

## CITY OF CHANDLER COUNCIL MEETING

The City Council of the City of Chandler welcomes you to its **Regular Meeting of Thursday, August 27, 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 Kevin Hartke – Trinity Christian Fellowship

**PLEDGE OF ALLEGIANCE:**

**SCHEDULED PUBLIC APPEARANCES:**

1. Service Recognitions
2. Hispanic Heritage Month Proclamation
3. Recognition – Fonte Al Sole Pond Project
4. Tom Lambke – The Down Syndrome World Conference/Water Conservation
5. Christy McClendon – ICAN: National Accreditation

**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:**

1. **MINUTES** of the Chandler City Council Regular Meeting of August 13, 2009.
2. **FINAL ADOPTION 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.
3. **FINAL ADOPTION 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.
4. **FINAL ADOPTION OF ORDINANCE NO. 4173** annexation of approximately 1.19 acres of land located at the SEC of the Loop 202 and the Consolidated Canal.
5. **INTRODUCTION OF ORDINANCE NO. 4171** granting Salt River project (SRP) an approximately 358 square foot power distribution easement on City owned property located at San Tan Park near the SWC of Frye Road and 132<sup>nd</sup> Street in exchange for \$1,950.00 in consideration.
6. **INTRODUCTION OF ORDINANCE NO. 4177 DVR09-0022 CHANDLER AIRPORT CENTER**, the establishment of initial City zoning of AG-1 on an approximately 1.2 acres at the SEC of the Loop 202 Freeway and the Consolidated Canal.
7. **INTRODUCTION OF ORDINANCE NO. 4178** granting a no cost 12kV power distribution easement to Salt River Project (SRP) to provide electric service to upgrade City water production facilities located at the Chandler Municipal Airport, Project WA0804.
8. **INTRODUCTION OF ORDINANCE NO. 4179 DVR09-0008 PALOMA KYRENE BUSINESS COMMUNITY**, to amend the PAD zoning to allow additional uses within Building M of the business park. The property is located south of Chandler Boulevard on the west side of Kyrene Road at Gila Springs Boulevard.
9. On action.
10. **RESOLUTION NO. 4322** authorizing an affiliation agreement with the Arizona Board of Regents between the City of Chandler and Arizona State University.
11. **RESOLUTION NO. 4324** authorizing an Intergovernmental Agreement (IGA) with the Regional Public Transportation Authority (RPTA) for the Arizona Avenue/Country Club Bus Rapid Transit Project and to accept reimbursement of approximately \$937,500 for project right of way costs.
12. **RESOLUTION NO. 4326** authorizing an Intergovernmental Agreement (IGA) with the Regional Public Transportation Authority (RPTA) to accept reimbursement of Public Transportation Funds for bus stop improvements in the amount of \$1,023,050.00.
13. **RESOLUTION NO. 4329** authorizing the execution of grant amendments to extend the expiration date to June 30, 2011 for the Arizona Department of Transportation (ADOT), Aeronautics Division grant numbers E6F54 and E6F79.
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 SEPTEMBER 24, 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 54<sup>th</sup> Street.
16. **PRELIMINARY DEVELOPMENT PLAN, PDP09-0020 ORBITAL LAUNCH SYSTEMS SIGNAGE**, for modified signage at the SWC of Price and Dobson roads, located at 3380 S. Price Road.
17. **PRELIMINARY DEVELOPMENT PLAN, PDP09-0021 ORBITAL WATERS AT OCOTILLO SIGNAGE**, for modified signage at the NWC of Price and Dobson roads located at 3377 S. Price Road.
18. **AGREEMENT** Amendment No. 3, with 3M for security detection systems, self-check units, discharge workstations, and software at the Downtown, Hamilton, Sunset, and Basha Library branches in an amount of \$61,647.00.
19. **AGREEMENT** with Mechanical Products BAS Inc., for an Energy Management System in an amount not to exceed \$1,262,473.00.
20. **AGREEMENT** Amendment No. 3, with JP Morgan Chase and First Data for banking services.
21. **AGREEMENT** with Brooks Bros. Utility Contractors, Inc. for streetlight upgrades and replacements in an amount not to exceed \$120,000.00.
22. **AGREEMENT** with Desert Glen Commercial Landscape Group Inc. for replacement of landscape materials and service for two years, in an amount not to exceed \$157,884.00, with options to renew for three additional one-year periods.
23. **AGREEMENT** with ELS Construction, Inc. for dust mitigation granite in an amount not to exceed \$413,673.09.
24. **AGREEMENT** with Power Plus for generator maintenance in an amount not to exceed \$314,140.00.
25. **AGREEMENT** with UniFirst Corporation for uniform/clothing rental and laundry service for two years in an amount not to exceed \$100,000.00 per year.
26. **AUTHORIZE** re-naming of West-Mini Park to Park Manors Park.
27. **AUTHORIZE** payment to the Chandler Symphony Orchestra in the amount of \$42,000.00 allocated as one-time funds in the FY 2009-10 budget.
28. **AUTHORIZE** the appropriation for fire and emergency medical dispatch services in accordance with the current Intergovernmental Agreement (IGA) with the City of Phoenix, in an amount not to exceed \$1,230,544.06.
29. **CONTRACT #GG00803-202** to SmithGroup, Inc., for the Chandler Museum and downtown parking garage in an amount not to exceed \$83,300.00.

30. **CONTRACT #FI0902-201** to Deutsch Architecture Group for Fire Station No. 1, to be located at 1475 East Pecos Road, in an amount not to exceed \$464,555.00.
31. **CONTRACT #ST0704-201** Amendment No. 3 to Tristar Engineering and Management, Inc. for design services for the Alma School and Ray roads Intersection Improvements project in the amount of \$112,891.00, for a revised contract total of \$673,313.00.
32. **CONTRACTS #EN0711-101 AND #EN0725-101** one-year extensions, for pipeline design to Morrison-Maierle Inc. and Dibble Engineering, each in an amount not to exceed \$500,000.00.
33. **PURCHASE** of servers from International Business Machines Corporation (IBM), utilizing the Western States Contracting Alliance (WSCA) contract; network equipment from NEC utilizing the City of Tempe contract; software and maintenance services from Hewlett-Packard utilizing the WSCA contract in an amount not to exceed \$1,400,000.00.
34. **PURCHASE** of granular activated carbon from Calgon Carbon Corporation in an amount not to exceed \$302,076.00.
35. **USE PERMIT, UP09-0024 RED WHITE AND BREW**, Series 12, a time extension for a Use Permit to sell liquor as permitted for on-premise consumption indoors and within an outdoor patio at an existing restaurant within the Chandler Heights Marketplace commercial center, located at 4850 S. Gilbert Road, Building D, at the NWC of Chandler Heights and Gilbert roads.
36. **USE PERMIT, UP09-0031 HOMEWOOD SUITES**, Series 7, to sell and serve beer & wine within a new hotel located east of the SEC of the Loop 202 Santan Freeway and Price Road.
37. **USE PERMIT, UP09-0030 HAMPTON INN & SUITES**, Series 10, to sell beer & wine within a new hotel located east of the SEC of the Loop 202 Santan Freeway and Price Road.
38. **LIQUOR LICENSE**, Series 10, for Scott Roger Biggar, Agent, North Central Management, Inc, dba Hampton Inn & Suites Chandler located at 1231 S. Spectrum Blvd.
39. **USE PERMIT, UP09-0039 LUCKY LOU'S AMERICAN GRILL**, Series 12, to sell liquor as permitted for on-premise consumption indoors and within an outdoor patio at a new restaurant within the Park at SanTan development, located at 3245 W. Ray Road, Suite 7, the SEC of Ray Road and Federal Street, west of the Loop 101 freeway.
40. **LIQUOR LICENSE**, Series 12, for Amy S. Nations, Agent, CLT II, Inc, dba Lucky Lou's American Grill located at 3245 W. Ray Road, Suite 7.
41. **LIQUOR LICENSE**, Series 12, for Danette Jo St. Vincent, Agent, Zammi II LLC, dba Zammi's Grill located at 4040 S. Arizona Avenue, Suite 7. **(STAFF RECOMMENDS CONTINUANCE TO THE SEPTEMBER 24, 2009 CITY COUNCIL MEETING)**
42. **SPECIAL EVENT LIQUOR LICENSE** for ICAN: Improving Chandler Area Neighborhoods, for their ICAN Charity Concert featuring Michael Sicoloy on Saturday, September 19, 2009 at the Chandler Center for the Arts located at 250 N. Arizona Avenue.
43. **TEMPORARY EXTENSION OF PREMISES, LIQUOR LICENSE**, Series 12 for San Tan Brewing Company LLC, dba San Tan Brewing Company, located at 8 S. San Marcos Place, for the Octoberfest Downtown Chandler on September 26, 2009.

44. **PERMANENT EXTENSION OF PREMISES, LIQUOR LICENSE**, Series 9 for Wal-Mart Stores Inc., dba Wal-Mart Supercenter #1512 located at 800 W. Warner Road.
45. **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.
46. On action.
47. **CONTRACT #ST0810-401** to Pulice Construction Incorporated for construction services for improvements to McQueen Road from Queen Creek Road to Riggs Road Phase I in an amount not to exceed \$13,557,504.00.
48. On action.
49. **RESOLUTION NO. 4336** authorizing the adoption of Amendment No. 3 to Phase I, amend and restated redevelopment agreement for San Marcos Commons.
50. On action.

**ACTION:**

46. **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.
48. **DISCUSSION AND POSSIBLE DIRECTION** regarding Temporary Signage.
9. **RESOLUTION NO. 4319** authorizing the acquisition of real property needed for the Arizona Avenue Bus Rapid Transit Stations Project No. ST-0668; authorizing condemnation proceedings as needed to acquire said real property and to obtain immediate possession thereof; and authorizing such relocation assistance as may be required by law.
50. **RESOLUTION NO. 4335** authorizing the acquisition of real property needed for the Arizona Avenue Bus Rapid Transit Stations Project No. ST-0668; and authorizing such relocation assistance as may be required by law.

**INFORMATION:**

1. **MINUTES** of the August 5, 2009, Planning & Zoning Commission Meeting.

**CURRENT EVENTS:**

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

**ADJOURN**