

MINUTES OF THE REGULAR MEETING OF THE HONORABLE MAYOR AND CITY COUNCIL OF THE CITY OF CHANDLER, ARIZONA, held in the Council Chambers, 88 E. Chicago Street, on Thursday, April 14, 2016.

THE MEETING WAS CALLED TO ORDER BY MAYOR JAY TIBSHRAENY AT

The following members answered roll call:

Jay Tibshraeny	Mayor
Jack Sellers	Vice-Mayor
Nora Ellen	Councilmember
Kevin Hartke	Councilmember
Rick Heumann	Councilmember
René Lopez	Councilmember
Terry Roe	Councilmember

Also in attendance:

Marsha Reed	Acting City Manager
Nachie Marquez	Assistant City Manager
Kay Bigelow	City Attorney
Marla Paddock	City Clerk

INVOCATION: Roger Storms – Chandler Christian Church

PLEDGE OF ALLEGIANCE: Councilmember Nora Ellen led the Pledge of Allegiance.

COUNCILMEMBER HEUMANN MADE A MOTION TO APPROVE THE CONSENT AGENDA AS PRESENTED. COUNCILMEMBER LOPEZ SECONDED THE MOTION. MOTION CARRIED UNANIMOUSLY.

CONSENT:

1. CITY CODE: International Fire Code Ord. 4698

INTRODUCED AND TENTATIVELY APPROVED ORDINANCE NO. 4698, amending Chapter 28 of the Code of the City of Chandler thereby adopting the 2015 edition of the International Fire Code with local amendments.

The Chandler Board of Appeals met six times over this past fall and winter during which staff presented a briefing of the significant changes to each code, including the Fire Code for the first time, as well as any proposed local amendments and/or changes from past amendments. The Board recommended that City Council adopt the 2015 codes with amendments proposed by staff.

2. CITY CODES: International & National Code adoption Ord. 4700

In response to questions from Councilmember Roe, Mr. Zeder said there are no substantive changes from the 2012 codes to the proposed codes. Mr. Boose, Building Official, clarified that changes to the Energy Code were very minimal since the 2012 Code. Mr. Boose said the federal government controls what can be manufactured and while some older units may not be manufactured, if you can find a replacement unit that is an older model, the Energy Code does not address the use of it. Each municipality can choose to adopt these codes with or without

local amendments. It was noted the Homebuilders Association is supported of the code adoptions.

INTRODUCED AND TENTATIVELY APPROVED ORDINANCE NO. 4700, amending the adopting by reference the 2015 editions of the International Building, Plumbing, Mechanical, Residential, Fuel Gas, Energy Conservation, Existing Building, Swimming Pool and Spa Codes, and the 2014 edition of the National Electrical Code with local amendments.

The Chandler Board of Appeals met six times over this past fall and winter during which staff presented a briefing of the significant changes to each code along with any proposed local amendments and/or changes from past amendments. The Board recommended that City Council adopt the 2015 codes with amendments proposed by staff at their meeting of February 26, 2016. Staff met with Jackson Moll, Vice President of Municipal Affairs for Home Builders Association of Central Arizona, privately on two occasions to discuss any home builder concerns, and he attended one of the Board of Appeals meetings. The City's Building Official has also participated in a number of meetings with other building officials from the valley, arranged by Salt River Project to discuss possible coordination of adoption dates and local amendments, one of which was attended by Mr. Moll. Mr. Moll and his organization have not expressed concerns with any specific provisions of the proposed codes or amendments and have provided a letter to that affect.

The local amendments proposed by staff and supported by the Board of Appeals are very minimal in comparison to some jurisdictions, as we believe the model codes are well vetted through the national hearing processes. The amendments that are recommended are primarily to align the code with State Statutes, local zoning regulations, and long standing local fire sprinkler requirements where there is conflict or confusion between regulations. We have also proposed minor changes to the energy conservation code to address homebuilder's concerns.

3. GRANT: Occupant Protection Res. 4938

ADOPTED Resolution No. 4938 authorizing the submittal of a Governor's Office Highway Safety Grant, in the area of Occupant Protection, in the amount of \$47,256 and authorizing the Acting Fire Chief to conduct all negotiations and execute and submit all documents in connection with the grant.

The grant requests funding to continue the Child Safety Seat Clinics program. The program will offer 42 child safety seat (CSS) inspection clinics and distribute 150 convertible and booster seats to families that cannot afford to purchase CSS. Additionally, the project will include a public education component. Each parent or caregiver will be given hands-on instruction to insure their ability to properly install their children's CSS. Printed materials will be given to families at each clinic. The grant application requests funds to conduct child car seat safety clinics between October 1, 2016, and September 30, 2017.

4. INTERGOVERNMENTAL AGREEMENT: Ocotillo Road Improvements Res. 4942

ADOPTED Resolution No. 4942, authorizing the City to enter into an Intergovernmental Agreement with the Maricopa County Department of Transportation for right-of-way assistance for improvements to Ocotillo Road from Cooper Road to Gilbert Road.

The City is planning to construct roadway widening improvements to Ocotillo Road from Cooper Road to Gilbert Road during FY 2016/17. These improvements will include a four lane roadway

on Ocotillo Road with curb, gutter, & sidewalk; streetlights; raised landscape median; storm drain; and wet & dry utility improvements. Right-of-way acquisition from both City and County properties is necessary for the project. Since County properties represent about 6% of the project frontage, right-of-way acquisition assistance may be required from Maricopa County.

5. INTERGOVERNMENTAL AGREEMENT: Queen Creek / Cooper Roads Res. 4943

ADOPTED Resolution No. 4943, authorizing the City to enter into an Intergovernmental Agreement with the Maricopa County Department of Transportation for right-of-way assistance for improvements to Queen Creek Road from McQueen Road to Gilbert Road; and Cooper Road from Queen Creek Road to Appleby Road alignment.

The City is planning to construct roadway widening improvements to Queen Creek Road from McQueen Road to Gilbert Road; and Cooper Road from Queen Creek Road to Appleby Road alignment during FY 2017/18. These improvements will include a six lane roadway on Queen Creek Road and four lane roadway on Cooper Road with curb, gutter, & sidewalk; streetlights; raised landscape median; storm drain; and wet and dry utility improvements. Right-of-way acquisition from both City and County properties is necessary for the project. Since County properties represent about 4% of the project frontage, right-of-way acquisition assistance may be required from Maricopa County.

6. GRANT: Submission of projects – Highway Safety Plan Res. 4949

ADOPTED Resolution No. 4949 pertaining to the submission of projects for consideration in Arizona's 2017 Highway Safety Plan; and authorize the Chief of Police to conduct all negotiations and to execute and submit all documents necessary in connection with such grant.

In the past, the Police Department has experienced success obtaining awards from Governor's Office of Highway Safety (GOHS), including seven awards under the FY 2016 program for DUI Overtime, Occupant Protection (Seatbelt) Overtime, Know Your Limit Education Program, Motorcycle Safety Education Program, Traffic Equipment, DUI Phlebotomy Supplies, and DUI Enforcement Vehicle. Staff has submitted applications for award consideration in the FY 2017 program, which begins October 1, 2016.. This year the Police Department is submitting the following requests to GOHS for consideration in their FY 2017 budget:

1. DUI Enforcement Vehicle - \$52,250
2. Blood Alcohol Laboratory Refrigerator and Forensic Training - \$11,035
3. Know Your Limit Education Program - \$33,500
4. Motorcycle Safety Education Program - \$16,500
5. Occupant Protection Overtime - \$40,000
6. DUI Enforcement Overtime - \$67,000
7. DUI Phlebotomy Supplies - \$2,000
8. FARO Reality Software and Hardware System - \$126,100

7. CLAIMS REPORT:

ACCEPTANCE of the Claims Report for the accounts payable payments for the quarter ending March 31, 2016.

8. BOARD AND COMMISSION APPOINTMENTS:

Airport Commission: Dean Busk Andrew Carroll

Architectural Review Committee: Devan Wastchak

Arts Commission: Carolyn Rhinehart (Reappointment) Kathleen Escobedo (Reappointment)

Board of Adjustment: James Ryan (Reappointment) Manuel Ramirez (Reappointment) Jeff Gorden (Reappointment), Dan Henderson

Board of Appeals: David Love (Reappointment) Marcella Peters (Reappointment)

Citizens Panel for Review of Police Complaints and Use of Force: Bill Herron (Reappointment) Missy Palrang (Reappointment), Lisa Pennington-Askey (Reappointment), Francis Slate (Reappointment)

Chandler Cultural Foundation: Jeanne Forbis (Reappointment), Linda Yarbrough (Reappointment), Deborah Hoogestraat (Reappointment), Matt Halle, Judith Mari, Marie Fotino, Janet Tobias

Domestic Violence Commission: Monalou Callery (Reappointment), Robert Dapcich (Reappointment), Judy Baker (Reappointment), John Repar (Reappointment), Sarah Youngblood (Reappointment), Patrick DeLeon (Reappointment)

Economic Development Advisory Board: Judy Bernas (Reappointment), Todd Czaplewski (Utility)

Housing and Human Services Commission: Jose Curbelo (Reappointment), Jadine Bowens (Reappointment), Greg Rodriguez, Dean Ouellette, Vanessa Agee

Human Relations Commission: Kelly Vickrey (Reappointment), Chris Love (Reappointment), Shannon Begay

Industrial Development Authority: Bill Nolde (Reappointment)

Library Board: Rachel Sutherland (Reappointment), Sara Sellards (Reappointment)

Mayor's Committee for the Aging: Heidi Ross (Reappointment), Ann Marie McArthur (Reappointment)

Mayor's Committee for People with Disabilities: James Miller Kim Foy, Bert Crockett

Mayor's Youth Commission: Rahul Ramesh (Reappointment), Shelby Colson (Reappointment), Momen Abdelkarim (Reappointment), Monet Tam (Reappointment), Heba Shiban (Reappointment), Sarah Gilliam, Rashmi Athavale, Bryce Alvar, Rohit Nandakumar, Jillian Hensley, Shahd Abdelkarim, Arya Lukka

Merit Board: Bill Crawford

Museums Advisory Board: Sam Huang (Reappointment)

Neighborhood Advisory Committee: Jeff Gobster, Don Azlin

Parks and Recreation Board: Erin Hays (Reappointment), Joseph Guadagno (Reappointment), Jeff Reynolds

Planning and Zoning Commission: Devan Wastchak (Reappointment) David Rose

Public Housing Authority Commission: Vanessa Agee

Public Safety Retirement System Local Board: Fire Bill Crawford (Reappointment), Scott Chapman (Reappointment), Darren Nissen

Public Safety Retirement System Local Board: Police Bill Crawford (Reappointment), Bryan Cox (Reappointment), George Arias

Transportation Commission: Leigh Rivers (Reappointment), Dan Henderson

9. APPOINTMENT: City Manager

APPROVED APPOINTMENT of Marsha Reed as City Manager. The contract is effective April 14, 2016 through June 30, 2017, at an annual salary of \$213,500.00.

10. AGREEMENT: Wellness Strategy Consultant

APPROVED Agreement No. HR6-918-3669, with The Segal Company (Western States), Inc., in an amount not to exceed \$47,000.

The City established an employee wellness committee and began to develop wellness initiatives the same year the medical plan went to a self-funded financial arrangement (2011). This consultant will engage employee focus groups, the Wellness Committee and management to provide input into the creation of a strategic plan which will include an assessment of the City's current wellness program, an analysis of potential future programs and identification of performance measures associated with each program. The consultant will work closely with the City's Wellness Coordinator throughout this process.

11. PROJECT AGREEMENT: Airport Storm Drainage & Grading

APPROVED project agreement to Dibble Engineering for Design Services for Airport Storm Drainage & Grading Improvements Project AI1607.201, pursuant to Annual Airport Facilities & Infrastructure Design Services Contract No. EN1005.101, in an amount not to exceed \$181,718.

This project improves the Runway and Taxiway Safety Areas to meet FAA grading and drainage criteria; mitigates storm water runoff to eliminate ponding in the subject areas per the Airport Storm Drain Master Plan; and anticipates future airfield improvements to minimize reconstruction including sizing drainage structures appropriately and performing earthwork/grading. Ninety percent of project costs will be funded by an Arizona Department of Transportation airport improvement grant.

Dibble Engineering and its sub-consultants shall prepare studies, design plans, special provisions, specifications, quantities, cost estimating, and bid assistance services for the construction of grading and drainage improvements for "Storm Water Management Area 2" at Chandler Municipal Airport as identified in the 2005 Airport Storm Drain Master Plan and the Airport's Capital Improvement Program. "Area 2" encompasses the majority of the airfield generally bounded by Taxiways 'H', 'Q', 'A' and 'C' as indicated in the Location Map

A Contract Amendment with Dibble Engineering, pursuant to Annual Contract EN1005.101, to increase the annual limit of the annual Contract from \$325,000 to \$550,000 is also scheduled for this Council meeting.

12. AGREEMENT: Energy Management System

APPROVED Amendment No. 3 to Agreement CM3-220-3155, for the Energy Management System– Phase II, with Mechanical Products BAS, Inc., (MPBAS) in an amount not to exceed \$120,000.00, for one year, April 1, 2016, through March 31, 2017.

The City currently uses an Energy Management System (EMS) to control the HVAC and lighting in twenty one (21) City buildings. This amendment for additional services will provide for continuing programming to all these existing facilities. This includes 384 hours of technical support in modifications and troubleshooting of the Loytech servers. MPBAS will visit the sites four times a month to evaluate trending data and repair any abnormalities in the control logic. The City also requests technical support as staff identifies new areas to improve the efficiency of the current energy management system. One of the projects will be to incorporate new lighting panels fabricated by facility staff into the EMS which will optimize lighting efficiency. Buildings and Facilities is also requesting to update the control system at Chandler City Hall and Tumbleweed

Recreation Center. This programming will include replacing the servers to both buildings along with changing the graphical interface screens to be in-line with all other City buildings. Cost for both of these building upgrades is estimated to be \$60,000.00. Parts and materials can also be purchased through this contract. When possible, facility staff will install hardware to reduce the project cost.

13. CONTRACT: Stormwater Management Master Plan Update

APPROVED Professional Services Contract to Michael Baker International, Inc., for consultant services for the Stormwater Management Master Plan Update, Contract No. ST1606.101, in an amount not to exceed \$233,823.

A new Arizona Pollutant Discharge Elimination System (AZPDES) Phase II Small MS4 General Permit is anticipated to be released in the first quarter of 2016. The City's Stormwater Management Master Plan (SWMMP) must be updated to include content associated with the new permit. In addition to the SWMMP update, the scope includes: reviewing capital improvement requirements and future projects including estimated costs; reviewing current City standard details (stormwater); reviewing, evaluating and providing options for stormwater system improvements involving both existing and new storm drainage system structures to address capacity and functionality; and develop an inspection, maintenance and replacement program for existing pump stations.

14. CONTRACT: Appraisals

APPROVED Contract Amendment No. 1 to Dennis L. Lopez & Associates for the Alma School Road/Chandler Boulevard Intersection Improvements Appraisals, Project No. ST0807.101, in the amount of \$25,000, for a revised contract total of \$52,000.

On September 26, 2014, Transportation & Development approved a contract with Dennis L. Lopez & Associates ("Lopez") for appraisal services needed in connection with the acquisition of roadway and easements required for the Alma School Road/Chandler Boulevard Intersection Improvements Appraisals, Project No. ST0807.101 (the "Project"). Additional funding for appraisal services for this project is needed as a result of changes to the design, to relocate the Circle K dumpster, avoid the water feature on the southwest corner and to update previous appraisals as needed.

15. CONTRACT: Airport Design Services

APPROVED Contract Amendment No. 5, pursuant to Annual Contract EN1005.101, to increase the annual limit of the Contract from \$325,000 to \$550,000.

Staff anticipates needing services related to Airport Facilities and Infrastructure Design. Airport project design requires a wide range of expertise and experience and the City has improved project delivery time and efficiency by using annual contracts with established design firms. These contracts provide consulting services for airport facilities and infrastructure, including access roads, taxiway improvements, aircraft and automobile parking areas, electrical renovations, signage, access control, and other miscellaneous improvements. With an airport design consultant under contract and approved by the FAA, the City can take greater advantage of available federal and state airport improvement grant funds.

Under this contract, individual project agreements will be prepared for execution and approval as needed. Project agreements over \$30,000 will be submitted for Council approval up to the annual aggregate of \$550,000. This action saves the cost of the selection process and time to bring individual projects forward.

16. PURCHASE: Toughbooks

APPROVED the utilization of Mohave Educational Services Cooperative (MESC) contract No. 12N-CLH-0119, with CLH International, Inc., for the purchase of the first half of the Panasonic Toughbooks and related services, in a total amount not to exceed \$480,000.00.

The City of Chandler Police Department currently utilizes mobile data computing (MDC) units in its fleet of police vehicles. The current units have served the department well for five years, exceeding the industry standard three-year refresh cycle and expected reliable life. The Department's replacement process utilizes funding from two fiscal years to reduce the fiscal impact, with half of the units being replaced late in FY 2015-16 and the other half being replaced early in FY 2016-17.

The MDC is the centerpiece of all communication infrastructure the officers use in the field to perform their daily functions. These units stay in contact with the central dispatch center via industry standard encrypted wireless communication technologies. The importance of these units is enough that a down MDC, in most cases, means the vehicle is pulled from service because of the significant threat to officer safety.

The proposed configuration has been designed to provide five years of service with our current systems, including the functions to meet the CJIS security requirements. The units will include a no fault, five-year warranty that reduces the risk of unfunded costs for accidental damage in the field and provides a solid assurance that the tools will last in the extreme situations they will encounter.

17. PURCHASE: Network Storage Hardware & Software support

Staff recommends City Council approve the utilization of the State of Arizona Contract No. ADSPO16-100284, with vCore, for network storage hardware and software support and maintenance, in an amount not to exceed \$271,512.

The City of Chandler continues to have great success with EMC SAN and NAS storage technologies. Services such as Oracle E-Business Suite, Accela Automation, Lucity, MyTimekeeper, EDMS, ChandlerAZ.gov and many other applications rely on enterprise class storage.. Renewal of support and maintenance on this equipment will ensure timely response to support issues and replacement of faulted components. The renewal also guarantees software updates for performance, bug fix and security related issues. EMC and vCore, as an authorized reseller, are providing National Association of State Procurement Officials contract pricing for added value to the city.

18. LIQUOR LICENSE: Golden Crown

APPROVED forwarding a recommendation for approval of State Liquor License No. 1207A566, and further, that approval be given for the City of Chandler Series 12, Restaurant Liquor License No. 161671 L12, for Xiaoyun Situ, Agent, Golden Crown W LLC, dba Golden Crown, located at 2051 W. Warner Road, Suite 13.

The Police Department reports no objections to the issuance of this license, and no written protests pursuant to A.R.S. 4-201(B) have been received. All licenses, permits, and fees have been paid, and the applicant is in compliance with the City's Tax Code. With a Series 12, Restaurant Liquor License, the business may sell all liquors for on-premise consumption only, with a minimum of 40% of the gross receipts from the sale of food.

The Planning Division advises a new Use Permit is not required since this will be a continuation of the location's previous use as C-FU Gourmet Inc., dba C-Fu Gourmet.

19. CONTINUED LIQUOR LICENSE: Coconuts Fish Café

CONTINUED consideration of Series 12, Restaurant Liquor License, for Andrea Lewkowitz, Agent, Desert Mana Enterprises LLC, dba Coconuts Fish Café, located at 1155 W. Ocotillo Road, Suite 1, until May 12, 2016.

20. CONTINUED LIQUOR LICENSE: Circle K

CONTINUED the consideration of the Series 10, Beer and Wine Store Liquor License, for Kim Kenneth Kwiatkowski, Agent, Circle K Stores Inc., dba Circle K Store #3490, located at 3087 S. McQueen Road, until May 12, 2016.

21. CONTINUED LIQUOR LICENSE: The Casual Pint

CONTINUED consideration of the Series 7, Beer and Wine Bar Liquor License, for Theresa June Morse, Agent, E-Z Enterprises Ocotillo, LLC, dba The Casual Pint, located at 1095 W. Queen Creek Road, Suite 8, until May 26, 2016.

22. LIQUOR LICENSE/EXTENSION OF PREMISES: American Legion Post 91

APPROVED forwarding a recommendation of approval for the temporary extension of premises for State Liquor License No. 14073030, a Series 18, Temporary Extension of Premises, held by American Legion Post 91, located at 922 N. Alma School Road and further, that approval be given for the temporary extension for the City of Chandler Liquor License No. 42674 L18.

American Legion Post 91, located at 922 N. Alma School Road, has requested a temporary extension of the alcohol serving area for a Memorial Golf Outing Lunch & After Party. The period of the extension is April 16, 2016, from Noon until 10:00 p.m.

The Police Department has no objections to this extension, and the applicant has applied for a Temporary Sales and Promotional Event Permit through Community and Neighborhood Services.

23. SPECIAL EVENT LIQUOR LICENSE: \$5 Food Festival

APPROVED forwarding a recommendation for approval of a Special Event Liquor License for Cause INC Foundation, and further, that approval be given for the City of Chandler Special Event Liquor License.

The Special Event Liquor License is for Cause INC Foundation for the \$5 Dollar Food Festival on Saturday, May 21, 2016, from 11:00 a.m. until 7:00 p.m., located at Tumbleweed Park, 2250 S. McQueen Road.

With a Special Event Liquor License, the organization can sell all alcoholic beverages within the confines of the event during the designated event periods.

The Police Department reports no objections to the issuance of this license. The special event liquor fee has been paid; however, as this applicant is a non-profit organization, no sales tax license is required.

24. SPECIAL EVENT LIQUOR LICENSE: Craft Spirits Festival

APPROVED forwarding a recommendation for approval of a Special Event Liquor License for Southwest Human Development, and further, that approval be given for the City of Chandler Special Event Liquor License.

The Special Event Liquor License is for Southwest Human Development for the Chandler Craft Spirits Festival on Saturday, April 30, 2016, from 3:00 p.m. until 10:00 p.m., located at 2475 W. Queen Creek Road.

With a Special Event Liquor License, the organization can sell all alcoholic beverages within the confines of the event during the designated event periods.

The Police Department has no objections to this event, and the applicant has applied for a Temporary Sales and Promotional Event Permit through Community and Neighborhood Services.

25. FESTIVAL LICENSE: Three Wells Distilling

APPROVED forwarding a recommendation for approval of the State Craft Distillery Fair/Festival License 163007 , and further, that approval be given for the City of Chandler Craft Distillery Fair/Festival License for Chris Dudding, Agent, Three Wells Distilling Company dba Three Wells Distilling, located at Downtown Ocotillo, 2475 W. Queen Creek Road.

An application for a State Craft Distillery Fair/Festival License has been submitted by Three Wells Distilling Company dba Three Wells Distilling for the Chandler Craft Spirits Festival on Saturday, April 30, 2016, from 4:00 p.m. until 9:00 p.m., located at Downtown Ocotillo, 2475 W. Queen Creek Road.

With a Craft Distillery Fair/Festival License, a licensed in-state or out-of-state craft distillery, within the confines of the event during the designated event periods, can sell one liter bottles of its products, and sell such products in original containers for off premises consumption only.

The Police Department reports no objections to the issuance of this license and the festival fees have been paid.

26. FESTIVAL LICENSE: Paradox Distillery

APPROVED forwarding a recommendation for approval of the State Craft Distillery Fair/Festival License 162856, and further, that approval be given for the City of Chandler Craft Distillery

Fair/Festival License for John Racer, Agent, Paradox Distillery LLC, dba Paradox Distillery, located at Downtown Ocotillo, 2475 W. Queen Creek Road, Suite 65.

An application for a State Craft Distillery Fair/Festival License has been submitted by Paradox Distillery LLC, dba Paradox Distillery for the Chandler Craft Spirits Festival on Saturday, April 30, 2016, from 4:00 p.m. until 9:00 p.m., located at Downtown Ocotillo, 2475 W. Queen Creek Road, Suite 65.

With a Craft Distillery Fair/Festival License, a licensed in-state or out-of-state craft distillery, within the confines of the event during the designated event periods, can sell one liter bottles of its products, and sell such products in original containers for off premises consumption only.

The Police Department reports no objections to the issuance of this license and the festival fees have been paid.

27. FESTIVAL LICENSE: Rising Sun Distillery

APPROVED forwarding a recommendation for approval of the State Craft Distillery Fair/Festival License 163009, and further, that approval be given for the City of Chandler Craft Distillery Fair/Festival License for Sal Richardson, Agent, Sun Spirits LLC, dba Rising Sun Distillery, located at Downtown Ocotillo, 2475 W. Queen Creek Road.

An application for a State Craft Distillery Fair/Festival License has been submitted by Sun Spirits LLC, dba Rising Sun Distillery for the Chandler Craft Spirits Festival on Saturday, April 30, 2016, from 4:00 p.m. until 9:00 p.m., located at Downtown Ocotillo, 2475 W. Queen Creek Road.

With a Craft Distillery Fair/Festival License, a licensed in-state or out-of-state craft distillery, within the confines of the event during the designated event periods, can sell one liter bottles of its products, and sell such products in original containers for off premises consumption only.

The Police Department reports no objections to the issuance of this license and the festival fees have been paid.

28. FESTIVAL LICENSE: Chicago Distilling Company

APPROVED forwarding a recommendation for approval of the State Craft Distillery Fair/Festival License 163010, and further, that approval be given for the City of Chandler Craft Distillery Fair/Festival License for Jay DiPrizio, Agent, Chicago Distilling Company LLC, dba Chicago Distilling Company, located at Downtown Ocotillo, 2475 W. Queen Creek Road.

An application for a State Craft Distillery Fair/Festival License has been submitted by Chicago Distilling Company LLC, dba Chicago Distilling Company for the Chandler Craft Spirits Festival on Saturday, April 30, 2016, from 4:00 p.m. until 9:00 p.m., located at Downtown Ocotillo, 2475 W. Queen Creek Road.

With a Craft Distillery Fair/Festival License, a licensed in-state or out-of-state craft distillery, within the confines of the event during the designated event periods, can sell one liter bottles of its products, and sell such products in original containers for off premises consumption only.

The Police Department reports no objections to the issuance of this license and the festival fees have been paid.

29. FINAL PLAT: AVILLA – CHANDLER HEIGHTS

APPROVED Final Plat, FPT15-0023 AVILLA CHANDLER HEIGHTS (Applicant: Terrascope Consulting) for a multi-family residential development that was approved by Council in May 2015. The plat creates the lots and tracts, establishes the necessary easements, and dedicates the required rights-of-way. It is east of the southeast corner of Arizona Avenue and Chandler Heights Road

**PUBLIC HEARINGS:**

**PH1. COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FY 2016-2017 ANNUAL ACTION PLAN**

The Mayor opened the public hearing at 7:15 p.m.

Ms. Leah Powell, Acting Housing and Redevelopment Manager explained the City receives approximately \$1.2 million in CDBG funds annually. Ms. Powell said a small increase in funding in 2016-17 in the amount of \$56,000.

She displayed a list of agencies that requested funding through the annual allocation process. She explained members of the Housing and Human Services Commission, community members and city staff review and evaluate the requests in order to formalize the recommendations.

She noted many of the public service programs are focused on serving the homeless. Funding to Chandler Christian Community Center runs the case management services for the tenant based rental assistance plan.

She said code enforcement funding is also critical in order to help fight neighborhood blight in low and moderate income neighborhoods. She reported 75% of the homeowners without the financial means to correct the violations, were helped through the City's Housing Rehabilitation program.

**BACKGROUND:** The Department of Housing and Urban Development (HUD) requires that all local governments receiving Community Development Block Grant (CDBG) funding submit an Annual Action Plan that will guide HUD-funded housing, homeless and community development activities in the City of Chandler for the Fiscal Year (FY) beginning July 1, 2016 through June 30, 2017.

To comply with the City of Chandler's Public Participation Plan, the City is currently in a public comment period from Tuesday, March 22, 2016, to Friday, April 22, 2016, for the Annual Action Plan. In addition, a Public Hearing on the Annual Action Plan was held on Wednesday, March 23, 2016, at

the Housing and Human Services Commission (HHSC) meeting. The Annual Action Plan defines the one-year activities in relationship to the five year goals and objectives set forth in the Consolidated Plan. It provides a brief description of the programs and projects of the City of Chandler in FY 2016-2017, as well as funding decisions for the City's CDBG program.

Non-profit organizations and City Departments applying for FY 2016-2017 CDBG funding submitted applications in November, 2015. A total of 15 applications were received, requesting a total of \$1,198,994. The HHSC reviewed and evaluated the applications and made recommendations for funding, which can be found on page 10 of the Annual Action Plan.

After the close of the 30 day public comment period, the FY 2016-2017 Annual Action Plan, will be brought to the Mayor and City Council for approval on May 12, 2016. HUD requires submittal of the plan by May 15, 2016.

COUNCILMEMBER HEUMANN commented on the amazing job the staff and committee does through this process.

COUNCILMEMBER HARTKE said the decisions made for funding can be tough and commended all involved.

There was no discussion from the public.

The Mayor closed the hearing at 7:21 p.m.

## **PH2. HOME INVESTMENT PARTNERSHIP PROGRAM (HOME) FY 2016-2017 ALLOCATIONS**

The Mayor opened the public hearing at 7:22 pm.

Ms. Leah Powell explained the City of Chandler receives federal HOME funds annually from the U.S. Department of Housing and Urban Development (HUD) through the Maricopa HOME Consortium. She explained the HOME funds were more restrictive than the CDBG funds. The public purpose of the program is development and preservation of affordable housing. Eligible housing activities for HOME funds include: homeowner rehabilitation, homebuyer activities, rental housing activities and Tenant Based Rental Assistance (TBRA).

The funding received annually ranges from \$275,000 to \$295,000. There is a slight increase this year of \$25,000. A total of \$299,853 is available for allocation for Fiscal Year 2016-2017. Of the \$299,853 available, the City will utilize \$18,741 for program administration leaving a balance of \$281,112 for allocation to affordable housing program providers.

As part of the Fiscal Year 2016-2017 allocation process, staff announced the availability of HOME funding to area nonprofit housing organizations. Three applications for funding were received totaling \$670,000. Based on staff input, a review of the proposals and a presentation by each applicant, the Housing and Human Services Commission (HHSC) made funding recommendations. These recommendations were finalized and a Public Hearing held by the HHSC at their meeting on March 23, 2016.

Ms. Powell said the public comment period will run through April 22, 2016 and the Council will vote on the Plan on May 12<sup>th</sup>.

COUNCILMEMBER HEUMANN noted that while Newtown had requested not received funding this year, they have done amazing things in the city. He noted they have funds remaining from previous years that they are still trying to use.

Ms. Powell noted that Newtown has recently purchased a couple more homes and at the next Council meeting she will bring forward a proposal for another \$400,000 for Community Housing Development Organization money to continue their project through the next fiscal year.

There was no discussion from the public.

The Mayor closed the public hearing at 7:25 p.m.

### **PH3. DOWNTOWN CHANDLER ENHANCED MUNICIPAL SERVICES DISTRICT ASSESSMENT FOR FISCAL YEAR 2016-2017**

The Mayor opened the public hearing at 7:24 p.m.

Ms. Kim Moyers, Downtown Redevelopment Manager, explained the EMSD was created in 2005 and enables property owners and merchants to better market and beautify the area above what city services provides. She noted this was for business only, not for residential home owners. She said the downtown retail vacancy rate in the area is 2% and the office vacancy is 5%. The area has dynamic redevelopment projects including the Alta Steelyard Lofts and future development projects. She noted many of the new improvements and activities occurring.

On March 17, 2016, City Council approved Resolution No. 4937, which authorized modification of the Assessment Diagram, making a statement and estimate of expenses for the Downtown Chandler Enhanced Municipal Services District, completing the assessment, and setting the date for the Public Hearing on the assessments for the April 14, 2016, City Council meeting.

Subsequent to the April meeting, staff published notice of the date of the Public Hearing for five consecutive days in the Arizona Republic as required by Arizona Revised Statute. Downtown Chandler Community Partnership staff also sent a notice of the Public Hearing to all property owners in the District. The letter advised the property owners that they could file an objection with the City Clerk, should they desire to do so. To date, no objections have been received in the City Clerk's Office.

Upon completion of the Public Hearing and authorization of this item, staff will forward the calculated Assessment Roll to the Maricopa County Assessor's Office. The first assessments for the District will be mailed to property owners with their tax bill in July 2016.

#### Background:

Assessments in the District are based on three factors, including assessed value (one-third of the assessment), building square footage (one-third of the assessment), and land square footage (one-third of the assessment). All properties will be assessed at the same rate with the exception of buildings along the Historic Square, which will be assessed double the building square footage rate.

The total of all assessments is \$245,248, of which privately-owned property in the District contributes \$126,445 (52%). In addition, the assessment for City- owned property is \$118,804, which is the same as the prior year's contribution and represents 48% of the total District

operating funds for FY16-17. Funds to provide for the City's contribution to the District have been requested in the Downtown Redevelopment's operating budget for 2016-2017.

There were no questions from the Council or public.

The Mayor closed the public hearing at 7:28 p.m.

30. **RESOLUTION NO. 4950** authorizing the 2016-2017 Annual Assessment for the Downtown Chandler Enhanced Municipal Services District.

COUNCILMEMBER HEUMANN MADE THE MOTION TO ADOPT RESOLUTION NO. 4950 AUTHORIZING THE 2016-2017 ANNUAL ASSESSMENT FOR CITY OF CHANDLER, ARIZONA, DOWNTOWN CHANDLER ENHANCED MUNICIPAL SERVICES DISTRICT. COUNCILMEMBER ELLEN SECONDED THE MOTION. THE MOTION CARRIED UNANIMOUSLY.

PH4. **GENERAL PLAN UPDATE, GPA14-0001**, public input, consideration and discussion regarding the update of Chandler's General Plan.

The Mayor opened the public hearing at 7:30 p.m.

MS. TRINITY DONOVAN, General Plan Update Citizens Committee Chair said it was her pleasure to present to the Council for consideration and adoption an updated General Plan. She explained 23 residents were appointed to the Citizen's Advisory Committee to provide guidance to the consultants and Planning Staff. There was an extensive outreach and a variety of methods used to encourage participation from the public. She said there have been over 60 opportunities for the public to provide input. She thanked the Council for the opportunity to serve and chair the committee. She noted there was unanimous recommendation to adopt the draft General Plan.

MR. de la Torre, Principal Planner, noted this update is not a complete overhaul of the current General Plan. Rather, the update is a refinement of the policies to address some of the trends and factors the city is facing. Approximately 85% of the land within Chandler's municipal planning area is already developed.

State statutes require cities to adopt or re-adopt, and voters to ratify, a general plan at least once every ten years. The current general plan was adopted and ratified in 2008. The City initiated the process of updating the general plan a couple of years sooner in order to address changing trends and factors that are facing Chandler. The general plan, which consists of comprehensive and broad development policies and community goals, is required to include 17 elements ranging in a variety of subject matters such as land use, conservation, recreation, water resources, and safety. Figure 1 on page 1 of the draft provides a complete list of all of the required elements and the sections in the document where they are addressed.

The process of updating the general plan officially commenced in December, 2014, when the City Council approved a contract with lead consultants, Partners for Strategic Action, Inc. Most of the year 2015 was devoted to soliciting input from Chandler's citizens through a variety of events and briefings.

The sixty-day review period, is a statutory requirement to allow public review, and review by regional entities, at least sixty days before notification of the first public hearing. The sixty-day review period was held from December 21, 2015, through February 19, 2016. During this time, four public meetings were held, including one that focused on North Arizona Avenue, to gather feedback from the public. All of the comments received during the sixty-day review period were recorded in the 60-Day Review CAC Comments matrix, which also identifies revisions that were made as a result of those comments.

As required by state statutes, the Planning Commission held two public hearings at different locations to promote citizen participation.

The Planning & Zoning Commission, the Citizens Advisory Committee and city staff recommend approval of the draft, subject to the revisions in the addendum. If approved, the Plan would be placed on the August 30, 2016 ballot for voter ratification.

Mr. de la Torre reviewed the significant changes to the General Plan.

- Organization of document. The document is focused on three guiding principles. (Strategic Community Building, Focused Stewardship, and Strong Community Foundation)
- A new section entitled “Healthy Chandler”
- Land Use designations are the same. Only visual/graphical changes are made.
- Growth Area Element – No longer distinguishes between types of growth areas. Some areas are removed because they are mostly developed. A new growth area is identified.
- North Arizona Avenue Growth Area. Identified future steps to refine the vision for North Arizona Avenue.
- South Price Road Corridor. The recommendations from the 2013 South Price Road Employment Corridor Study were incorporated. Continues to emphasize campus like settings, preserve and enhance the corridor aesthetics, encourage intensive utilization of remaining available land, allow for multiple tenants on a single parcel, remove the minimum 15-acre size policy, and remove the Innovation Zone concept.
- Transitional Employment Corridor. A new policy that formalizes the flexibility needed for Council to determine the most compatible land use.
- Densities 18+ du/acre. Recommended by the Mayor’s 4-Corner Retail Report. The areas where higher densities can be considered is expanded to the infill incentive district. The greater densities would be eligible as an incentive to redevelop older underutilized commercial corners.

COUNCILMEMBER LOPEZ thanked those involved in developing the plan.

1. Will there be more focus to create a more walk-able environment along N. Arizona Avenue? In response to Councilmember Lopez’s questions DAVID DE LA TORRE, PRINCIPAL PLANNER, stated the General Plan does address creating more walk-able areas within the City. This was located on page 34 of the Draft GP: “Promote developments designed with pedestrian and bicycle oriented element. “

2. Whether the use of the word “tourism” as it relates to the Chandler Airport was appropriate? He stated the word tourism is repeatedly mentioned because after meeting with the Economic Development department, the airport is a significant part of Chandler’s tourism and highly influential with economic development of the area.

Mr. de la Torre explained some issues were fixed from the “60 Day Review Draft” to the “Public Hearing Draft”.

3. Wanted to make sure there will continue to be classes offered by U of A at the Chandler Community Center. Mr. de la Torre said there will continue to be U of A classes available at the community center.

4. In regards to the South Price Road Corridor Policy – which type of tenants are being sought and is the market supporting those types of tenants?  
 And after some discussion regarding the business development and tenants along the Price Road Corridor, the City will continue to seek single use tenants for that area, but the city will still be able to review applications and consider multi-tenant businesses that fall within the “Innovations Zone.”

COUNCILMEMBER HEUMANN stated he had a handout of his requested changes.

23	Update Median Home Value infographic with the following data from the U.S. Census Bureau American Community Survey 5-year estimates (2010-2014): Chandler, \$220,700; Arizona \$162,900
33	12th line from the top of page, revise to read as follows: “...provide more flexibility by allowing multiple users, where appropriate on a parcel and...”
36	Strike policy 1.2.4.e and replace with the following: e. Develop the corridor with Mid-Rise Developments, concentrating building intensities along Price Road to further the intensive utilization of properties with high value employment.
36	Strike policy 1.2.4.g. and replace with the following: g. Preserve the campus-like environment by ensuring developments and supporting non-residential uses are centered on a common design theme.
42	2nd paragraph, 2nd sentence: "Land use planning and traffic management are interrelated and, when effective, address the needs of multiple transportation modes while also accommodating people's needs (e.g., improved crosswalks, wider sidewalks, <del>raised intersections for pedestrian safety,</del> traffic calming).
65	2nd paragraph, 1st sentence: "Chandler is focused on getting residents active by providing recreational facilities <del>strategically place-</del> located <del>geographically</del> throughout the city."
95	3rd paragraph, last sentence: "...and the collection of sales taxes on residential property rentals have <del>all,</del> <u>or</u> <del>potentially could</del> impacted municipal financing options."

COUNCILMEMBER HARTKE requested that all requested/suggested changes or amendments to future General Plan amendments be presented in writing at a Study Session to allow the Council a few days to review them before taking any action on last minutes amendments.

MAYOR TIBSHRAENY stated while he would like to see the development of the South Price Road Corridor stay within the desired development plan, a future Council may need the ability to make changes that would best suit the City and he did not wish to prevent them from doing so by having such specific language that would limit them. He does not want the default to be multi-tenant.

Mr. de la Torre, Principal Planner, stated they have listed this in the Price Road Corridor Policy, located in the Draft version, in section A on page 35, and it states: "to actively preserve and enhance the high value employment reputation of the corridor by giving priority to single users in campus like settings," He said that is still the vision for Price Road; however, there is the flexibility in case of a great economic development opportunity to allow for different tenants.

COUNCILMEMBER LOPEZ said his concern is that it opens that door to the precedent for the multi-tenant when we do have Continuum to accommodate multi-tenant. He said he appreciates the flexibility, but has concern without clearer stipulation.

The Mayor said he believes that is the intent.

COUNCILMEMBER HEUMANN stated the Price Road Corridor has been the focus of many City Council's before them to protect it for high end, quality development. The minor changes being discussed would allow future Council's to consider multi-tenant development if it meets the developmental criteria of the corridor.

COUNCILMEMBER LOPEZ expressed concern that more stringent stipulations were not listed and wanted to know under what circumstances would a future Council consider allowing a multi-tenant along the corridor, rather than a single use tenant in a campus like setting, and what type of foot print would be allowed for this multi-tenant.

JEFF KURTZ, PLANNING MANAGER, addressed the concerns and explained the General Plan has a variety of policies that allow for review individual zoning case against the policies. Collectively, the Council will review the zoning case and because of a particular location, constraints or conditions, you may find one policy outweighs the other.

COUNCILMEMBER LOPEZ referred to the mass transit that was mentioned (page 47) as it refers to Rural Road, Arizona Avenue, and Chandler Blvd being defined for efficient expedient transit routes. He has been a proponent for mass transit along Price Road, yet it still is not a consideration listed in the General Plan. When considering the density of individuals that work, live and travel along that corridor, the direct connection to Chandler mall and the surrounding business, it would make sense to have something along that corridor.

Mr. de la Torre said there is a policy that promotes the transit to Price Road. That particular paragraph identifies the existing current designations for high capacity transit corridor based on an older study. He said it is addressed on page 54 under Policy A.

COUNCILMEMBER ELLEN thanked everyone who worked so diligently on the General Plan, as she knows it takes a tremendous amount of work and time.

She inquired whether the 2010 Airport Master Plan could be incorporated into the General Plan, since it is not included in the Chandler Airpark Area Plan which was written in 1998. She inquired if both, the 1998 Chandler Airpark Area Plan and the 2010 Airpark Master Plan, could be mentioned on the bottom of page 53. Something to the point that they do exist, that they are stand alone documents, but are related to the City's General Plan. She would also like to update the Master Plan.

In response to Councilmember Heumann's question, City Manager Marsha Reed stated the Airport Master Plan is in the Capital Improvement Plan (CIP) and will be due for an update around

2018. She clarified the Airpark Area Plan is a planning document for that area in regards to zoning. The Airport Master Plan is more for technical specifications for the Airport.

COUNCILMEMBER ELLEN said according to the FAA, we are required to develop the Airport according to the 2010 Airport Master Plan so she feels it should be included in the General Plan.

MAYOR TIBSHRAENY said obviously the Committee did not put it for a reason. It is a significant document that can go under many changes. He said this would be a major change at the end of the process. He said he didn't have any concerns with reviewing the plans and modernizing them.

COUNCILMEMBER HEUMANN concurred.

COUNCILMEMBER HARTKE clarified if her intent was to have the Plans inserted or referred to. Councilmember Ellen said she wanted the 2010 Plan mentioned in the General Plan.

MAYOR TIBSHRAENY inquired if either the 1998 or the 2010 Airpark Plans have any non-conformance issues with the City's current policies.

CHRIS ANDRES, AIRPORT ADMINISTRATOR stated the General Plan is a much larger and longer standing document than the Airport/Airpark Plans. The Airport/Airpark Plans change much more frequently than the General Plan and that is why they are stand-alone documents.

Mayor Tibshraeny said when he talked to Councilmember Ellen about this today, he had concerns and asked if the inclusion of the plan in any way change current Council practice and policy on having any runway extension referred to the voters. Mr. Andres said it would not change that.

The Mayor said since the timing is tight, he has not had an opportunity to look at that particular document to see if inclusion of it could have any unknown impacts.

In response to questions from Council, Mr. De la Torre stated there are some references, such as the Water/Wastewater Master Plan. There are several "master plans" the city has, but not all of them are listed in the General Plan.

Councilmember Heumann noted the ones that are referred to have been in the draft and available for the public comment process. Councilmember Lopez concurred.

The Mayor closed the public hearing at 8:34 p.m.

### 31. GENERAL PLAN UPDATE/CALL OF ELECTION:

The City Attorney noted any changes to the addendum need to be included in the motion.

**RESOLUTION NO. 4948** adopting the public hearing draft of the Chandler General Plan 2016; a Vision Refined, together with revisions in the Addendum, and submitting to the voters for ratification at the August 30, 2016 election.

MOVED BY COUNCILMEMBER HEUMANN TO APPROVE RESOLUTION NO. 4948, ADOPTING THE PUBLIC HEARING DRAFT OF THE CHANDLER GENERAL PLAN 2016; A VISION REFINED, TOGETHER WITH THE REVISIONS LISTED IN THE ATTACHED ADDENDUM AS RECOMMENDED BY PLANNING COMMISSION, THE CITIZEN'S ADVISORY COMMITTEE, AND PLANNING STAFF, AND PLACING THE GENERAL PLAN ON THE AUGUST 30, 2016, ELECTION FOR VOTER RATIFICATION WITH THE ADDITION OF THE 3 REVISIONS TO PAGES 33 AND 36

23	Update Median Home Value infographic with the following data from the U.S. Census Bureau American Community Survey 5-year estimates (2010-2014): Chandler, \$220,700; Arizona \$162,900
33	12th line from the top of page, revise to read as follows: "...provide more flexibility by allowing multiple users, where appropriate on a parcel and..."
36	Strike policy 1.2.4.e and replace with the following: e. Develop the corridor with Mid-Rise Developments, concentrating building intensities along Price Road to further the intensive utilization of properties with high value employment.
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42	2nd paragraph, 2nd sentence: "Land use planning and traffic management are interrelated and, when effective, address the needs of multiple transportation modes while also accommodating people's needs (e.g., improved crosswalks, wider sidewalks, <del>raised intersections for pedestrian safety,</del> traffic calming).
65	2nd paragraph, 1st sentence: "Chandler is focused on getting residents active by providing recreational facilities
95	3rd paragraph, last sentence: "...and the collection of sales taxes on residential property rentals have <del>all,</del> <u>or potentially could</u> impacted <del>ed</del> municipal financing options."

THE MOTION CARRIED UNANIMOUSLY.

The Mayor noted Mr. Garry Hays would be the campaign chair for this ballot proposition.

UNSCHEDULED PUBLIC APPEARANCES: None

CURRENT EVENTS:

A. Mayor's Announcements

The Mayor noted the great turnout, including all the Council, for his Listening Tour at Knox Gifted Academy.

The Mayor announced the Neighborhood Excellence Award winners:

Pepperwood Neighborhood for best revitalization story.

The Springs recognized for the most active and Enhanced neighborhood.

The Southwest Shawnee Park Neighborhood for Best Neighborhood Event, and Neighborhood Leader of the Year - David Wolff of the Dobson Estates III Neighborhood.

There were 300 residents participate in the Family Bike Ride.

Chandler was selected by Google as the fourth US city to test its driverless car. Mayor noted it is National Library Week

B. Councilmembers' Announcements

Councilmember Lopez announced his daughter was accepted into ASU and also the Barrett Program.

Councilmember Hartke announced the next For Our City breakfast on April 21 and the Relay for Life on April 29 at Basha High School.

Councilmember Heumann also noted the Relay for Life and the involvement of Lynne Hartke as Chairperson. He acknowledged the beginning of Passover.

Councilmember Ellen wished her mother a happy 90<sup>th</sup> birthday and her father a happy 97<sup>th</sup> birthday.

Councilmember Roe announced the City is accepting nominations for Celebration Plaza.

The Council wished Ms. Reed well as her new role as City manager.

C. City Manager's Announcements

Ms. Reed thanked the Council for their support over the past 10 months. She thanked Asst. City Manager Nachie Marquez and the management team and Chandler employees for their support in the interim and the great job that is done every day serving the citizens of Chandler.

She announced a nationwide search was completed and John Knudson, a current 13-year city employee has been named as the Municipal Utilities Director.

Adjournment: The meeting was adjourned at approximately 8:48 p.m.

ATTEST: \_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Mayor

Approved: May 12, 2016

CERTIFICATION

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular meeting of the City Council of Chandler, Arizona, held on the 14 day of April 2016. I further certify that the meeting was duly called and held and that a quorum was present.

DATED this \_\_\_\_\_ day of May, 2016.

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City Clerk