

## CITY OF CHANDLER COUNCIL MEETING

The City Council of the City of Chandler welcomes you to its **Regular Meeting of Thursday, November 19, 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 Scott Kooiman - Desert Haven Church

**PLEDGE OF ALLEGIANCE:**

**SCHEDULED PUBLIC APPEARANCES:**

1. Service Recognitions
2. Purchasing Division Awards
3. Community Services Staff Awards
4. Presentation - Digital Cities Survey Award
5. Proclamation – Chandler Coalition on Youth Substance Abuse Day
6. Special Recognition – Mark Irby Architectural Excellence Award
7. Shop Chandler Search Page
8. Jeff Bauman – Solar Electrical Permit Fee
9. Shawnee Park - Anna Cabrera/Kris Halvorson
10. Norton Rodgers – Chandler City Code Governing Parks
11. Steve Reiners – Chemicals to Chandler

**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. **INTRODUCTION OF ORDINANCE NO. 4191** granting four no-cost 12kv power distribution easements to Salt River project (SRP) to relocate and underground their power facilities along the north and south sides of Warner Road and the east and west sides of Dobson Road for the Dobson/Warner Road Improvement Project.
2. **INTRODUCTION OF ORDINANCE NO. 4196** amending Chapter 15 of the City of Chandler Code Section 15-1, Subsection 15-2(A), Section 15-2, Subsection 15-3(C), Section 3, and Sections 15-8 through Section 15-21 relating to Auctioneers and Pawnbrokers.
3. **RESOLUTION NO. 4348** authorizing a grant agreement with the Arizona Department of Transportation (ADOT) accepting grant number E10F04 in the amount of \$8,518.00 as the state's matching share to a federal grant to construct a paved perimeter road.
4. **RESOLUTION NO. 4349** certifying compliance with the consolidated plan and administrative commitment supporting an application for fiscal years 2009/2010 Federal Home Funds by Affordable Rental Movement (ARM) of Save the Family in accordance with the recommendations of the Chandler Housing and Human Services Commission and Staff.
5. **RESOLUTION NO. 4350** requesting continuation of exemption from the Industrial Commission of Arizona from the requirement to post security for the Self-Insured Workers' Compensation Program.
6. **PRELIMINARY DEVELOPMENT PLAN, PDP09-1002 SAM'S CLUB #4927 (ARIZONA AVE.),** to allow outdoor vehicle display at an existing retailer located at 1375 S. Arizona Avenue, east of the NEC of Arizona Avenue and Willis Road.
7. **INTERGOVERNMENTAL AGREEMENT** Amendment No. 3, with the Maricopa County Library District for the Reciprocal Borrowing Program through FY 2009-2010.
8. **AGREEMENT** extension with Helena Chemical Company and Crop Production, Inc. for fertilizer, herbicides, and pesticides in the amount of \$205,000.00.
9. **AGREEMENT #WA0804-451** Amendment No. 2, in the amount of \$36,985.00 with Engineering and Environmental Consultants, Inc. for Airport Water Production facility modifications construction management services, for a revised contract total of \$145,869.00.
10. **AGREEMENT** Amendment No. 1, for a two-year extension for the purchase of arsenic filter media from Severn Trent Water Purification Inc., in an amount not to exceed \$2,500,000.00.
11. **AGREEMENT** Amendment No. 1 for the purchase of large water meters and related equipment from HD Supply Waterworks, LTD/Hughes Supply, Inc. in an amount not to exceed \$1,000,000.00.
12. **AGREEMENT #WW0906-451** Amendment No. 2, for the Ocotillo Water Reclamation Facility O&M Electrical/Mechanical construction management services, with Brown and Caldwell in the amount of \$73,064.00 for a revised contract total of \$320,453.00, pursuant to Annual Contract EN0717-101.
13. **AGREEMENT** with Artistic Land Management for Landscape Maintenance Sites 1-2-3 for one year with options to renew up to four additional one-year extensions in a total amount not to exceed \$766,564.56.

14. **AGREEMENT** with CPC Construction, Inc., for asphalt rubber crack sealing in an amount not to exceed \$238,324.50.
15. **AGREEMENT** with Lacor/Streetscape for the purchase of Bus Shelters and Bus Shelter Furniture for a two-year period in an amount not to exceed \$300,000.00.
16. No item.
17. **AUTHORIZE** a Downtown Improvement Fund (DIF) matching grant to D&B Rental Properties in an amount not to exceed \$23,489.00 for the purpose of construction of tenant improvements at 58 S. San Marcos Place.
18. **AUTHORIZE** the expenditure of an amount not to exceed \$162,500.00 for firefighter physical examinations pursuant to the current Intergovernmental Agreement (IGA) with the City of Phoenix.
19. **AUTHORIZE** the Designation of Public Safety Memorial as a City park to be known as Memorial Plaza.
20. **AUTHORIZE** a Memorandum of Understanding (MOU) with Arizona Department of Public Safety Arizona Counter Terrorism Information Center (ACTIC) Terrorism Liaison Officer (TLO) systems by the City of Chandler to enhance the city's Emergency Preparedness and support the ACTIC TLO Program intelligence collection and domestic preparedness for Chemical, Biological, Radiological, Nuclear, Explosive (CBRNE) response services concerning the activities of terrorism or disasters.
21. **SUBORDINATE** the Housing Rehabilitation lien on Project RH08-0010 located at 1351 N. Pleasant Drive in the amount of \$7,664.00. (Morris-Turner)
22. On action.
23. **CONTRACT #CS0802-402**, Change Order No.1, to Brignall Construction for the Chandler Center for the Arts Renovation, in the amount of \$256,373, for a revised contract amount of \$4,355,289.00.
24. **CONTRACT #ST0810-401** Change Order No. 1, to Pulice Construction Inc., for McQueen Road improvements (Queen Creek Road to Riggs Road) Phase 1, in an amount not to exceed \$1,145,198.10 for a revised contract price of \$14,702,702.10.
25. **CONTRACT #ST0708-201**, Amendment No. 2, to Camp Dresser & McKee for engineering design services for the Pump Station at Thude Park in the amount of \$34,710.00, for a revised contract total of \$121,975.00.
26. **CONTRACT #ST0814-201** Amendment No. 1, to Lee Engineering L.L.C. for the Chandler Boulevard Fiber Cable Installation in the amount of \$8,287.00, for a revised contract total of \$37,867.00.
27. No item.
28. **CONTRACT #ST1003-201** to Y.S. Mantri & Associates LLC for the Arizona Avenue Fiber Optic Interconnect (Pecos Road to Riggs Road) project in the amount of \$37,745.00.
29. **CONTRACT #ST0810** to Dennis L. Lopez and Associates, LLC for appraisal services needed in connection with the McQueen Road Improvements from Queen Creek Road to Riggs Road Street Improvements in the total amount of \$47,250.00.

30. No item.
31. **PURCHASE** of Cisco network equipment from NEC, utilizing the City of Tempe contract, in an amount not to exceed \$290,000.00.
32. **PURCHASE** of hazardous waste support services with Clean Harbors, Inc., utilizing the City of Flagstaff contract, in an amount not to exceed \$110,000.00.
33. **PURCHASE** of industrial supplies and equipment from Grainger, utilizing the State of Arizona's extended contract, in an amount not to exceed \$210,000.00.
34. **PURCHASE** of office supplies from OfficeMax, utilizing the City of Flagstaff contract, in an amount not to exceed \$250,000.00.
35. **AGREEMENT** with Balar Equipment, Berge Ford, Earnhardt Ford Sales Company, Earnhardt Chrysler Jeep Dodge, Earnhardt Toyota Scion, First In Inc., First In Up-fitting Division, H and E Equipment, McCandless of Arizona and Norwood Equipment, for original equipment manufacturer parts and service in a total amount not to exceed \$400,000.00.
36. **USE PERMIT, LUP09-1001 OREGANO'S @ THE SHOPS AT PECOS RANCH**, Series 12, for the sale of liquor as permitted for a new restaurant and outdoor patio within a commercial development of approximately 12 acres located at the NEC of Dobson and Germann roads. **(STAFF REQUESTS CONTINUANCE TO THE JANUARY 14, 2010 CITY COUNCIL MEETING.)**
37. **USE PERMIT, LUP09-1009 THE BOATZHOUSE RESTAURANT**, Series 12, for the sale of liquor for on-premise consumption only within a new restaurant and outdoor patio located at 5070 S. Gilbert Road, Suite 400, west of the SWC of Gilbert and Chandler Heights roads.
38. **USE PERMIT, UP09-0041 PERFORMANCE AUTO SALES**, to allow an automotive repair and performance modification business in I-2 (General Industrial District) zoning located at 6700 W. Chicago Street, Suite 6-7, south of Chandler Boulevard and east of 56<sup>th</sup> Street.
39. On action.
40. **USE PERMIT, ZUP09-1011 MAACO**, to operate an automotive body repair shop including paint spraying, body, and fender work within a Planned Industrial (I-1) zoned district located at 9 N. Roosevelt Avenue.
41. **USE PERMIT, LUP09-1004 JUICE**, Series 12, for the sale of liquor for on-premise consumption only within a new restaurant and outdoor patio located at 2475 W. Queen Creek Road, Suite 1, west of the SWC of Queen Creek and Dobson roads.
42. **LIQUOR LICENSE**, Series 12, for Thomas Robert Aguilera, Agent, Juice Wine Café Inc., dba Juice Wine Café located at 2475 W. Queen Creek Road, Suite 1.
43. **LIQUOR LICENSE**, Series 6, for Jesus Manuel Altamirano, Agent, DG Warner LLC, dba Dos Gringos Mexigrille located at 1361 N. Alma School Road.
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45. **LIQUOR LICENSE**, Series 10, for Sami Hanna Daiza, Agent, Wingfoot Market located at 629 E. Chandler Blvd., Suite 3.
46. **LIQUOR LICENSE**, Series 12, for David Gregory Boatz, Agent, BMI LLC, dba The Boatzhouse located at 5070 S. Gilbert Road, Suite 400.
47. **LIQUOR LICENSE**, Series 6, for Arlene P. Sherer, TMAC Ventures Inc., dba TONIC located at 3400 W. Chandler Blvd., Suite 5. **(APPLICANT REQUESTS CONTINUANCE TO THE DECEMBER 10, 2009, CITY COUNCIL MEETING.)**
48. **LIQUOR LICENSE**, Series 7, for Gilberto Avena Partida, Agent, Tres Sombreros located at 777 N. Arizona Avenue. **(APPLICANT REQUESTS CONTINUANCE TO THE JANUARY 14, 2010, CITY COUNCIL MEETING.)**
49. **LIQUOR LICENSE**, Series 12, for Dean Anthony Scott, Agent, Ocean Blue Caribbean Restaurant and Bar Corporation, dba Ocean Blue Caribbean Restaurant and Bar located at 6140 W. Chandler Blvd., Suite 3. **(APPLICANT REQUESTS CONTINUANCE TO THE DECEMBER 10, 2009, CITY COUNCIL MEETING.)**
50. **LIQUOR LICENSE**, Series 12, for Aaron William Kunkle, Agent, TG Golf Inc., dba Grille at Lone Tree Golf Club located at 6262 S. Mountain Blvd. **(APPLICANT REQUESTS CONTINUANCE TO THE DECEMBER 10, 2009, CITY COUNCIL MEETING.)**
51. **PERMANENT EXTENSION OF PREMISES, LIQUOR LICENSE**, Series 12, for Sidelines Tavern & Grill Corporation, dba Sidelines Grill & Tavern located at 2980 S. Alma School Road, Suite 2.
52. **SPECIAL EVENT LIQUOR LICENSE** for the Kyrene del Cielo PTO Fundraiser on February 25, 2010, at the Castle at Ashley Manor located at 1300 S. Price Road.
53. **PRELIMINARY PLAT, PPT09-0007 EAST VALLEY TOWN CENTER**, for an existing commercial development located at the NWC of Arizona Avenue and Warner Road.
54. **CONDOMINIUM PLAT, CPT09-1102 RE-PLAT OF MARKETPLACE COMMONS AT FULTON RANCH**, for a single office condominium building within a larger office condominium development located west of the NWC of Arizona Avenue and Chandler Heights Road.
55. **FINAL PLAT, FPT09-1101 DOBSON & PECOS VILLAGE**, for a lot line reconfiguration of two individual lots on property planned for a commercial development located at the SWC of Pecos and Dobson roads.
56. On action.
57. On action.
58. On action.
59. **AUTHORIZE** partial condemnation settlement in City of Chandler v. Mobil Corporation et al. in the sum of \$90,000.00, plus statutory interest.

**ACTION:**

22. **ALIGNMENT** for the Washington Street Improvements from Fairview Street to Pecos Road.
58. **RESOLUTION NO. 4353** authorizing the acquisition of real property needed for the proposed extension of Washington Street from Fairview Street to Pecos Road and including acquisition for a park; authorizing relocation assistance as may be required by law; and directing further action.
39. **USE PERMIT, ZUP09-0001 KNOX ELEMENTARY MONOPALM**, to install a 65-foot monopalm wireless communication facility on the campus of Knox Elementary School at 700 W. Orchid Lane, north and east of Ray and Alma School roads.
56. **USE PERMIT, LUP09-1007 PHASE, (Phase 54)** Series 6, to sell and serve all spirituous liquor within a new music venue that includes a newly constructed outdoor patio located at 1020 N. 54<sup>th</sup> Street, Suite 100, at the NEC of Ray Road and the I-10 Freeway.
57. **LIQUOR LICENSE**, Series 6, for Randy D. Nations, Agent, Sound Bites Restaurant LLC, dba Phase 54 located at 1020 N. 54<sup>th</sup> Street, Suite 100.

**CURRENT EVENTS:**

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

**ADJOURN**