

CITY OF CHANDLER COUNCIL MEETING

The City Council of the City of Chandler welcomes you to its **Regular Meeting of Thursday, August 13, 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 the 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 Larry Ambrose - First Assembly of God

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 July 27, 2009.
- 1b. **MINUTES** of the Chandler City Council Regular Meeting of July 27, 2009.
- 1c. **MINUTES** of the Chandler City Council Special Meeting of July 30, 2009.
- 1d. **MINUTES** of the Chandler City Council Regular Meeting of July 30, 2009.

2. **FINAL ADOPTION OF ORDINANCE NO. 4159** amending Chandler City Code, Chapter 62, relating to conforming changes to the Chandler Tax Code.

3. **FINAL ADOPTION OF ORDINANCE NO. 4160** authorizing the first amendment to the Wireless Telecommunications Use Agreement with New Cingular Wireless PCS, LLC.

4. **FINAL ADOPTION OF ORDINANCE NO. 4166** granting a no-cost power distribution easement to Salt River Project (SRP) to provide electrical power service to a new street light being installed on the northeast side of Alma School Road near Lake Drive.

5. **FINAL ADOPTION OF ORDINANCE NO. 4168** granting a 39.97 square-foot no-cost irrigation easement to Salt River Project (SRP) located near the SWC of Dobson and Frye roads.

6. **FINAL ADOPTION OF ORDINANCE NO. 4174 DVR09-0011 SANTE CHANDLER**, rezoning from AG-1 to PAD Multi-Use for Assisted Living, Nursing, and General/Medical Office uses on approximately 9.7 acres located at the SEC of 94th and Fairview streets (1/4-mile north and west of the NWC of Dobson and Pecos roads).

7. **FINAL ADOPTION OF ORDINANCE NO. 4175 DVR09-0009 BLUE STAR GATEWAY**, rezoning from AG-1 to PAD for a new two-story office building located at 99 E. Willis Road, approximately 400 feet east of Arizona Avenue.

8. **INTRODUCTION OF ORDINANCE NO. 4169** authorizing the vacation of a portion of right-of-way on Appleby Road, west of Arizona Avenue near Hamilton High School.

9. **INTRODUCTION OF ORDINANCE NO. 4170** granting a no-cost power distribution easement located at 1857 E. Frye Road to Salt River Project (SRP) to provide power for pathway lighting on a portion of the Paseo Trail.

10. **INTRODUCTION OF ORDINANCE NO. 4173 ANNEXATION OF THE SOUTHEAST CORNER OF THE LOOP 202 AND THE CONSOLIDATED CANAL**, annexation of approximately 1.19 acres of land located at the SEC of the Loop 202 and the Consolidated Canal.

11. **RESOLUTION NO. 4311** amending the City Fee Schedule for Airport rates and fees.

12. **RESOLUTION NO. 4323** authorizing an Intergovernmental Agreement (IGA) with the State of Arizona through the Department of Public Safety (DPS) for the Chandler Police Department to participate in the Arizona Vehicle Theft Task Force program.

13. **RESOLUTION NO. 4325** amendment to the Intergovernmental Agreement (IGA) with the Arizona Department of Transportation (ADOT) for the funding of the development of phase three construction for the Paseo Trail along the Consolidated Canal at an estimated cost of \$411,610.00.

14. **PRELIMINARY DEVELOPMENT PLAN, PDP08-0004 NOAH'S**, for a 12,490 square foot commercial multi-purpose building on an approximate 2.8-acre site located east of the NEC of Cooper Road and Yeager Drive. **(STAFF REQUESTS CONTINUANCE TO THE AUGUST 27, 2009, CITY COUNCIL MEETING.)**
15. **PRELIMINARY DEVELOPMENT PLAN, PDP08-0027 CANDLEWOOD SUITES**, for a four-story hotel on approximately 1.1 acres located south and west of the SWC of Chandler Boulevard and 54th Street. **(STAFF REQUESTS CONTINUANCE TO THE AUGUST 27, 2009, CITY COUNCIL MEETING.)**
16. **ZONING, DVR09-0006 MAPLEWOOD COURT**, action on the existing PAD zoning to extend the conditional schedule for development, remove, or determine compliance with the three-year schedule for development or to cause the property to revert to the former AG-1 zoning. The existing PAD zoning designation is for a 15-acre, 32-lot single-family residential neighborhood located at the SWC of Maplewood and Vine streets, which is located south and east of the SEC of Alma School and Willis roads. **(STAFF RECOMMENDS A THREE-YEAR TIMING EXTENSION.)**
17. **AGREEMENT** for video inspection of sewer lines to Cleanview Hydrovac Services, View Pipe and Simon Family Enterprises in an amount not to exceed \$200,000.00.
18. **AGREEMENT** Amendment No. 3, with JP Morgan Chase for banking services.
19. **AGREEMENT** with Vulcan Materials Company and Maricopa Ready Mix Concrete Co., LLC for ready mix concrete for one year in an amount not to exceed \$90,000.00, with options to renew for four additional one-year periods.
20. **AGREEMENT #EN0721-101** extension for one year with Stantec Consulting for surveying services in an amount not to exceed \$200,000.00.
21. **DEACTIVATION AGREEMENT** with Salt River Valley Water Users' Association for the deactivation and removal of two irrigation delivery structures near the intersection of Dobson and Warner roads to accommodate a recent roadway improvement project.
22. **DEACTIVATION AGREEMENT** with Salt River Valley Water Users' Association for the deactivation and removal of an irrigation delivery structure located approximately 370 feet east of the intersection of Cooper Road and Galveston Street to accommodate the City's planned multi-use trail (Paseo) project.
23. **DEACTIVATION AGREEMENT** with Salt River Valley Water Users' Association for the deactivation and removal of two irrigation delivery structures located at the SWC of Alma School and Warner roads and the SWC of Alma School Road and West Stottler Drive to accommodate a roadway improvement project.
24. **DEACTIVATION AGREEMENT** with Salt River Valley Water Users' Association for the deactivation and removal of an irrigation delivery structure located at the NWC of Germann and Gilbert roads to accommodate a roadway improvement project.
25. **BOARD AND COMMISSION APPOINTMENTS.**
26. **CLAIMS REPORT** for accounts payable checks for the quarter ended June 30, 2009.

27. **AGREEMENT** extensions for one year with Wilson Engineers, LLC, (EN0712-101) and Carollo Engineers (EN0718-101), for permitting, study, and design services for water/wastewater facilities to each in an amount not to exceed \$750,000.00.
28. **CONTRACT #WW0501-402** Emergency Change Order No. 1, to McCarthy for the Airport Water Reclamation Plant Expansion, Phase II, in an amount not to exceed \$1,000,000.00, for a revised contract total of \$71,868,665.00.
29. **CONTRACT #ST0601-405** to Valley Rain Construction Company for Queen Creek Basin Phase III in an amount not to exceed \$943,395.33.
30. **CONTRACT #ST0704-303** to Qwest Communications for design and construction for the relocation of Qwest facilities to accommodate the Alma School Road and Ray Road Intersection Improvements, in an amount not to exceed \$154,705.00.
31. **CONTRACT #ST0810-303** to Salt River Project for design and construction of the relocation of Salt River Project well site equipment to accommodate the McQueen Road (Queen Creek Road to Riggs Road) Improvements in an amount not to exceed \$216,800.00.
32. **CONTRACT #ST0810-301** to Salt River Project for design of the relocation of the irrigation system for the McQueen Road (Queen Creek Road to Riggs Road) Improvements in an amount not to exceed \$36,600.00.
33. **CONTRACT #ST0810-302** to Salt River Project for design and construction of electrical relocations to accommodate the McQueen Road Improvements from Queen Creek Road to Riggs Road in an amount not to exceed \$1,466,000.00.
34. **CONTRACT # ST0503-301** Amendment No. 1 to Salt River Project for the Chandler Boulevard and Dobson Road Intersection Improvements in an amount not to exceed \$43,116.00, for a revised contract total of \$293,116.00.
35. **CONTRACT #ST0503-302** to Salt River Project to relocate nine switches, one transformer and a pulling cabinet for the Chandler Boulevard and Dobson Road Intersection Improvements in an amount not to exceed \$310,143.00.
36. **PURCHASE** of copier paper from Unisource Worldwide, Inc. and Spicers Paper, Inc., utilizing the State of Arizona and Maricopa County Community Colleges contracts, in a total amount not to exceed \$100,000.00.
37. **USE PERMIT, UP07-0101 SAN MARCOS GOLF RESORT**, to continue a golf cart storage and maintenance yard use on San Marcos Golf Course property near the SWC of Chandler Boulevard and Dakota Street, approximately one-quarter mile west of Arizona Avenue.
38. **USE PERMIT, UP08-0073 HILL ACADEMY WIRELESS FACILITY**, to install a 52-foot wireless communication facility on the campus of the new Hill Learning Academy at 290 S. Cooper Road.
39. **USE PERMIT, UP09-0033 AIM HIGH INSTITUTE**, amendment to allow additional grade levels in a charter school located at 1375 N. McClintock Drive, approximately one-half mile north of Ray Road.
40. **USE PERMIT, UP09-0017 AMERICAN LEGION POST 35**, Series 14, for an extension of premises to sell liquor for on-premise consumption only within an outdoor area located at 2240 W. Chandler Boulevard.

41. **PERMANENT EXTENSION OF PREMISES, LIQUOR LICENSE**, Series 14, for American Legion #35 located at 2240 W. Chandler Boulevard.
42. **USE PERMIT, UP09-0022 MIMITA'S CUBAN CAFÉ**, Series 12, to sell liquor for on-premise consumption only indoors and on an outdoor patio at a new restaurant located at 1950 N. Arizona Avenue.
43. **LIQUOR LICENSE**, Series 12, for Alipio Al Dominguez, Agent, Mimita's Cuban Restaurant LLC, dba Mimita's Cuban Café located at 1950 N. Arizona Avenue, Suite. 8.
44. **LIQUOR LICENSE**, Series 12, for Bobby Joe Mitchell, Agent, The Rendezvous Point LLC, dba The Rendezvous Point located at 2330 N. Alma School Road, Suite 118.
45. **SPECIAL EVENT LIQUOR LICENSE** for Brazos Abiertos Inc. for a Tex Hold'em Casino Fundraiser for the Orphanages and Battered Women Shelter on September 12, 2009, at the Chandler Center for the Arts located at 250 N. Arizona Avenue.
46. **FINAL PLAT, FPT09-0001 CHANDLER CENTER AT DOBSON CROSSING**, for the creation of three individual lots on property planned for a commercial and multi-family development located at the SWC of Queen Creek Road and Arizona Avenue.

ACTION:

47. **USE PERMIT, UP08-0072 SHUMWAY ELEMENTARY MONOPINE**, to install a 65-foot monopine wireless communication facility on the campus of Shumway Elementary School at 1325 N. Shumway Avenue, north and east of Ray and McQueen roads.
48. **PRELIMINARY DEVELOPMENT PLAN, PDP09-0011 CULVER'S RESTAURANT**, for a 4,000 square-foot restaurant on a 1.3-acre pad site within the Park at San Tan development located approximately 450 feet west of the Loop 101 Price Freeway along Ray Road.

INFORMATION:

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

CURRENT EVENTS:

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

ADJOURN