

## CITY OF CHANDLER COUNCIL MEETING

The City Council of the City of Chandler welcomes you to its **Regular Meeting of Thursday, June 14, 2007, at 7:00 p.m.**, at 22 S. Delaware Street, City Council Chambers, Second Floor, Chandler, Arizona.

**NOTE:** Consent items have either been discussed in the Study Session or previously reviewed by the City Council. Individual items may be pulled off by the Councilmembers or citizens prior to the time a final vote is taken. Individuals who want an item pulled for further discussion should so state when the Mayor addresses the public concerning the CONSENT agenda.

### **CALL TO ORDER:**

#### **ROLL CALL:**



#### **INVOCATION:**

Rabbi Mendy Deitsch – Chabad of the East Valley

#### **PLEDGE OF ALLEGIANCE:**

#### **SCHEDULED PUBLIC APPEARANCES:**

#### **UNSCHEDULED PUBLIC APPEARANCES:**

 Members of the audience may address any item not on the agenda. State Statute prohibits the City Council from discussing an item that is not on the agenda, but the City Council does listen to your concerns and has staff follow up on any questions you raise.

**CONSENT:**

- 1a. **MINUTES** of the Chandler City Council Special Meeting of May 21, 2007.
- 1b. **MINUTES** of the Chandler City Council Special Meeting of May 24, 2007.
- 1c. **MINUTES** of the Chandler City Council Regular Meeting of May 24, 2007.
  
2. **FINAL ADOPTION OF ORDINANCE NO. 3911** annexing the north half of the Queen Creek Road right of way between Lindsay Road and the Eastern Canal.
  
3. **FINAL ADOPTION OF ORDINANCE NO. 3926, DVR07-0011 GATEWAY OFFICE PARK SIGNAGE**, rezoning from Community Commercial (C-2) to PAD for new monument signage at the SWC of Chandler Boulevard and McClintock Drive.
  
4. **INTRODUCTION OF ORDINANCE NO. 3915** vacating a portion of public right of way abutting the northerly limits of West Flint Street east of North Evergreen Street to Holy Trinity Church.
  
5. **INTRODUCTION OF ORDINANCE NO. 3917** amending a Wireless Telecommunications Use Agreement with Verizon Wireless LLC, dba Verizon Wireless, for wireless telecommunications facilities at Snedigar Sportsplex.
  
6. **INTRODUCTION OF ORDINANCE NO. 3920** granting a no-cost power distribution easement to Salt River Project for electrical power service to City facilities, Alamosa Well site, located near the SWC of Ocotillo and Gilbert roads.
  
7. **INTRODUCTION OF ORDINANCE NO. 3936** authorizing an agreement between AboveNet Communications, Inc. and the City of Chandler for the use of City right of way and public places to establish a communication system.
  
8. **RESOLUTION NO. 4020** authorizing and approving the purchase of a .29-acre parcel of land in the Artesian Ranch subdivision for a future planned well site located at Gilbert and Ocotillo roads at a cost of \$151,925.00 plus closing costs of approximately \$4,000.00.
  
9. **RESOLUTION NO. 4066** authorizing the release of two drainage easements that are no longer needed for Countrywide Home Loans, Inc.'s expansion project located at the NWC of Frye Road at Ellis Street.
  
10. **RESOLUTION NO. 4067** authorizing an Intergovernmental Agreement (IGA) with the City of Phoenix to accept a Federal Transit Administration Grant in the amount of \$300,000.00 for design of a regional park and ride lot.
  
11. **RESOLUTION NO. 4069** authorizing an Intergovernmental Agreement (IGA) with Maricopa County Animal Care and Control Service to provide animal control services to the City of Chandler in the amount of \$182,768.00.
  
12. **RESOLUTION NO. 4070** authorizing the renewal of lease agreements with First Credit Union for leased office space at 25 S. Arizona Place, Suites 300, 302, 305, and 330.

13. **RESOLUTION NO. 4077** determining that the acquisition of real property located at and near the SWC of E. Chicago Street and S. Washington Street for the construction and development of a new City Hall complex and related off-street parking is a matter of public necessity; authorizing condemnation proceedings to acquire said real property and to obtain immediate possession thereof; and authorizing such relocation assistance as may be required by law. **(STAFF REQUESTS CONTINUANCE TO THE JULY 23, 2007, COUNCIL MEETING.)**
14. **RESOLUTION NO. 4079** authorizing the submission of projects for consideration in the Arizona 2008 Highway Safety Plan and authorize the Fire Chief to execute all documents in connection with such grant.
15. **RESOLUTION NO. 4084** adopting a written statement of purpose and procedures for public participation in the preparation of the Chandler General Plan Update.
16. **RESOLUTION NO. 4085** authorizing the City to enter into a grant agreement with the Arizona Department of Transportation (ADOT) accepting a grant in the amount of \$7,175.00 to conduct a Federal Aviation Regulation (FAR) Part 150 Noise Compatibility Study.
17. **PRELIMINARY DEVELOPMENT PLAN, PDP06-0061 HOLIDAY INN/T-MOBILE**, for a wireless communications facility located on top of an existing hotel at 1200 W. Ocotillo Road.
18. **ZONING DVR06-0048 POLLACK DOBSON PLAZA**, amendment of existing PAD zoning to allow a car rental use on approximately 8.5 acres located at the NWC of Dobson and Elliot roads. **(REQUEST CONTINUANCE TO THE JUNE 28, 2007, COUNCIL MEETING.)**
19. **GRANT** to the Mission Manor at Ray Ranch Homeowners Association for river rock and decomposed granite in the amount of \$2,500.00.
20. **GRANT** to the Bordeaux Homeowners Association for new xeriscape landscaping in the amount of \$2,500.00.
21. **GRANT** to the SunBird Golf Resort Homeowners Association for low-water use plants, shrubs and trees in the amount of \$2,500.00.
22. **MEMORANDUM OF UNDERSTANDING** with the International Fire Fighters Association (I.A.F.F.) Local 493 Chandler Chapter.
23. **MEMORANDUM OF UNDERSTANDING** with the Service Employees International Union (S.E.I.U.) Local 5.
24. **MEMORANDUM OF UNDERSTANDING** with the Police Sergeants Bargaining Unit (C.L.A.S.A.).
25. **INTERGOVERNMENTAL AGREEMENT** Amendment No. 2 with the Maricopa County Library District for the Reciprocal Borrowing Program through FY 2008/09.
26. **AGREEMENT** amendment with Snider Sports & Apparel, LLC for recreation program shirts for the Community Services Department in an amount not to exceed \$52,500.00.

27. **AGREEMENT** extension for one year with Arizona Behavioral Counseling (ABC) for the operation of Alcohol/Substance Abuse and Domestic Violence Screening Facilities.
28. **AGREEMENT** extension for one year with Spiker Sports for various sports official services in an amount not to exceed \$36,000.00.
29. **AGREEMENT** extension for one year with The Great Arizona Trading Co. for t-shirts and sweatshirts in an amount not to exceed \$20,000.00.
30. **AGREEMENT** amendment with MACRO Corporation for consultant services for a police computer aided dispatch system in an amount not to exceed \$78,061.00.
31. **AGREEMENT #WA0524-202** Amendment No. 1 to Carollo Engineers for Price South Well in the amount of \$125,516.00, for a revised contract total amount of \$234,516.00.
32. **AGREEMENT #WA0401-451** Amendment No. 2 to Tri-Core Engineering for construction management of water main replacements phase 1 in the amount of \$13,800.20, for a revised contract total amount of \$161,550.20.
33. **AGREEMENT #PR0710-401** with Valley Rain Construction Corporation for neighborhood park improvements, pursuant to JOC05-06, in an amount not to exceed \$217,742.00.
34. **AGREEMENT #FI0702-401** with Brycon Construction for the Fire Station No. 5 Remodel Project, pursuant to JOC 07-06, in an amount not to exceed \$81,097.00.
35. **AGREEMENT #SS07-001** with Southwest Slurry Seal for asphalt emulsion slurry seal and micro seal, pursuant to annual contract #ST6-745-2260, in an amount not to exceed \$1,050,000.00.
36. **AGREEMENT #A08-01** with G & G Construction for asphalt repair and minor construction, pursuant to annual contract #ST4-745-2093, in an amount not to exceed \$85,223.00.
37. **AGREEMENT #PR0701-201** with Architectural Resource Team, Inc. for the Tumbleweed Park Maintenance Facility in an amount not to exceed \$398,588.00.
38. **AGREEMENT #OA07-001** with Dobson Village Investors, LLC deferring a left-turn lane and full median landscape upgrade in Dobson Road across the frontage of the Dobson Village development and accepting a lump sum payment of \$34,341.00.
39. **AGREEMENT #OA07-008** with WIJOMI Development, LLC deferring a full median in Cooper Road across the frontage of the Vina Solana – Phase 2 development and accepting a lump sum payment of \$21,803.00.
40. **AGREEMENT #EN0714-101** with Stantec Consulting for Survey Benchmark Verification and Restoration in an amount not to exceed \$38,448.00.
41. **AGREEMENT #GG0604-101** with PinnacleOne for utility coordination of the AGL Networks Fiber Project in an amount not to exceed \$47,190.00.

42. **AGREEMENT** with Motorola Inc. for communication equipment maintenance, sole source, in an amount not to exceed \$108,000.00.
43. **AGREEMENT** extension for one year with Vulcan Materials and Mesa Materials for hot mix asphalt material in a combined amount not to exceed \$60,000.00.
44. **AGREEMENT** with Pulice Construction, Inc. for roadway improvements on Queen Creek Road from Arizona Avenue to Price Road in an amount not to exceed \$53,595.00.
45. **AGREEMENT** with Binary Office Inc. for annual support, software upgrade and maintenance for the Cardiff Teleforms component of the Electronic Data Management System (EDMS), in an amount not to exceed \$54,020.00.
46. **AGREEMENT** with Mountaineer Consulting for consultant services for GIS applications in an amount not to exceed \$40,000.00.
47. **AGREEMENT** with Red Oak Consulting for System Development Fees Study Consulting services in an amount not to exceed \$71,795.00 for utility fees, and with Duncan Associates in an amount not to exceed \$54,360.00 for non-utility fees and authorize the transfer of funds from non-departmental contingency funds in the amounts of \$54,360.00 and \$71,795.00.
48. **AGREEMENT** with Simon Family Enterprises, Inc. for sludge press rental in an amount not to exceed \$86,000.00.
49. **AGREEMENT** with Accela for annual maintenance on the Permits Plus system, sole source, in an amount not to exceed \$42,800.00.
50. **AGREEMENT** with Red Wing Shoe Store, JR's Shoes & Boots, Lehigh Safety Shoes, Industrial Shoes of Arizona and American Safety Shoe Company for safety shoes in a total amount not to exceed \$35,000.00.
51. **CONTRACT #WA0524-402** to PCL Construction, Inc. for Price South Well Equipping in an amount not to exceed \$775,770.00.
52. **CONTRACT #ST0613-301** to Salt River Project (SRP) for removal and placement of Salt River Project 69 kilovolt (kV) transmission poles for the Riggs Road Improvements - Gilbert to Val Vista roads, in an amount not to exceed \$280,000.00.
53. **PURCHASE** of repair parts and materials from Kidde Fire Trainers, Inc. for the Fire Department's Training Burn Simulator in an amount not to exceed \$15,000.00.
54. **PURCHASE** increase of paint and paint supplies from Dunn-Edwards Corporation from \$30,000.00 to \$100,000.00 per year for a total three-year amount not to exceed \$300,000.00.
55. **PURCHASE** of refuse and recycling containers from Toter Incorporated, utilizing the City of Scottsdale contract, in an amount not to exceed \$389,398.00.
56. **PURCHASE** of maintenance and support from Oracle Corporation, utilizing the State of Arizona Contract, in an amount not to exceed \$182,000.00.

57. **PURCHASE** of various software licenses and support renewal maintenance from ASAP Software, utilizing the State of Arizona Contract, in an amount not to exceed \$187,000.00.
58. **USE PERMIT, UP07-0011 418 S. DELAWARE ST.**, for a single-family home within a multi-family zoning district for property located at 418 S. Delaware Street.
59. **AGREEMENT** with Habitat for Humanity – Valley of the Sun authorizing \$5,000.00 per dwelling unit for new construction of a single-family, owner-occupied dwelling at 418 S. Delaware St.
60. **USE PERMIT, UP07-0012 130 W. FAIRVIEW ST.**, for a single-family home within a multi-family zoning district for property located at 130 W. Fairview Street.
61. **AGREEMENT** with Habitat for Humanity – Valley of the Sun authorizing \$5,000.00 for the demolition and removal of an existing substandard dwelling unit, and \$5,000.00 per dwelling unit for new construction of a single-family, owner-occupied dwelling at 130 W. Fairview St.
62. **USE PERMIT, UP07-0013 150 W. FAIRVIEW ST.**, for a single-family home within a multi-family zoning district for property located at 150 W. Fairview Street.
63. **AGREEMENT** with Habitat for Humanity – Valley of the Sun authorizing \$5,000.00 per dwelling unit for new construction of a single-family, owner-occupied dwelling at 150 W. Fairview St.
64. **USE PERMIT EXTENSION, UP06-0090 REMUDA RANCH**, to allow for the use of a gravel parking lot for staff members located at 111 S. Hearthstone Way. **(REQUEST CONTINUANCE TO THE JUNE 28, 2007, COUNCIL MEETING.)**
65. **USE PERMIT, UP07-0014 CATHEDRAL OF PRAISE CHRISTIAN CHURCH**, to locate two single-family homes for pastoral use on an existing church property located at 2400 W. Warner Road.
66. **USE PERMIT, UP07-0030 THE OLIVE GARDEN**, Series 12, for on-premise consumption only within a new restaurant located at 2930 E. Germann Road within the Crossroads Towne Center.
67. **USE PERMIT, UP07-0033 BENIHANA**, Series 12, for on-premise consumption only within a new restaurant located at 3025 W. Chandler Boulevard within the Chandler Fashion Mall shopping center.
68. **USE PERMIT, UP07-0034 FRESH & EASY NEIGHBORHOOD MARKET**, Series 10, for off-premise consumption only for a new grocery store located at 3000 N. Alma School Road.
69. **LIQUOR LICENSE**, Series 10, for Randy Nations, Fresh & Easy Neighborhood Markets, Inc., dba Fresh & Easy Neighborhood Market located at 3000 N. Alma School Road.
70. **LIQUOR LICENSE**, Series 10, for Herlinda Reyes, Agent, dba Arizona Discount Store located at 701 S. Arizona Avenue. **(APPLICANT REQUESTS WITHDRAWAL.)**

71. **LIQUOR LICENSE**, Series 10, for Randy Nations, Fresh & Easy Neighborhood Markets, Inc., dba Fresh & Easy Neighborhood Market located at 5805 W. Ray Road, Pad A. **(APPLICANT REQUESTS CONTINUANCE TO THE JUNE 28, 2007, COUNCIL MEETING.)**
72. **LIQUOR LICENSE**, Series 12, for John Henry James III, Agent, Juan Jaimes LLC, dba Juan Jaime's Taco & Tequila located at 2510 W. Chandler Blvd., Suite 1.
73. **LIQUOR LICENSE**, Series 12 Permanent Extension of Premises, for Thomas and King, Inc., dba Applebee's Neighborhood Grill & Bar located at 1245 W. Chandler Blvd.
74. **SPECIAL EVENT LIQUOR LICENSE** for the Chandler Lions Club for the Chandler 4<sup>th</sup> of July Celebration on July 4, 2007, at Tumbleweed Park located at 2250 S. McQueen Road.
75. **FINAL PLAT, FPT06-0012 CENTRE POINTE OFFICE, CONDOMINIUMS**, for office and industrial-type uses on approximately 5.25 acres located on the north side of Ocotillo Road, east of Arizona Avenue at the Consolidated Canal.
76. **FINAL PLAT, FPT06-0054 WESTECH**, for Westech Corporate Center Phase II located at the NEC of Arizona Avenue and Corporate Place north of the NWC of Arizona Avenue and Warner Road.
77. **FINAL PLAT, FPT07-0009 POLLACK BUSINESS PARK SOUTH LOTS 1 THRU 9**, for a retail, office, showroom, and light industrial development located at the SEC of Arizona Avenue and Elliot Road.
78. **FINAL PLAT, FPT07-0022 POLLACK CHANDLER CROSSING LOTS 1 THRU 3**, for a commercial retail center located at the NEC of Chandler Boulevard and Cooper Road.
79. **FINAL PLAT, FPT07-0010 LYNN HAVEN ESTATES**, for a 50-lot single-family residential subdivision located at the NEC of McClintock Drive and the Loop 202 Santan Freeway.

**ACTION:**

80. **NOTICE OF INTENTION** to increase certain Water, Reclaimed Water and Sewer Fees and set the date for the Public Hearing of July 23, 2007.
81. **RESOLUTION NO. 4071, AREA PLAN, AP05-0003 PINELAKE CONDOMINIUMS**, amendment from business park to multi-family residential land use at the SEC of Pinelake Way and Ocotillo Road.  
**INTRODUCTION OF ORDINANCE NO. 3925, DVR05-0040 PINELAKE CONDOMINIUMS**, rezoning from PAD for business park and AG-1 to PAD for residential condominiums with PDP approval to allow a residential condominium development for property located at the SEC of Pinelake Way and Ocotillo Road. **(STAFF RECOMMENDS DENIAL.)**

**PUBLIC HEARINGS:**

P.H.1. 2007 Edward Byrne Memorial Justice Assistance Grant (JAG) Program.

1. Open Public Hearing
2. Staff Presentation
3. Council Discussion
4. Discussion from the Audience
5. Close Public Hearing

**INFORMATION:**

1. **MINUTES** of the May 16, 2007, Planning and Zoning Commission Special Meeting.
2. **MINUTES** of the May 16, 2007, Planning and Zoning Commission Regular Meeting.

**SPECIAL ORDERS OF THE DAY:**

- A. Mayor's Announcements
- B. Councilmembers' Announcements
- C. City Manager's Announcements

**ADJOURN**