed support for the Community Safety Model. He suggested that the ABC Program be revisited, and he noted that he was the original sponsor of the Program. He complimented Mr. Brady and staff for their efforts.

Mayor Smith explained that the Community Safety Model supports the funding of programs that prevent Public Safety issues from developing into more serious situations that require Police or Fire Department intervention at a later date. He expressed support for this cost-effective approach to meeting the needs of the community.

Ms. Wilson noted that an important aspect of this model is that the agencies provide programs that develop self-sufficiency.

Mayor Smith said that the consensus of the Council was that staff move forward with the recommendation presented.

In response to a question from Councilmember Richins, Mr. Brady clarified that although staff's funding recommendation for the next year is less than the current year because of the decreased ABC contributions, the General Fund contribution remains the same and staff will seek additional funding through the CDBG process.

2. Hear a presentation, discuss and provide direction on budget issues, including, but not limited to:

- a. Hear a presentation, discuss and provide direction on transit services, including Dial-a-Ride.

Transportation Director Dan Cleavenger introduced Deputy Transportation Director Mike James and advised that staff would address issues related to transit policy. He displayed a PowerPoint presentation (a copy is available for review in the City Clerk's Office), and he noted that one of the Council's Strategic Initiatives referenced the leadership and regional cooperation that is required to address challenges, such as transportation. Mr. Cleavenger quoted the Transit Division's Mission Statement as follows: "Enhance the quality of life for citizens and visitors of all abilities by providing a safe and efficient transit system."

Mr. James reported that the City has thirteen arterial bus routes and six express routes along with the downtown circulator, The Buzz. He stated that the City currently has one LINK on Main Street and that another is scheduled to be operational on Country Club Drive in July of 2010.

Responding to a question from Mayor Smith, Mr. James explained that "LINK" is the name designated by Valley Metro for Bus Rapid Transit (BRT) service because it links to the Light Rail Transit system.

In response to a question from Councilmember Richins, Mr. James advised that the LINK has limited stops and provides a faster connection to the Light Rail Transit system. He said that the arterial bus route service has many more stops and is able to connect passengers to a LINK bus stop.

Mr. James addressed a question from Councilmember Higgins by advising that presently the LINK has fewer riders than the arterial buses. He noted that as more detailed ridership information becomes available, it may be possible to adjust local bus routes.

Councilmember Somers requested that Mr. James comment on Title 6 and the impact of Title 6 on bus routes.

Mr. James explained that Title 6 relates to social equity to protect low income and minority populations. He reported that all of Mesa's routes, except the Gilbert Road route, are covered by Title 6. He added that the Gilbert Road route does not qualify under Title 6 because there are fewer minority and low income residents along the route

Discussion ensued relative to the fact that bus service during the week is every 30 minutes; that the LINK and Route 40 along Main Street operate at one-hour intervals on the weekends, alternating every 30 minutes; and that buses operate at 30 minute intervals during peak demand hours in the mornings and afternoons.

Mr. James summarized that transit costs, which are controlled by the Regional Public Transit Authority (RPTA), are increasing while both City and Prop 400 sales tax revenues are decreasing. He said that staff is working with RPTA to identify some savings. Mr. James explained that lower Prop 400 revenues result in a greater financial burden on the City to fund Dial-A-Ride service. He noted that as the aging population increases over the next 30 years, Dial-A-Ride and special needs transportation will be a critical issue. Mr. James reported that transit ridership across the country is the highest in 50 years.

Councilmember Finter suggested that staff make transit information regarding fares and cost savings available to the public.

Mr. James noted that staff is not seeking Council policy direction at this meeting. He reviewed some proposed bus service adjustments, such as shortening Route 30, eliminating the last evening run on the City-funded routes, changing the Buzz to a one-hour frequency on Saturday, and eliminating Saturday service on Route 108.

In response to concerns expressed by Councilmember Higgins regarding the elimination of Route 30 service to the Multigenerational Center and service to Mesa Community College Red Mountain Campus, Mr. Brady stated that staff would review the situation.

Mr. James noted that the Region has delayed implementing bus service on the route that includes MCC due to lower Prop 400 revenues.

Mr. Brady said that staff could discuss other options with MCC.

Mayor Smith stated the opinion that the present system is not sustainable. He noted that a desirable future connection would be between the MCC Red Mountain campus and Arizona State University Polytechnic as well as other educational facilities. He further stated that the situation is difficult because the City lacks a defined revenue source and has no control over the costs.

Mr. James advised that staff proposes to maintain the existing paratransit service levels for the next year and work with the Council to develop options and alternatives for long-term transit service.

Councilmember Somers said that another issue that needs to be addressed is the creation of a stable Council policy addressing transportation policies. He stated the opinion that the City should have a public process regarding these issues.

Councilmember Kavanaugh commended staff for doing a good job in difficult times. He concurred that the Council should establish a stable transportation policy that addresses the demands of an aging population. He added that land use decisions should be considered, transportation corridors should be identified and efforts should be expended to address methods of encouraging individuals who need services to live in these corridors. Councilmember Kavanaugh expressed support for staff's recommendations.

Councilmember Richins expressed concurrence with Councilmember Kavanaugh's comments regarding land use decisions.

Mayor Smith said he agreed with many of the comments made by the Councilmembers. He suggested that he would like to develop a plan for specific transit corridors that complies with Federal law and identifies where future transit services would be available. Mayor Smith stated that the current model of service is not sustainable. He said that in the future, residents who require transportation services may have to locate in areas where the services are available. He added that the Zoning Update could incorporate the present transit corridors and the location of future transit corridors, which could provide some certainty to residents regarding the availability of transportation services in specific areas of the City. Mayor Smith noted that the budget would be maintained for the 2009/2010 budget and that the issue would be addressed in the 2010/2011 budget.

Responding to a question from Councilmember Richins regarding the General Plan Update, Mr. Brady said that transportation issues are included in that process. He said that staff would like to work with the Council on developing a strategy, which can be integrated into the General Plan.

In response to concerns expressed by Councilmember Richins regarding the elimination of bus service to the Red Mountain Multigenerational Center, Mr. James stated that although he did not have the information with him, he would provide the data to the Council.

Mayor Smith said that the consensus of the Council was to maintain the current budget in 2009/2010, and he thanked staff for the presentation.

b. Update 2009/10 Budget Timeline.

Budget Director Chuck Odom presented the Fiscal Year 2009/10 Budget Timeline (see Attachment 1).

City Manager Christopher Brady advised that the anticipated amount of Federal Stimulus funding would be included in the tentative budget in order to accommodate the expenditure of those funds. He noted that although many budget reductions have been implemented, the budget may appear to be larger because of the Stimulus funding.

Vice Mayor Jones explained that State law requires that the tentative budget indicate the potential or the maximum amount of the proposed budget and that the amount of the final budget would probably be less.

Councilmember Somers recommended that the City Auditor review the Federal Stimulus funding and expenditures on a continuous basis to ensure that the City is complying with all of the Federal requirements.

Mr. Brady noted that although City Auditor Gary Ray plans to retire, the staff in that office is very competent and capable of monitoring the Federal Stimulus funding and expenditures.

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

Mayor Smith: Employee Service Awards Event.

Councilmember Richins: Neighbor Works Symposium on sustainability.

Vice Mayor Jones: American Gas Association meeting in Washington, D.C.

Councilmember Higgins: District 5 Building Strong Neighborhoods Event.

4. Scheduling of meetings and general information.

City Manager Christopher Brady stated that the meeting schedule is as follows:

Friday, May 8, 2009, 11:00 a.m. – Mesa United Way Luncheon

Saturday, May 9, 2009, 10:00 a.m. – City Hall at the Mall – Fiesta Mall Center Court

Thursday, May 14, 2009, 7:30 a.m. – Study Session

Friday, May 15, 2009, 5:00 p.m. – Kino Pool Grand Opening

Monday, May 18, 2009, TBA – Study Session

Monday, May 18, 2009, 5:45 p.m. – Regular Council Meeting

5. Items from citizens present.

There were no items from citizens present.

6. Adjournment.

Without objection, the Study Session adjourned at 8:57 a.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 Study Session of the City Council of Mesa, Arizona, held on the 7th day of May, 2009. 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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Attachment (1)

FY 2009/10 Budget Timeline

- **May 14** – Delivery of Preliminary Budget Documents
- **May 18** – Council Meeting – Adopt Utility Rate Notice of Intention
- **June 1** – Council Meeting – Adopt Tentative Budget & Introduce Utility Rate Ordinances
- **June 22** – Council Meeting – Public Hearings on Budget and Utility Rates – Adopt FY 2009/10 Budget, 5-Year CIP & Utility Rates, Secondary Property Tax Rate



COUNCIL MINUTES

August 31, 2009

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on August 31, 2009 at 5:47 p.m.

COUNCIL PRESENT

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

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Debbie Spinner
Linda Crocker

Invocation by Pastor Scott Koolman, Desert Haven Church.

Pledge of Allegiance was led by Scout Tyler Oaks of Troop #514.

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 stated that Mesa was fortunate to have over 200 citizens serving on the City's Advisory Boards and Committees. He said that, on behalf of the City, he wanted to recognize the contributions made by the individuals whose term of office expired on June 30, 2009. Mayor Smith noted that the City benefits from the knowledge and experience of these civic-minded citizens, and he requested that those who were present come forward to receive an award when Vice Mayor Jones announced their name.

Vice Mayor Jones read the names of the following individuals and the Board or Committee on which each served:

Michael Clement – Board of Adjustment
Vincent DiBella – Design Review Board
Jeffrey Jarvis – Downtown Development Committee
Theresa Carmichael – Economic Development Committee
Conrad Martin – Housing Advisory Board
John Matthews – Human Relations Advisory Board
Mark Tompert – Human Relations Advisory Board

Raymond Jones – Human Services Advisory Board
Linda Starr – Human Services Advisory Board
Marlon Branham – Judicial Advisory Board
Oonagh McQuarrie – Library Advisory Board
Jill Bonewell – Merit System Board
Hector Benitez – Museum & Cultural Advisory Board
Andrea Soto – Museum & Cultural Advisory Board
Sacajawea Ramona Tecumseh – Museum & Cultural Advisory Board
Russell Gillard – Parks & Recreation Board
Donna Kohlhase – Personnel Appeals Board
Ken Salas – Planning & Zoning Board
Heather Moos – Transportation Advisory Board
Pat Esparza – Personnel Appeals Board and Planning & Zoning Board

Mayor Smith reported that he, Councilmember Higgins, City Manager Christopher Brady and City staff members attended an event at Special Devices Inc. (SDI), a manufacturing company that is consolidating its operations and relocating 250 jobs to Mesa from California. He said that SDI presented an award to the City in recognition of the services provided that facilitated the installation of their equipment during the construction phase.

Mayor Smith asked the following individuals to come forward: Development and Sustainability Director Christine Zielonka, Deputy Building Safety Directors Tammy Albright and Steve Hether, Senior Building Inspector Clyde Spillers, Building Inspector Mike Duncan and Fire Inspector Don Wilson. He stated that staff's efforts to accommodate the needs of this company was an example of how to "Build a Better Mesa" and, on behalf of the Council, he thanked them for their efforts.

1. Take action on all consent agenda items.

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.

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

Carried unanimously.

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

Minutes of the April 9 and 30 and August 20 and 24, 2009 meetings.

3. Conduct a public hearing prior to releasing the petition for signatures for the following proposed annexations:

3a. **A08-37 (District 5)** Annexing land located north of Brown Road and west of Ellsworth Road in the Sunrise Heights Subdivision (0.15± ac.). Initiated by the property owner, Harlan Finzer.

Mayor Smith announced that this was the time and place for a public hearing regarding the annexation of land located north of Brown Road and west of Ellsworth Road in the Sunrise Heights Subdivision.

There being no citizens present wishing to speak to this issue, Mayor Smith declared the public hearing closed.

- 3b. **A09-03 (District 5)** Annexing land located on the northeast corner of Brown Road and Crimson Road (5.78± ac.). Initiated by Curtis Leetham, authorized representative for the LDS Church.

Mayor Smith announced that this was the time and place for a public hearing regarding the annexation of land located on the northeast corner of Brown Road and Crimson Road.

There being no citizens present wishing to speak to this issue, Mayor Smith declared the public hearing closed.

4. Discuss, take public comment and take action on the following Minor General Plan Amendment and zoning case:

- *4a. Public Hearing on Minor General Plan Amendment **GPMInor09-02 (District 6) (Continued to the September 14, 2009 Council meeting)**.

- *4b. Take action on the following resolution:

GPMInor09-02 (District 6) 10617 East Oasis Street. Located west of Signal Butte Road and south of Broadway (4.9± acres). Minor General Plan Amendment to change the land use designation from Parks (P) to High Density Residential 10-15 du per acre (HDR 10-15). This case will allow the development of a Supportive Housing Project. MARC Center owner; Saemisch DeBella Architects, applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)*** **COMPANION CASE Z09-08. (Continued to the September 14, 2009 Council meeting).**

P&Z Recommendation: Adoption. (Vote: 4-0-1) Boardmember DiBella abstained. Boardmember Perkinson absent.

- *4c. Take action on the following ordinance introduced at a prior Council meeting:

Z09-08 (District 6) 10617 East Oasis Street. Located west of Signal Butte Road and south of Broadway (4.9± acres). Rezone from R1-9 to R-3 with a Site Plan Review; also consider the preliminary plat. This case will allow the development of a Supportive Housing Project. MARC Center owner; Saemisch DiBella Architects applicant. ***(Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.)*** **COMPANION CASE GPMInor09-02. (Continued to the September 14, 2009 Council meeting).**

P&Z Recommendation: Approval with Conditions. (Vote: 4-0-1) Boardmember DiBella abstained; Boardmember Perkinson absent.

5. Take action on the following liquor license applications:

*5a. Feathers Foundation Inc.

This is a one-day charitable event to be held on October 17, 2009 from 7:30 p.m. to 12:00 a.m. at 12 W. Main St. **(District 4)**.

5b. AZ Museum for Youth

New Government License for AZ Museum for Youth, 35 N. Robson St., City of Mesa Municipal Corp AC - Randy H. Vogel, Agent. No previous liquor license at this location **(District 4)**.

*5c. AZ Museum of Natural History

New Government License for AZ Museum of Natural History, 53 N. MacDonald St., City of Mesa Municipal Corp AC - Randy H. Vogel, Agent. No previous liquor license at this location **(District 4)**.

*5d. Valero

New Beer & Wine Store License for Valero, 1821 S. Country Club Dr., Tri Business Investment, LLC – Debbie Lan Nguyen, Agent. The previous Beer & Wine Store License held at this location by St. Food Mart Inc. will revert back to the State **(District 4)**.

6. Take action on the following contracts:

*6a. Term Supply Contract for Disposable Medical Examination Gloves for the Fire Department **(Citywide)**.

The Purchasing Division recommends awarding the contract to the highest scored vendor, Bound Tree Medical, LLC at \$45,000.00 annually, based on estimated purchases.

*6b. Renewal of the Term Supply Contract for Library Spoken Word Materials for the Library **(Citywide)**.

The Purchasing Division recommends authorizing renewal of the contract with BBC Audiobooks America at \$15,000.00 and Books on Tape, Inc. at \$30,000.00 for the total renewal contract of \$45,000.00, based on estimated annual purchases.

*6c. Renewal of the Term Contract for Recapping of Tires for the Materials and Supply Warehouse **(Citywide)**.

The Purchasing Division recommends authorizing renewal of the contract with Michelin North America, Inc. at \$423,616.88 and Roberts Tire Sales, Inc., a Mesa business, at \$141,205.63 for a combined total award of \$564,822.51 annually, based on estimated requirements.

- *6d. Term Supply Contract for Water Meter Boxes and Lids for the Materials and Supply Warehouse (**Citywide**).

The Purchasing Division recommends awarding the contract to Farnsworth Wholesale Company, a Mesa business, at \$69,009.97, based on estimated annual purchases.

- *6e. Desert Sands Water Line Replacement (**District 6**).

City Project No. 01-559-002. This project will replace existing water lines that were installed in 1969 with approximately 24,000 linear feet of new 8-inch diameter water lines within the right-of-way of the Desert Sands neighborhood located north of Baseline Road and south of US 60, from 72nd Street to 77th Street. The existing waterlines will be abandoned. Forty-three (43) fire hydrants will be installed to serve the neighborhood. This project will also replace approximately 500 existing water meters.

Recommend award to the low bidder, Lee's Pipelines Inc., in the amount of \$2,014,045.00 plus an additional \$201,404.50 (10% allowance for change orders) for a total award of \$2,215,449.50. Funding is available from the approved FY 08/09 Water Bond Capital Program.

- *6f. Greenfield Road Reconstruction, Widening; Baseline Road to Southern Avenue (**District 6**).

City Project No. 04-844-001. This project consists of widening the roadway for approximately one mile to provide three (3) through lanes in each direction with dual left turns at the major intersections. It will include new pavement, curb and gutter, sidewalk, a raised landscaped median on Greenfield Road, traffic signals, roadway lighting and landscaping. As part of the widening of the bridge over the Salt River Project (SRP) Eastern Canal the roadway will be widened to accommodate the additional traffic lanes. This contract is for the construction phase work to be performed by the Construction Manager at Risk (CMAR), Haydon Building Corporation.

Recommend award of the Construction Phase Services contract to Haydon Building Corporation, with a Guaranteed Maximum Price (GMP) of \$6,263,538.00 plus an additional \$626,353.80 (10% allowance for change orders) for a total award of \$6,889,891.80. Funding is available from the adopted FY 09/10 Streets Bond Capital Program. In addition, the Maricopa Association of Governments (MAG) Regional Transportation Plan (RTP) (Proposition 400) Program will reimburse Mesa a total of \$4,837,000 once construction is complete.

- *6g. 2009/2010 Crack Seal Project (**Citywide**).

City Project No. 09-906-001. This project will crack seal various streets throughout the City to prevent water from penetrating below the pavement, which leads to deterioration of the pavement. This project will seal approximately 3,653,237 square yards of pavement throughout the City.

Recommend award to the low bidder, Cholla Pavement Maintenance, in the amount of \$811,838.57 plus an additional \$81,183.86 (10% allowance for change orders) for a total

award of \$893,022.43. This project is funded from the approved FY 09/10 Transportation Operations Budget.

7. Take action on the following resolutions:

- *7a. Approving and authorizing the City Manager to execute an Airport Development Reimbursable Grant Agreement – Amendment Number 1 between the State of Arizona, Arizona Department of Transportation (Aeronautics Division) and the City of Mesa to extend Grant Number E7S26 (Eastside Aeronautical Use Development and Taxiway Design) expiration date to June 30, 2011 – Resolution No. 9551 (**District 5**).
- *7b. Approving and authorizing the City Manager to execute an Airport Development Reimbursable Grant Agreement – Amendment Number 1 between the State of Arizona, Arizona Department of Transportation (Aeronautics Division) and the City of Mesa to extend Grant Number E7S59 (Master Plan Update – Phase 2) expiration date to June 30, 2011 – Resolution No. 9552 (**District 5**).
- *7c. Approve and authorize the City Manager to execute a Grant Agreement between the City of Mesa and the Governor's Office of Highway Safety to accept grant funds in the amount of \$50,000 for participation in the Occupant Protection Enforcement Program (Click It or Ticket) – Resolution No. 9553.
- *7d. Supporting the United States Census Bureau's desire to conduct a complete and accurate count of all Mesa residents as of April 1, 2010 – Resolution No. 9554.

8. Introduction of the following ordinances and setting September 14, 2009, as the date of the public hearing on these ordinances:

- *8a. Amending Section 1-12-8 of the Mesa City Code to authorize the Presiding City Magistrate to appoint Court Commissioners.
- *8b. **Z09-07 (District 6)** 10617 East Oasis Street. Located south of Broadway Road and west of Signal Butte Road. (4.9± acres). Rezone from Maricopa County R1-8 to City of Mesa R1-9. For the establishment of City of Mesa zoning on recently annexed property. City of Mesa, applicant.

PHO Recommendation: Approval with conditions.

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. **A08-18 (District 6)** Annexing land located just south of Broadway Road and west of Signal Butte Road (4.9± acres). Initiated by the applicant, Pat Gilbert, for the Marc Center – Ordinance No. 4943.
- *9b. **Z09-15 (District 6)** 8257 East Guadalupe Road, Suites 9 – 13. Located west of Hawes Road on the south side of Guadalupe Road. Council Use Permit. This request will allow a charter school in a C-2 district. Pamela Johns, Guadalupe Hawes Dev. Investors, LLC,

owner; Jill Gaitens, Vistas Leadership Academy, applicant – Ordinance No. 4944. (***Held a neighborhood meeting, notified property owners, homeowners associations and registered neighborhoods.***)

P&Z Recommendation: Approval with conditions. (Vote: 5-0) Boardmember Roberts absent.

*9c. Amending Title 8, Chapter 6 of the Mesa City Code to establish and implement an individual residential rental inspection program – Ordinance No. 4945.

*10. Assign delinquent accounts to collection services for the three-month period ending June 30, 2009, totaling \$493,321.

11. Items from citizens present.

There were no items from citizens present.

Mayor Smith acknowledged the service and sacrifice of Army Captain Cory Jenkins, a Mesa resident who recently lost his life in Afghanistan. He noted that Captain Jenkins is the twelfth Mesa resident to die in Iraq and Afghanistan. Mayor Smith, on behalf of the Council and the City, extended sympathy to the Jenkins' family, and he announced that the City's flags would fly at half staff in honor of Captain Jenkins.

12. Adjournment.

Without objection, the meeting adjourned at 6:08 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 31st day of August 2009. 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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