

COUNCIL MINUTES

May 14, 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 14, 2009 at 7:31 a.m.

COUNCIL PRESENT

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

COUNCIL ABSENT

Dennis Kavanaugh

OFFICERS PRESENT

Christopher Brady
Debbie Spinner
Linda Crocker

Mayor Smith excused Councilmember Kavanaugh from the entire meeting.

1. Review items on the agenda for the May 18, 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

2. Hear a presentation on the Kino Pool Grand opening activities and citywide summer swim programs.

Parks, Recreation and Commercial Facilities Director Rhett Evans introduced Assistant Parks, Recreation and Commercial Facilities Director Mike Holste. Mr. Evans provided an update on the regional pool concept, which was adopted by the Council and the Parks & Recreation Board. He displayed a PowerPoint presentation (a copy is available for review in the City Clerk's Office) and explained that the regional concept calls for fewer pools that are larger and offer more amenities. He reported that the Carson Pool has been completed, Kino will open soon, the Rhodes Pool is under construction and the Skyline Pool is about to enter into the design phase. Mr. Evans stated that Quality of Life sales tax revenues fund the pool construction costs.

Mr. Holste advised that the City would have seven pools operational this summer compared to ten last year. He provided information on the Kino, Rhodes and Skyline pools, the programs to be offered at each pool and the projected opening dates (see Attachment 1). He cited numerous competitive events that have been scheduled at the Kino Pool.

In response to a question from Vice Mayor Jones, Mr. Holste advised that the Skyline Pool is oriented from east to west with the spectator area on the south side.

Discussion ensued relative to the fact that the shaded areas at the Skyline Pool would incorporate a design similar to that of the Kino Pool; and that shade screens could be installed on the back of the bleachers.

Mayor Smith emphasized the importance of providing shade for spectators attending competitive events. He requested that staff pay close attention to the issue.

Responding to a question from Councilmember Somers, Mr. Evans advised that the design for the Skyline Pool is 60 percent complete at the present time.

City Manager Christopher Brady advised that staff was anxious to place the project out for bid because of the current reduction in construction costs as a result of the economic crisis. He noted that many bids received by the City for other projects have been lower than anticipated, which has enabled the City to address additional projects.

Mayor Smith noted that cost savings would be realized because the Skyline Pool is utilizing the same design as the Kino Pool.

Mr. Holste reported that Federal legislation to prevent pool and spa drain entrapments, the *Virginia Graeme Baker Pool and Spa Safety Act*, which applies to all public and semi-public pools became effective December 19, 2008. He advised that a consultant determined that the City's pools are close to being in compliance and that the required changes, which are minimal, can be accomplished in-house. Mr. Holste explained that the Federal legislation requires the installation of pool drain covers, the purpose of which are to prevent the drowning of children and adults as a result of being trapped by the suction of the pool drain.

Mr. Evans added that the City's pools provide additional safety by having dual drains so that if one drain is blocked, the other drain would begin to function.

Mr. Holste advised that staff is being proactive with regard to pool maintenance and public education in order to prevent contamination by the *Cryptosporidium* parasite. He advised that staff was recognized by Maricopa County for the development of a pamphlet titled, "Crypto. What is it?" (a copy is available for review in the City Clerk's Office), which will be utilized as part of the public education effort.

In response to a suggestion by Councilmember Somers, Mr. Holste stated that copies of the pamphlet would be made available to homeowners' associations and apartment complexes.

Mr. Holste provided an overview of the summer aquatics programs, and he reported that registration in 2009 has increased when compared to last year. He advised that the Guard Start Program provides a volunteer opportunity for young people aged 13 to 15 years old to assist

lifeguards. Mr. Holste reported that last year 179 young people contributed 10,900 hours of volunteer service to the Program. He noted that the Making Waves Program provides an opportunity for local businesses and organizations to fund scholarships for underprivileged children. Mr. Holste said that the Kino Pool Grand Opening would be held on May 15th.

Mayor Smith thanked staff for the update.

3. Review and hear a presentation on the FY 2009/10 Preliminary Budget.

Budget Director Chuck Odom stated that the Council received the preliminary 2009/2010 Budget and the 2009/2010 CIP (Capital Improvement Program) binders (copies are available for review in the City Clerk's Office). He displayed a PowerPoint presentation (a copy is available for review in the City Clerk's Office) to provide an overview of the proposed budget. Mr. Odom displayed a chart titled the FY09/10 "All Funds" Budget (see Attachment 2), and he noted that budget cuts implemented during the year are reflected on the chart. He added that Quality of Life funds are included in the General Governmental Operations & Maintenance (O&M) fund.

In response to a question from Councilmember Higgins, Mr. Odom advised that for ten years Quality of Life was tracked as a separate fund. He noted that the last of the capital items are now being addressed and that the remaining funds will be utilized for O&M expenses.

Mayor Smith explained that the Quality of Life tax was approved for specific objectives such as the funding of additional police officers and projects, such as swimming pools. He said that because the capital projects will be completed with the current pool construction, the remaining funds that address Operations and Maintenance expense do not have to be tracked separately.

Mr. Odom stated that the proposed budget achieves the goal of reducing the budget by \$152 million. He explained that the tentative budget to be presented to the Council on June 1st will be significantly higher in order to account for capital expenditures that were not completed in the current year and will be budgeted again in the coming year. He emphasized that this was a timing issue and did not represent a budget increase. Mr. Odom added that the final budget would be somewhat lower than the tentative budget.

Mayor Smith stated that the tentative budget establishes the maximum that can be budgeted for the next year. He explained that the City must also include in the budget the anticipated amount of Federal Stimulus Grants in order to expend the funds when the grants are received.

Mr. Odom stated that the City expects to receive the following Federal Stimulus Grants:

General Fund	\$ 20,848,000
Transportation Funds	10,785,000
Utilities/Enterprise Fund	2,958,000
All Other Restricted & Trust Funds	<u>11,701,000</u>
Federal Stimulus Grants	\$ 46,292,000

Mr. Odom reported that the City would have approximately 1.2 fewer full time employees per one thousand residents in 2009/2010 than in 2000/2001. He advised that the budget books and related documents are being made available on the City's website, and he reviewed the following budget timeline:

May 18 th Council Meeting:	Adopt Utility Rate Notice of Intention
June 1 st Council Meeting:	Adopt Tentative Budget & Introduce Utility Rate Ordinances
June 22 nd Council Meeting:	Public Hearings and Adopt FY 2009/10 Budget, 5-Year CIP, Utility Rates, & Secondary Property Tax Rate

In response to a comment by Mayor Smith, Mr. Odom confirmed that the General Fund budget has been reduced by 15.1 percent.

Mayor Smith thanked Mr. Odom for the presentation.

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

- a. Community & Neighborhood Services Committee meeting held April 30, 2009
- b. Economic Development Advisory Board meeting held April 7, 2009

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

Mayor Smith declared the motion carried unanimously by those present.

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

Councilmember Finter: Annual Police Memorial Service
Mesa Public Safety Foundation Breakfast

6. Scheduling of meetings and general information.

City Manager Christopher Brady reported that City Hall at the Mall was very successful, and he thanked everyone who participated. He also thanked the management of Fiesta Mall for their cooperation, and he advised that the next event is scheduled for October 31st at Superstition Springs Mall.

Mr. Brady stated that the meeting schedule is as follows:

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

Monday, May 18, 2009, 3:30 p.m. – Public Safety Committee Meeting

Monday, May 18, 2009, 5:00 p.m. – Study Session

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

Thursday, May 21, 2009, 7:30 a.m. – Study Session

Thursday, May 28, 2009, 6:30 p.m. – District 1 Building Strong Neighborhoods Meeting

7. Prescheduled public opinion appearances.

- a. Hear from Steve Allen regarding light rail through downtown Mesa.

Mr. Allen stated that he would present his comments to the Council at the Regular Council meeting on May 18, 2009.

8. Items from citizens present.

There were no items from citizens present

9. Convene an Executive Session.

It was moved by Councilmember Somers, seconded by Vice Mayor Jones, that the Council enter into 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. Chicago Cubs Spring Training

10. Adjournment.

Without objection, the Study Session adjourned at 8:13 a.m., prior to the Executive Session.

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 14th 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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Attachments (2)

Regional Pool	Programs	Opening
<p><u>King:</u> (Remodeled) •Replacement Competition Pool -Moveable Bulkhead -Dive Tank -50-Meter Lanes (8) -25-Yard Lanes (26) •Recreation Pool -Zero-Depth Entry -Play Feature -Water Slide</p>	<p>•Year-Round Teams/Competition (youth, high school, college) -Regional Meets -Swimming -Diving -Regional/National Meets -Water Polo -Synchronized Swimming •Public Swim/Lessons</p>	<p>May 15, 2009</p>
<p><u>Rhodes:</u> (Remodeled) •25-Yard Lanes (8) •Dive Tank •Zero Depth Entry •Large Splash Pad •FlowRider</p>	<p>•April-November Teams/Competition (youth, high school, college) •Public Swim/Lessons •Flow Boarding -Exhibitions -Competitions</p>	<p>September 2009</p>
<p><u>Skyline:</u> (New) •Modeled After Kino -Realize Economic Savings by using Kino design -Regional Use: East Mesa</p>	<p>•Same as Kino Pool</p>	<p>October 2010</p>

FY 09/10 "All Funds" Budget

(without Federal Stimulus grants)

	FY 2008/09 Revised	FY 2009/10 Preliminary	FY 2009/10 vs. FY 2008/09 Revised
General Governmental Operations & Maintenance (includes Quality of Life*)	\$372,340,000	\$315,941,000	(\$56,399,000)
General Fund: Grants, Debt Service, Capital & Contingency	\$143,287,000	\$112,348,000	(\$30,939,000)
Transportation - Restricted	\$90,384,000	\$81,736,000	(\$8,648,000)
Utilities/Enterprise Fund	\$294,058,000	\$278,904,000	(\$15,154,000)
All Other Restricted & Trust Funds	\$85,489,000	\$93,320,000	\$7,831,000
Sub-Total Operating Expenditures	\$985,558,000	\$882,249,000	(\$103,309,000)
Bond Expenditures	\$208,101,000	\$158,682,000	(\$49,419,000)
Total Expenditures	\$1,193,659,000	\$1,040,931,000	(\$152,728,000)

- Quality of Life is included in the General Fund in the FY 2008/09 Revised for comparison to the 2009/10 preliminary budget.



COUNCIL MINUTES

August 31, 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 August 31, 2009 at 5:03 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

Mayor Smith excused Councilmember Richins from the beginning of the meeting. He arrived at 5:17 p.m.

1. Review items on the agenda for the August 31, 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

2. Hear a presentation and discuss the 2010 Census.

Government Relations Director Scott Butler said that he and Grants Coordinator Jerry Dillehay would address the City's efforts with regard to the 2010 Census. He added that Al Macias, Partnership Specialist with the Denver Regional Census Center, was present to provide additional information. Mr. Butler displayed a PowerPoint presentation (a copy is available for review in the City Clerk's Office) and reported that each Mesa resident counted in the Census represents approximately \$1,200 in Federal dollars allocated to the City.

Mayor Smith explained that that the Census in itself does not generate revenue, but annual Federal revenue appropriations to cities and states are based on population data obtained through the Census.

Mr. Butler reported that Mesa's response to the Census, which has been declining in the past few decades, also determines Congressional, Legislative and Council District representation. He said that in 2000, Mesa had a 58 percent response compared to the national average of 65 percent.

Mr. Dillehay advised that the City has been involved in Census activities for more than six months and that he serves on a Complete Count Committee with representatives from other Valley communities. He said that promotional and informational materials are being provided at City events and that Channel 11 will broadcast information on the Census. Mr. Dillehay reported that an Area Census Office will be located in Mesa and that Census jobs would be listed on the City's website. He added that the Planning Department is supporting their efforts by verifying annexation areas and boundaries and locating unsheltered population sites around the City. Mr. Dillehay said that other City departments are also involved in promoting the Census.

Mr. Macias displayed a PowerPoint presentation (a copy is available for review in the City Clerk's Office) and explained that the U.S. Constitution requires that a national census be conducted once every ten years that includes all residents, both citizens and non-citizens. He advised that the State of Arizona has been allocated the most resources in the ten-state Region. Mr. Macias explained that although Arizona has the highest population and the largest metropolitan area in the Denver Region, the State underperformed in the 2000 Census. He reported that in 2000, the national response was 65 percent compared to 63 percent for the State of Arizona, 65 percent for Maricopa County, and 58 percent for the City of Mesa.

Mr. Macias stated that the 2010 Census questionnaire consists of ten questions that take approximately ten minutes to complete. He said that a sample of the questionnaire and other information is included in the Census 2010 folder (a copy is available for review in the City Clerk's Office) provided to each Councilmember. Mr. Macias emphasized that the individual Census responses are confidential and cannot be shared with anyone or any other agency, including Federal agencies and law enforcement agencies. He further stated that the population data is utilized to establish the annual Federal allocation of approximately \$400 billion among the states. Mr. Macias advised that the Census questionnaires would be delivered to every address in March and that April 1, 2010 is designated as "Census Day." He said that the final counts would be delivered to the President on December 31, 2010 and that redistricting information would be provided to the states in the February through March 2011 timeframe.

Mr. Macias advised that a national media campaign would begin in January of 2010 and that the Maricopa Association of Governments (MAG) is planning a local campaign. He noted that census workers follow up in person with non-responders, which is a very expensive process that is required by law. Mr. Macias reported that questionnaires are printed in many languages and, in addition, assistance will be available in 59 languages. He added that local sites, such as churches and community centers, would provide a familiar environment for respondents, and he suggested that Mesa promote the 2010 Census in a manner that is appropriate for the community.

Mayor Smith advised that a Complete Count Committee is being formed, and he introduced Gary Smith, who has agreed to serve as Chairman of the Committee. He expressed confidence that the Committee's efforts would ensure that Mesa's response to the 2010 Census would be greater than in 2000. He thanked Mr. Macias and staff for the presentation.

3. Hear a presentation and discuss the flu season.

Deputy City Manager Kari Kent introduced Assistant Fire Chief Gil Damiani, who also serves as the City's Emergency Management Coordinator, and advised that they would provide information on the upcoming flu season. She said that Chief Damiani would address activities from a regional perspective, after which she would provide information on preparations to educate City employees.

Chief Damiani displayed a PowerPoint presentation (a copy is available for review in the City Clerk's Office) to provide an overview of plans that are in place to educate the public regarding the H1N1 virus, which is presently in a pandemic state. He advised that although a greater number of people, one out of every four, are expected to contract the H1N1 virus, the number of fatalities from the virus is expected to be similar to the number that occur in a typical flu season. Chief Damiani stated that a primary concern from an Emergency Management standpoint is the ability to maintain continuity of government and services. He said that a consistent message would encourage citizens and the workforce to obtain a flu shot. Chief Damiani reported that "continuity of operations" planning began late last year. He said that Public Safety personnel have participated in Pandemic Influenza Preparedness training and an "All Hazard Incident Management Team" has been identified.

Ms. Kent continued the presentation by advising that the City's education campaign is modeled on that of the National Center for Disease Control (CDC). She outlined the following preventative measures that will be emphasized:

- **Wash 'em!** Wash hands frequently with soap and water or use alcohol based hand sanitizer.
- **Stay Home!** Flu symptoms include high fever, sore throat, cough, headache, muscle aches and chills.
- **Keep 'em home!** Keep sick kids home.
- **Cover it!** Cough into your sleeve or cover cough with tissue.
- **Hands off!** Avoid touching eyes, nose and mouth.
- **Social distancing!**
- **Get rest!**

Ms. Kent said that the City's "Roll Up Your Sleeve Campaign" encourages all employees to obtain the seasonal flu shot, and she noted that the City's purchase of 2,500 doses is 1,000 more than was purchased last year. She advised that the H1N1 vaccine is currently being evaluated and will be distributed first to the "at risk" populations. Ms. Kent reported that City supervisors are preparing contingency operating plans to address the possibility of increased absenteeism. She added that hand sanitizer dispensers, wipes and tissues are being made available throughout the workplace for employees and members of the public.

Chief Damiani stated that every opportunity is being taken to educate City employees and members of the public.

In response to a question from Councilmember Finter, Chief Damiani advised that because emergency first responders are considered to be health care providers, these individuals would be in the first tier category to receive the H1N1 vaccine. He added that health officials have determined that school age children are in the highest risk category. Chief Damiani noted that

the City does not know the quantity of H1N1 vaccine that will be made available or when the vaccine will be available.

Councilmember Kavanaugh said that he has received his seasonal flu shot, and he encouraged everyone to do the same.

City Manager Christopher Brady noted that the Council has been provided with hand sanitizer and a package of tissues.

Mayor Smith thanked staff for the presentation and for their efforts to educate employees and the community.

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

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

5. Scheduling of meetings and general information.

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

September 1-4, 2009, 7:30 a.m. – 2009 League of Arizona Cities & Towns Annual Conference

Thursday, September 3, 2009, 7:30 a.m. – Study Session (Cancelled)

Saturday, September 5, 2009, 11:00 a.m. – Opening of Rhodes Pool

Thursday, September 10, 2009, 7:30 a.m. – Study Session

Monday, September 14, 2009, TBA – Study Session

Monday, September 14, 2009, 5:45 p.m. – Regular Council Meeting

Mayor Smith thanked everyone who attended the August 27th “Conversation with the Mayor” event.

Councilmember Richins thanked the volunteer sign removal group for their efforts to eliminate illegal signs in the community.

6. Adjournment.

Without objection, the Study Session adjourned at 5:38 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 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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COUNCIL MINUTES

September 14, 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 September 14, 2009 at 5:16 p.m.

COUNCIL PRESENT

Alex Finter
Dina Higgins
Kyle Jones
Dennis Kavanaugh
Dave Richins

COUNCIL ABSENT

Mayor Scott Smith
Scott Somers

OFFICERS PRESENT

Jack Friedline
Debbie Spinner
Linda Crocker

Vice Mayor Jones excused Mayor Smith and Councilmember Somers from the entire meeting.

1. Review items on the agenda for the September 14, 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: 6d

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

Councilmember Kavanaugh: International Downtown Association Conference

Vice Mayor Jones: Arizona Sister Cities Conference; Valley Forward Awards event

Councilmember Richins: "Motorcycles on Main Street" event

3. Scheduling of meetings and general information.

Deputy City Manager Jack Friedline stated that the meeting schedule is as follows:

Thursday, September 17, 2009, 7:30 a.m. – Study Session

Thursday, September 17, 2009, 6:30 p.m. – District 2 Building Strong Neighborhoods Event

Monday, September 21, 2009, 3:30 p.m. – Public Safety Committee Meeting

Monday, September 21, 2009, TBD – Study Session

Monday, September 21, 2009, 5:45 p.m. – Regular Council Meeting

Thursday, September 24, 2009, 7:30 a.m. – Study Session

Thursday, September 24, 2009, 9:00 a.m. – Audit & Finance Committee Meeting

4. Adjournment.

Without objection, the Study Session adjourned at 5:22 p.m.

KYLE JONES, VICE 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 14th day of September, 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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COUNCIL MINUTES

September 14, 2009

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on September 14, 2009 at 5:45 p.m.

COUNCIL PRESENT

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

COUNCIL ABSENT

Mayor Scott Smith

OFFICERS PRESENT

Jack Friedline
Debbie Spinner
Linda Crocker

Vice Mayor Jones excused Mayor Smith from the entire meeting.

Councilmember Somers participated in the meeting through the use of telephonic equipment.

Invocation by Reverend Paul Whitlock, Desert Heritage Church.

Pledge of Allegiance was led by Councilmember Finter.

Mayor's Welcome.

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

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 moved by Councilmember Kavanaugh, seconded by Councilmember Higgins, that the consent agenda items be approved.

Vice Mayor Jones declared the motion carried unanimously by those present.

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

Minutes from the March 23, May 7 and August 31, 2009 Council meetings.

3. Conduct a public hearing prior to release of the petition for signatures for the following proposed annexation:

- 3a. **A09-02 (District 1)** Annexing land located north of McDowell Road and east of Lehi Road, 2701 East Lehi Road (7.65± acres). Initiated by William H. Standage, representative for the Church of Jesus Christ of Latter-day Saints.

Vice Mayor Jones announced that this is the time and place for a public hearing regarding annexing land located north of McDowell Road and east of Lehi Road, 2701 East Lehi Road (7.65± acres).

There being no citizens present who wished to speak on this item, the Vice Mayor declared the public hearing closed.

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

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

Z09-07 (District 6) 10617 East Oasis Street. Located west of Signal Butte Road and south of Broadway (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 – Ordinance No. 4946.

PHO Recommendation: Approval with conditions.

- 4b. Public Hearing on Minor General Plan Amendment **GPMinor09-02. (District 6) (CONTINUED FROM THE AUGUST 31, 2009 COUNCIL MEETING.)**

Vice Mayor Jones announced that this is the time and place to conduct a public hearing regarding Minor General Plan Amendment **GPMinor09-02.**

There being no citizens present who wished to speak on this item, the Vice Mayor declared the public hearing closed.

- 4c. 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 DiBella Architects, applicant – Resolution No. 9561. ***(Held a neighborhood meeting, notified property owners, homeowners' associations and registered neighborhoods.)*** **COMPANION CASE Z09-08. (CONTINUED FROM THE AUGUST 31, 2009 COUNCIL MEETING.)**

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

It was moved by Councilmember Kavanaugh, seconded by Councilmember Higgins, that Resolution No. 9561 be adopted.

Vice Mayor Jones declared that the motion carried unanimously by those present and Resolution No. 9561 adopted.

4d. 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 – Ordinance No. 4948. *(Held a neighborhood meeting, notified property owners, homeowners' associations and registered neighborhoods.)* **COMPANION CASE GPMInor09-02. (CONTINUED FROM THE AUGUST 31, 2009 COUNCIL MEETING.)**

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

It was moved by Councilmember Kavanaugh, seconded by Councilmember Higgins, that Ordinance No. 4948 be adopted.

Vice Mayor Jones declared the motion carried unanimously by those present and Ordinance No. 4948 adopted.

5. Take action on the following liquor license applications:

*5a. Choir Boys – LEMC

This is a one-day Charitable event to be held on October 3, 2009 from 11:00 a.m. to 5:00 p.m. at 922 South Country Club Drive. This will be part of the Choir Boys Cuffs Run Special Event. **(District 3)**

*5b. Downtown Mesa Association

This is a one-day Civic event to be held on October 9, 2009 from 6:00 p.m. to 10:00 p.m. at 1 – 270 West Main Street. This will be part of the 2nd Friday Night Special Event. **(District 4)**

*5c. Southwest Valley Regional Association of Realtors

This is a one-day Fraternal event to be held on October 16, 2009 from 5:00 p.m. to 10:00 p.m. at 1363 South Vineyard. This will be part of the Southeast Valley Regional Association of Realtors Special Event. **(District 3)**

*5d. Indias Grill

New Restaurant License for Indias Grill, 1616 South Stapley Drive, Suite 101, Sher Foods Inc. – Rupinder Kaur Brah, Agent. No previous liquor license at this location.
(District 4)

6. Take action on the following contracts:

*6a. Renewal of the Term Contract for Automotive Fasteners, Related Hardware and Electrical Supplies for the Fleet Services Department. **(Citywide)**

The Purchasing Division recommends authorizing the renewal of the contract to Southwestern Supply Company, Inc., a Mesa business, at \$42,000.00 annually, based on estimated purchases.

*6b. Renewal of the Term Contract for Automotive and Heavy Duty Truck Brakes and Wheel Parts for the Fleet Services Department. **(Citywide)**

The Purchasing Division recommends authorizing the renewal of the contract to Arizona Brake and Clutch Supply at \$165,000.00, CW Carter Company at \$7,000.00, and NAPA Auto Parts at \$5,000.00, for a combined total of \$177,000.00 annually, based on estimated purchases.

*6c. Purchase of Four (4) Replacement Heavy Duty Front Loading Refuse Trucks for the Solid Waste Department (Fully Funded by FY 09/10 Replacement Fund). **(Citywide)**

The Purchasing Division recommends authorizing purchase from Rush Truck Center at \$1,117,580.24, including applicable sales tax.

*6d. Term Contract for Stockless Office and Classroom Supplies for Use by all City Departments. **(Citywide) DELETED.**

The Purchasing Division recommends awarding the contract to the highest scored proposal from WIST Office Products at \$975,000.00 annually (Mesa's portion), based on estimated purchases.

*6e. Renewal of the Term Contract for Streetlight Lamps, Luminaires and Components for the Materials & Supply Warehouse. **(Citywide)**

The Purchasing Division recommends authorizing the renewal of the contract with HD Supply Utilities Ltd. at \$165,000.00, North Coast Electric Co. at \$60,000.00 and Border States Electric Supply at \$40,000.00, for a total of \$265,000.00 annually.

*6f. 2008/2009 Waterline Replacement at Various Locations. **(District 5 and 6)**

City Project No. 01-557-007. This project will replace two water mains: 1) An existing undersized aging 8-inch water main in Crismon Road from Main Street to Wood Avenue and 2) An existing waterline near the intersection of Power and Main that was built in a private easement and now has a wall and modular building encroaching on it. The 8-inch in Crismon will be replaced with a 12-inch line, which is the City of Mesa standard size for

a water main in an arterial street. The second new line will be constructed in Power Road, Main Street and Sunaire, where it will be easily accessible for City forces to maintain.

Recommend award to the low bidder, G & G Construction Company, in the amount of \$175,864.75 plus an additional \$17,586.48 (10% allowance for change orders) for a total award of \$193,451.23. This project is funded from the approved FY 09/10 Water Bond Capital Programs.

- *6g. Arizona Museum for Youth Expansion, 35 North Robson. **(District 4) DELETED.**
- *6h. Replace City Well 12 Discharge Pipe to Pasadena Reservoir. **(District 4)**

City Project No. 09-053-001. This project will replace the existing 1950's cast iron pipe from City Well 12 to the Pasadena Reservoir. This aging pipe is brittle and susceptible to breaks. Breaks have been occurring on a frequent basis the past couple of years and recently began escalating with the replacement of the City Well 12 pump. The wells pumping into this reservoir serve as back-up to the Val Vista Water Plant, which will be out of service beginning November 16th for routine maintenance. It is imperative that this line be replaced prior to this dry-up so that the well can meet the area's needs during the plant shutdown.

Recommend award to the low bidder, Spire Engineering L.L.C., in the amount of \$136,180.00 plus an additional \$13,618.00 (10% allowance for change orders) for a total award of \$149,798.00. This project is funded from the approved FY 09/10 Water Bond Capital Program.

7. Take action on the following resolutions:

- *7a. Granting a Power Distribution Easement to Salt River Project on City-owned property in Pinal County – Resolution No. 9555. **(No Council District)**

This easement is being requested by Salt River Project to supply power across City-owned property to the Coolidge Power Corporation.
- *7b. Authorizing the use of eminent domain to acquire property and property rights for the Dobson Road and Guadalupe Road Intersection Improvement Project – Resolution No. 9556. **(District 3)**

In order to meet construction schedule, Immediate Possession is necessary for the remaining 18 properties.
- *7c. Authorizing the use of eminent domain to acquire property and property rights for the Greenfield Road Widening Project – Resolution No. 9557. **(District 6)**

In order to meet construction schedule, Immediate Possession is necessary for the remaining 9 properties.
- *7d. Authorizing granting a telecommunications easement to Qwest Corporation on City-owned property at 845 North Alma School Road, Fire Station 218 – Resolution No. 9558. **(District 1)**

This easement is necessary in order to provide phone lines and services to Fire Station 218.

- *7e. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between the Phoenix-Mesa Gateway Airport Authority and the City of Mesa for the design, construction and construction management for the relocation of Fire Station 215. The Authority will reimburse the City for the additional infrastructure needed to locate the fire station at the new site near the intersection of Cargo Way and the future Verona Avenue alignment (6353 South Cargo Way). The Authority's share of these improvements is estimated to be \$320,000 – Resolution No. 9559. **(District 6)**
- *7f. Approving and authorizing the City Manager to execute an Intergovernmental Agreement between the Flood Control District of Maricopa County and the City of Mesa for the design of the Oak Street Basin and Storm Drainage System. Mesa's estimated share of the design cost is \$140,000. Funding is available in the approved FY 09/10 Storm Sewer Bond Program – Resolution No. 9560. **(District 5)**

8. Introduction of the following ordinance and setting September 21, 2009, as the date of the public hearing on this ordinance:

- *8a. **A08-40 (District 5)** Annexing land located on the northeast corner of Hermosa Vista Drive and North Hawes Road. (2.02± acres). Initiated by Stephen Loper, one of the property owners.

9. Discuss, receive public comment, and take action on the ordinances introduced at a prior Council meeting. Any citizen who 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 Section 1-12-8 of the Mesa City Code to authorize the Presiding City Magistrate to appoint Court Commissioners – Ordinance No. 4947.

10. Take action on the following subdivision plat:

- *10a. "SANCTUARY ON ALTA MESA" – **(District 5)** – 1938 North Alta Mesa Drive (west side) located south and east of McKellips Road and Higley Road. 45 R-2 BIZ DMP townhome lots (4.24 acres) R.S.B. Partners, LLC, Ross Farnsworth, Jr., manager, owner; Shane Kobialka, SVK Engineering, Inc., engineer.

11. Items from citizens present.

There were no items from citizens present.

12. Adjournment.

Without objection, the meeting adjourned at 5:55 p.m.

KYLE JONES, VICE 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 14th day of September 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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