

CITY OF CHANDLER COUNCIL MEETING

The City Council of the City of Chandler welcomes you to its **Regular Meeting of Thursday, May 14, 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:

PLEDGE OF ALLEGIANCE:

SCHEDULED PUBLIC APPEARANCES:

1. Recognition – Bio-Genius Competition Winner Shemonti Hasan
2. Presentation – Southwest Ambulance Pool Pack Donation 2009
3. Proclamation – National Public Works Week
4. Proclamation – Poppy Days
5. Robert Rosette – Successor Tax Liability
6. Stephanie Milam-Edwards – Solar Energy / Budgetary Savings

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 April 23, 2009.
- 1b. **MINUTES** of the Chandler City Council Regular Meeting of April 23, 2009.
2. **FINAL ADOPTION OF ORDINANCE NO. 4140** granting a no-cost power distribution easement to Salt River Project (SRP) to provide new electrical power service to upgraded facilities at the existing Chandler Municipal Airport Water Reclamation Facility located near the SWC of McQueen and Queen Creek roads.
3. **FINAL ADOPTION OF ORDINANCE NO. 4143** granting a no-cost power distribution easement to Salt River Project for electrical service to City facilities – The Arizona Railroad Museum located at Tumbleweed Park.
4. **FINAL ADOPTION OF ORDINANCE NO. 4150, DVR09-0003 THE GROVE BIBLE CHURCH**, rezoning from AG-1 to PAD for church-related uses with PDP for monument signage located north of the NEC of Gilbert and Queen Creek roads.
5. **FINAL ADOPTION OF ORDINANCE NO. 4151, DVR08-0023 MCCLINTOCK VILLAGE**, rezoning with PDP for a commercial shopping center on approximately 26.4 acres located north and west of the NWC of Chandler Boulevard and McClintock Drive.
6. **INTRODUCTION OF ORDINANCE NO. 4142** granting a no-cost power distribution easement to Salt River Project (SRP) for electrical power service to City facilities located at the Tumbleweed Park Recharge Facility.
7. **INTRODUCTION OF ORDINANCE NO. 4149** authorizing the dedication in fee of portions of City-owned Fire/Parks/Police properties for three public roadways and the dedication of three public utility easements located at Desert Breeze Park.
8. **RESOLUTION NO. 4284** authorizing the substantial amendment to the FY 2008-09 Annual Action Plan and receipt of \$575,271.00 in Homelessness Prevention and Rapid Re-Housing Program funds in accordance with the recommendations of the Chandler Housing and Human Services Commission and City staff.
9. **RESOLUTION NO. 4289** amending personnel rule 15, sections 4.I, 5.A, 5.B, 9.F.5 AND 20, relating to Leaves of Absence.
10. **RESOLUTION NO. 4294** amending personnel rule 19, sections 2, 3, 7, and 14 relating to Employee Council.
11. **RESOLUTION NO. 4290** authorizing, restating and adopting the Deferred Compensation Plan and Trust (Plan #301601).
12. **RESOLUTION NO. 4291** adding four amendments to the Deferred Compensation Plan and Trust, to permit certain in-service distributions of rollover assets under the Plan; to permit non-spouse beneficiary rollovers to inherited IRAs; to permit tax-free withdrawals of up to \$3,000.00 annually for eligible retired public safety officers for the payment of qualifying insurance premiums; to permit emergency withdrawals for certain events relating to participant's primary beneficiaries.
13. **RESOLUTION NO. 4292** authorizing the execution of a Managed Accounts Services agreement for City of Chandler Deferred Compensation Plan participants.

14. **RESOLUTION NO. 4293** authorization and adoption of three Adoption Plan agreements (Employee Retirement Health Savings, City Council Retirement Health Savings Agreement and the Retiree MERP Eligible Group Retirement Health Savings Adoption Agreement).
15. **PRELIMINARY DEVELOPMENT PLAN, PDP09-0002 MAMMOTH CHANDLER I PROFESSIONAL BUILDING**, for building signage on an existing office building located at the NWC of Price and Willis roads.
16. **PRELIMINARY DEVELOPMENT PLAN, PDP09-0003 MAMMOTH CHANDLER II PROFESSIONAL BUILDING**, for building signage on a planned office building located at the NWC of Stearman and Douglas drives, south of Germann Road and west of Gilbert Road.
17. **PRELIMINARY DEVELOPMENT PLAN, PDP09-0005 OPUS AT CHANDLER AIRPORT CENTER**, to allow a surface parking lot in conjunction with an existing office development located west of the NWC of Cooper Road and Northrop Boulevard in the Chandler Airport Center. **(APPLICANT REQUESTS CONTINUANCE TO THE JULY 30, 2009, CITY COUNCIL MEETING.)**
18. **SUBORDINATE** the Housing Rehabilitation lien on Project RH07-0007 located at 3111 N. Sycamore Place in the amount of \$32,486.00. (Gillis)
19. **AGREEMENT** with Selectron Technologies Inc., for an upgrade to the phone-based inspection-scheduling system, sole source, in an amount not to exceed \$42,750.00.
20. **AGREEMENT** amendment No. 1 with JC Printing for overflow copying, printing and bindery services for one year, in an amount not to exceed \$100,000.00.
21. **AGREEMENT** amendment No. 2 with West Valley Uniforms, Inc., dba East Valley Uniforms, for police uniforms for one year, in an amount not to exceed \$132,600.00.
22. **AGREEMENT** amendment No. 2 to Waste Management for residential refuse collection for one year, in an estimated amount of \$6,459,000.00.
23. **AGREEMENT** with Somerset Landscape Maintenance for parks and facilities landscape maintenance service for two years in an amount not to exceed \$130,000.00 per year, with the option to renew up to three additional one-year periods.
24. **AGREEMENT #WW0701-452** with Wilson Engineers, LLC, for Tumbleweed Aquifer Storage and Recovery (ASR) Wells 9 and 10 Construction Management Services, pursuant to annual contract #EN0712-101, in an amount not to exceed \$135,350.00.
25. **CONTRACT #WW0701-402** to RDH Environmental Services, LLC, for the equipping of Tumbleweed Aquifer Storage and Recovery (ASR) Wells 9 and 10 in an amount not to exceed \$1,355,197.00.
26. **CONTRACT #CS0802-402** to Brignall Construction for Construction Manager at Risk for the Chandler Center for the Arts Renovation Phase II in an amount not to exceed \$4,098,916.00.
27. **ORDINANCE NO. 4154** by emergency, declaring Part 85, of Title 24, of the code of federal regulation to be a public record; and amending Chapter 3 of the Code of the City of Chandler to add new section 3-16 establishing the Capital Fund Stimulus Grant Procurement Policy.

28. **PURCHASE** of fire turnouts from United Fire, utilizing the City of Tempe contract, in an amount not to exceed \$75,000.00.
29. **PURCHASE** of asphalt patchwork and services from Sunland Asphalt for the parking areas at the Chandler Fire Training Facility, Fire Administration, Municipal Courts, and Planning and Development, utilizing the Dysart Unified School District contract, in the amount of \$98,822.54.
30. **PURCHASE** of traffic striping paint from Pervo Paint Co., utilizing the Arizona Department of Transportation (ADOT) contract, in an amount not to exceed \$100,000.00 for one year.
31. **USE PERMIT, UP08-0062 COMMERCIAL PAINTING INC.**, to continue the operation of a motor vehicle, equipment, paint and bodywork business within an I-2 zoned district for property located at 400 E. Ray Road.
32. **USE PERMIT, UP08-0070 BEVERLY ANN CARPENTER**, to allow horses to continue to be kept on two lots zoned AG-1 that are less than 35,000 square feet in size and to allow accessory structures to remain on lots that lack a principal structure located at the SEC of El Alba Way and the Loop 101 Price Freeway.
33. **USE PERMIT, UP09-0001 VALLEY SILVER BULLETS**, to allow up to 14 horses on-site in conjunction with a therapeutic and recreational horse-riding clinic located at 1991 S. Tumbleweed Lane.
34. **USE PERMIT, UP09-0009 PEPE'S MEXICAN GRILL**, series 12, for the sale of liquor for on-premise consumption only within an existing restaurant and outdoor patio located at 2040 S. Alma School Road, Suite #3. **(STAFF REQUESTS WITHDRAWAL.)**
35. **LIQUOR LICENSE**, Series 10, for Kelly Paul Vaughan, Agent, QuikTrip Corporation, dba QuikTrip #442 located at the SWC of Arizona Avenue and Germann Road. **(APPLICANT REQUESTS WITHDRAWAL.)**
36. **LIQUOR LICENSE**, Series 12, for Randy D. Nations, Agent, 98th Place LLC, dba 98 S. San Marcos Place located at 98 S. San Marcos Place.
37. **PRELIMINARY PLAT, PPT09-0001 WARNER BUSINESS CENTER OFFICE CONDOMINIUMS**, for the Warner Business Center Office Condominiums located at the NEC of Warner Road and Nevada Street.
38. **FINAL PLAT, FPT09-0002 THE WATERS AT OCOTILLO – PARCEL 8**, for an office and multi-family development located at the NWC of Dobson Road and Price Road/Market Place.
39. **CONDOMINIUM PLAT, CPT09-0002 THE VILLAGE AT SAN TAN – REPLAT**, of Unit 106 for a medical/general office development on approximately 3.2 acres of an 18.2 acre development located at the SWC of Ray Road and Loop 101 Price Freeway.

PUBLIC HEARINGS:

PH1. **FY 2009/2010 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM (CDBG)** authorizing receipt of FY 2009/2010 CDBG funds and allocating those funds in accordance with the recommendations of the Chandler Housing and Human Services Commission and City staff.

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

40. **RESOLUTION NO. 4282** authorizing receipt and allocation of \$1,409,771.00 in FY 2009/2010 Community Development Block Grant (CDBG) funds in accordance with the recommendations of the Chandler Housing and Human Services Commission and City staff.

PH2. **FY 2009/2010 HOME PROGRAM** authorizing receipt of FY 2009/2010 HOME Program funds and allocating those funds in accordance with the recommendations of City staff.

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

41. **RESOLUTION NO. 4283** authorizing receipt and allocation of \$442,376.00 in FY 2009/2010 HOME Program funds for the purpose of providing Housing Rehabilitation loans and homebuyer assistance to low-to-moderate-income families with the recommendations of City staff.

BRIEFINGS:

1. Solar Technologies and Opportunities

INFORMATION:

1. **MINUTES** of the April 15, 2009, Planning & Zoning Commission Meeting.

SPECIAL ORDERS OF THE DAY:

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

ADJOURN