

CITY OF CHANDLER COUNCIL MEETING

The City Council of the City of Chandler welcomes you to its **Regular Meeting of Thursday, February 12, 2009, 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:

Pastor Forrest Erickson – Generation Church

POSTING OF COLORS / PLEDGE OF ALLEGIANCE:

Boy Scout Troop 679

SCHEDULED PUBLIC APPEARANCES:

1. Creative Expression Competition Winners

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 January 21, 2009.
- 1b. **MINUTES** of the Chandler City Council Regular Meeting of January 22, 2009.
- 1c. **MINUTES** of the Chandler City Council Regular Meeting of January 22, 2009.

2. **INTRODUCTION OF ORDINANCE NO. 4101, DVR08-0032 FULTON RANCH**, to amend the PAD zoning regarding the separation between two-story homes for Parcels 1 & 7 with PDP for housing products on Parcels 1, 2, 5, and 7 located within Fulton Ranch on the west side of Arizona Avenue between Ocotillo and Chandler Heights roads.

3. **INTRODUCTION OF ORDINANCE NO. 4108** granting 15 no-cost 12kV power distribution easements to Salt River Project (SRP) to relocate and underground its power facilities along Riggs Road between Gilbert Road and South Hillcrest Drive to accommodate construction of the Riggs Road-Gilbert Road to Val Vista Improvement Project.

4. **INTRODUCTION OF ORDINANCE NO. 4128, DVR08-0040 SANTAN MIXED-USE AMENDED**, rezoning from PAD Mixed Use to PAD Mixed Use Amended to permit medical office uses within an office development on approximately 3.2 acres of a site of approximately 18.2 acres located at the SWC of Ray Road and the Loop 101 Price Freeway.

5. **ORDINANCE NO. 4129** granting two no-cost utility easements to Arizona Public Service Company for the purpose of providing electrical service needed for the development of the new City Hall site and declaring an emergency.

6. **RESOLUTION NO. 4200** authorizing an intergovernmental agreement with the Arizona Department of Transportation (ADOT) for the construction of the median pier and foundation for the future Galveston Street bike/pedestrian bridge, and aesthetic enhancements to the new noise walls along the Price Freeway between Ray and Frye roads.

7. **RESOLUTION NO. 4252** certifying compliance with the Consolidated Plan and administrative commitment supporting an application for fiscal years 2009/2010 Federal Home Funds by Housing our Communities in accordance with the recommendations of the Chandler Housing and Human Services Commission and staff.

8. **RESOLUTION NO. 4253** authorizing the substantial amendment to the FY 2008-09 Annual Action Plan and potential receipt of \$2,415,100.00 in Neighborhood Stabilization Program funds in accordance with the recommendations of the Chandler Housing and Human Services Commission and staff.

9. **RESOLUTION NO. 4255** authorizing the purchase of a parcel of land containing approximately 1,100 square feet of land at the NEC of McQueen and Ryan roads at a cost of \$6,438.00 plus closing costs of approximately \$800.00.

10. **RESOLUTION NO. 4257** authorizing the City of Chandler Housing & Redevelopment scattered site senior housing program plan.

11. **RESOLUTION NO. 4261** certifying compliance with the Consolidated Plan and administrative commitment supporting an application for fiscal years 2009/2010 Federal Home Funds by ARM of Save the Family in accordance with the recommendations of the Chandler Housing and Human Services Commission and staff.

12. **ZONING, DVR08-0023 MCCLINTOCK VILLAGE**, rezoning from PAD for office and commercial retail to PAD retail with PDP for a commercial shopping center and hotel on approximately 26.4 acres located north and west of the NWC of Chandler Boulevard and McClintock Drive. **(REQUEST CONTINUANCE TO THE MARCH 26, 2009, CITY COUNCIL MEETING.)**
13. **PRELIMINARY DEVELOPMENT PLAN, PDP07-0040 STAYBRIDGE SUITES/HOLIDAY INN EXPRESS**, for two four-story hotels on approximately 14.5 acres located at the NEC of Chandler Boulevard and McClintock Drive.
14. **PRELIMINARY DEVELOPMENT PLAN, PDP08-0029 ARCO AT CHANDLER AIRPORT CENTER**, for a gas station/convenience store/car wash development within the Chandler Airport Center located at the NEC of Cooper Road and Yeager Drive, which is south of the Loop 202 Santan Freeway.
15. **PRELIMINARY DEVELOPMENT PLAN, PDP08-0024 FIRST BAPTIST CHURCH CHANDLER**, for Phase II of the overall Master Plan for the First Baptist Church of Chandler including a 49,390-square-foot floor area located at the NEC of Arizona Avenue and Appleby Road.
16. **PRELIMINARY DEVELOPMENT PLAN, PDP08-0038 CHAPMAN BMW**, for the installation of a 6,000-gallon fuel tank as part of an automotive sales and service development on approximately 6.51 acres located west of the SWC of 54th Street and Orchid Lane (1/4 mile north of Ray Road).
17. **PRELIMINARY DEVELOPMENT PLAN, PDP09-0001 CHANDLER CORPORATE CENTER**, for modified monument signage at 500 and 585 N. Juniper Drive within the Chandler Corporate Center located north and west of Chandler Boulevard and McClintock Drive.
18. **AUTHORIZE** that Chandler Service Club be recognized with a plaque in Celebration Plaza at Tumbleweed Park, as recommended by the Chandler Parks and Recreation Board.
19. **AUTHORIZATION** to subordinate the Housing Rehabilitation lien on Project RH08-0016 located at 5633 W. Butler Drive in the amount of \$48,039.85. (Balcken)
20. **AGREEMENT** extensions for one year with J. Banicki Construction, JOC07-03 and Nesbitt Contracting Co., Inc., JOC07-11, for specialty construction services in an amount not to exceed \$1,000,000.00 each.
21. **AGREEMENT** extensions for one year with SDB, Inc., JOC07-04 in an amount not to exceed \$3,000,000.00; Brycon Construction, JOC07-06, in an amount not to exceed \$1,000,000.00; and Jokake Construction, JOC07-08, for general construction services in an amount not to exceed \$1,000,000.00.
22. **AGREEMENT** extensions for one year with Environmental Resolutions, Inc., JOC07-01 and Spray Systems Environmental, JOC07-09, for environmental remediation services in an amount not to exceed \$500,000.00 each.
23. **AGREEMENT** extension for one year with Cholla Pavement Maintenance Inc. for recycled tire rubber modified surface seal on bituminous paved surfaces in the amount of \$230,000.00.
24. **AGREEMENT** with Ciba Corporation for one year for anionic polymer, sole source, in an amount not to exceed \$57,000.00.

25. **AGREEMENT** amendment No. 2, with L.N. Curtis & Sons, United Fire Equipment, and First In, Inc., for the purchase of fire department supplies, in a combined amount not to exceed \$80,000.00.
26. **AGREEMENT** amendment No. 4, with Henry Schein, Inc., for the purchase of Emergency Medical Supplies in the amount of \$40,000.00.
27. **AGREEMENT** amendment No. 1, with Design Business Communications, Inc., dba American Telephone for NEC Telephone System Maintenance/Equipment in an amount not to exceed \$60,936.00.
28. **AGREEMENT #PR0908-401** with SDB, Inc. for construction services for Aquatic Centers Federal Act Compliance, pursuant to Job Order Contract 07-04, in an amount not to exceed \$106,814.00.
29. **AGREEMENT** amendment No. 2, with Century Graphics for printing/distribution of Break Time Magazine in an amount not to exceed \$50,000.00.
30. **AGREEMENT #GG0502-302** with Arizona Public Service for design and construction of the removal of existing overhead 12 kilovolt (kV) power lines and to place new conductor underground in existing conduit structure in an amount not to exceed \$247,796.00.
31. **AGREEMENT #GG0502-303** with Arizona Public Service for design and construction of electrical service to accommodate the future City Municipal Complex in an amount not to exceed \$202,507.00.
32. **CONTRACT #GG0502-421** to Sundt Construction for construction manager at risk for City Hall utility relocation and new service in an amount not to exceed \$624,747.00.
33. **CONTRACT #WW0805-401** to SAK Construction, LLC, for Sewer Rehabilitation McQueen Road, in an amount not to exceed \$848,764.00.
34. **CONTRACT #WW0805-402** to Quest Civil Constructors for sewer manhole rehabilitation in an amount not to exceed \$843,843.00.
35. **PURCHASE** extension for one year to Thatcher Company of Arizona, Hill Brothers Chemical Company, DPC Enterprises, Commercial Pool Repair, Brenntag Chemical Company, Hasa, Inc., Basic Chemical Solutions, LLC, Siemens Corporation, Calgon Carbon Corporation, Polydyne, Inc., Salt Works, General Chemical, Kemira Water Solutions, and Occidental Chemical Corporation for water treatment, wastewater treatment, and swimming pool chemicals, in an amount not to exceed \$4,594,415.00.
36. **AGREEMENT #ST0801-202** with T.Y. Lin International for engineering design services for the Galveston Street Bicycle and Pedestrian Bridge project in an amount not to exceed \$622,004.00.
37. **CONTRACT #ST0811-401**, change order No. 1, to Nesbitt Contracting for Western Canal Dust Control, pursuant to Job Order Contract JOC07-11, in an amount not to exceed \$6,781.42, for a revised contract total not to exceed \$54,971.42.
38. **AGREEMENT #ST0814-102** with Logan Simpson Design Inc. for engineering design services for the Chandler Boulevard Environmental Study Project in an amount not to exceed \$29,912.00.

39. **PURCHASE** of six shade structures from Shade 'N Net of Arizona for Maggio Ranch, Navarrete, Pine Shadows, Stonegate, Sunset and Snedigar Skate Park, utilizing the Mohave Educational Services cooperative contract, in the amount of \$130,658.78.
40. **PURCHASE** and installation of Playground Equipment at Sundance Park from Micon Construction, utilizing the Mohave Educational Services Cooperative contract, in the amount of \$113,953.09.
41. **PURCHASE** of data collection and process services for RoadMatrix Software from Stantec Consulting, sole source, in an amount not to exceed \$107,500.00.
42. **PURCHASE** of maintenance services from Sagem Morpho for the existing Automated Fingerprint Identification System (AFIS)/Livescan equipment, sole source, in an amount not to exceed \$54,368.00.
43. **PURCHASE** of maintenance and hardware supplies from Home Depot and HD Supply Maintenance Solutions, utilizing the U.S. Communities contract, in a total amount not to exceed \$325,000.00.
44. **USE PERMIT, UP08-0018 BORN'S RESIDENTIAL CONVERSION**, for the conversion of a residential home into a commercial business located at 348 W. Chandler Blvd.
45. **USE PERMIT, UP08-0024 CORNERSTONE CHRISTIAN FELLOWSHIP**, for a temporary unpaved parking lot area on approximately 8.5 acres located east of the SEC of Alma School and Willis roads.
46. **USE PERMIT, UP08-0035 COOPER/202 VERIZON**, to install a 55-foot monopalm wireless communication facility at the NEC of Cooper Road and the Loop 202 Santan Freeway. **(APPLICANT REQUESTS WITHDRAWAL.)**
47. **USE PERMIT, UP08-0044 DOS GRINGOS GRILLE**, Series 6, for the sale of liquor at an existing restaurant located at 1361 North Alma School Road, approximately one half-mile north of Ray Road on the east side of Alma School Road. **(STAFF REQUESTS CONTINUANCE TO THE MARCH 12, 2009, CITY COUNCIL MEETING.)**
48. **USE PERMIT, UP08-0063 MCCOOL'S BAR & GRILL**, Series 12, for the sale of liquor for on-premise consumption only within a restaurant located at 4910 West Ray Road, #3, within the Chandler Sunset Plaza at the NEC of Ray and Rural roads.
49. **LIQUOR LICENSE**, Series 12 for Craig Allen McCool, Agent, McCools LLC, dba McCools located at 4910 W. Ray Road, #3.
50. **USE PERMIT, UP08-0054 NATIVE NEW YORKER AT MILL CROSSING**, Series 12, for the sale of liquor for on-premise consumption only within a new restaurant located south of the SWC of Gilbert and Germann roads within the Mill Crossing commercial development.
51. **LIQUOR LICENSE**, Series 12 for Amy S. Nations, Agent, NNY Gilbert LLC, dba Native New Yorker Restaurant located at 2110 S. Gilbert Road.
52. **LIQUOR LICENSE**, Series 12 for Nongluck Chakkaw, Agent, Taloropai #1 LLC, dba Thai Basil located at 4929 W. Chandler Blvd, #8.

53. **LIQUOR LICENSE**, Series 12 for Andrea Dahlman Lewkowitz, Agent, N and D Restaurants Inc., dba Olive Garden Italian Restaurant #1561 located at 3430 W. Chandler Blvd.
54. **LIQUOR LICENSE**, Series 12 for Andrea Dahlman Lewkowitz, Agent, N and D Restaurants Inc., dba Olive Garden Italian Restaurant #1747 located at 2930 E. Germann Road.
55. **LIQUOR LICENSE**, Series 12 for Andrea Dahlman Lewkowitz, Agent, N and D Restaurants Inc., dba Red Lobster #6230 located at 7240 W. Ray Road.
56. **SPECIAL EVENT LIQUOR LICENSE** for the Chandler Lions Club Classic Car and Hot Rod Show on February 28, 2009, at A.J. Chandler Park located at Buffalo Street and San Marcos Place.
57. **SPECIAL EVENT LIQUOR LICENSE** for the Chandler Sunbird Lions Club for a Wine Tasting Charity Event on March 14, 2009, at the Sunbird Golf Resort located at 6250 S. Sunbird Blvd.
58. **SPECIAL EVENT LIQUOR LICENSE** for the Chandler Cultural Foundation fund-raising event at the Glenn Miller Orchestra Concert on March 28, 2009, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
59. **SPECIAL EVENT LIQUOR LICENSE** for the Chandler Cultural Foundation fund-raising event at the Gaelic Storm Concert on April 18, 2009, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
60. **SPECIAL EVENT LIQUOR LICENSE** for the Chandler Cultural Foundation fund-raising event at the KC and the Sunshine Band Concert on April 25, 2009, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
61. **SPECIAL EVENT LIQUOR LICENSE** for the Downtown Chandler Community Partnership for a St. Patrick's Day Festival on March 17, 2009, at San Marcos Place and Commonwealth Avenue.
62. **TEMPORARY EXTENSION OF PREMISES, LIQUOR LICENSE**, Series 12 for Murphy's Law 58 LLC, dba Murphy's Law, for a St. Patrick's Day Celebration on March 17, 2009, at 58 S. San Marcos Place.
63. **LIQUOR LICENSE**, Series 10 for Amir Boutros Sulaiman, Agent, Mercado El Torito LLC, dba El Alamo Super Carniceria located at 773 E. Chandler Blvd. **(APPLICANT REQUESTS WITHDRAWAL.)**
64. **PRELIMINARY PLAT, PPT08-0017 56TH STREET & CHANDLER CONDOMINIUM**, for a Planned Industrial and motor vehicle repair development located north of the NEC of 56th Street and Chandler Boulevard.
65. On action.
66. **AGREEMENT #FI0605-302** with Arizona Public Service for design and construction of electrical service to accommodate the future City Fire Administration Building in an amount not to exceed \$35,000.00.
67. **BOARD AND COMMISSION APPOINTMENTS.**

ACTION:

65. **PRELIMINARY DEVELOPMENT PLAN, PDP08-0016 THE SHOPPES AT CHANDLER HEIGHTS**, for a comprehensive sign package for a commercial retail center on an approximately 19.5 acres located at the NEC of Arizona Avenue and Chandler Heights Road.

PUBLIC HEARING:

PH 1. SYSTEM DEVELOPMENT FEE UPDATE

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

INFORMATION:

1. **MINUTES** of the January 21, 2009, Planning & Zoning Commission Meeting.

BRIEFING:

1. Update on voluntary separation package proposal.

SPECIAL ORDERS OF THE DAY:

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

ADJOURN