



## CITY OF CHANDLER COUNCIL MEETING

The City Council of the City of Chandler welcomes you to its **Regular Meeting of Thursday, July 26, 2012, at 7:00 p.m.**, at the Chandler City Council Chambers, 88 E. Chicago St., 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:

PLEDGE OF ALLEGIANCE:

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. 4375, ZONING CODE AMENDMENT, ZCA12-0001 PARKING AND LOADING REGULATIONS**, amending Article XVIII Parking and Loading Regulations of Chapter 35 (Zoning Code) of the Chandler City Code.
2. **INTRODUCTION OF ORDINANCE NO. 4378** authorizing the vacation of a portion of the south right-of-way of Queen Creek Road west of Arizona Avenue at the City's cost basis of \$4.53 per square foot.
3. **INTRODUCTION OF ORDINANCE NO. 4379, DVR12-0010/PPT12-0005 ALMERIA AT OCOTILLO**, amended PAD zoning with PDP and PPT for a multi-family residential development on approximately 25 acres NE of the intersection of Dobson and Price roads.
4. **INTRODUCTION OF ORDINANCE NO. 4382, DVR12-0014 STELLAR BUSINESS CENTER**, rezoning from PAD for a business park to PAD Amended for additional uses within an existing 11-acre business park located west of the NWC of Chandler Boulevard and Juniper Drive.
5. **RESOLUTION NO. 4585** authorizing the agreement with the Affordable Rental Movement (ARM) of Save the Family Foundation of Arizona for the purchase and rehabilitation of properties to be developed as affordable rental housing for economically disadvantaged families using HOME Investment Partnership Program (HOME) funds in the amount of \$422,245.00 and authorizing the City Manager to sign the Agreement and all related documents on behalf of the City.
6. **RESOLUTION NO. 4601** authorizing the agreement with Newtown Community Development Corporation for the acquisition, rehabilitation and resale of properties for low to moderate income first time homebuyers using HOME Investment Partnership Program (HOME) funds in the amount of \$340,000.00 and authorizing the City Manager to sign the Agreement and all related documents on behalf of the City.
7. **RESOLUTION NO. 4614** authorizing the sixth amendment to the Intergovernmental Agreement (IGA) for the Reciprocal Borrowing Program (C-65-02-013-2) with the Maricopa County Library District.
8. **RESOLUTION NO. 4615** amending the Citywide Fee Schedule deleting Section 6.3.3 for Home Occupations (Zoning) Approval.
9. **RESOLUTION NO. 4619** authorizing a project agreement with the Maricopa Association of Governments for regional reimbursement in the amount of \$3,243,873.00 for design & right of way acquisitions for the Gilbert Road (Queen Creek Road to Hunt Highway) Arterial Capacity Improvement Project.
10. **RESOLUTION NO. 4620** authorizing a project agreement with the Maricopa Association of Governments for regional reimbursement in the amount of \$7,537,169.00 for construction improvements to the Gilbert Road (Queen Creek Road to Ocotillo Road) Arterial Capacity Improvement Project.

11. **RESOLUTION NO. 4622** authorizing amendment number one to the Affiliation Agreement with the Arizona Board of Regents for and on behalf of Arizona State University and authorize and direct the various City officers and employees to perform all acts necessary to give effect to this Resolution.
12. **RESOLUTION NO. 4623** authorizing a grant agreement with the Arizona Department of Transportation (ADOT) accepting grant number E2S2H in the amount of \$261,757.00 as the state's share to design and construct a 50-unit car parking lot.
13. **RESOLUTION NO. 4624, GENERAL PLAN AMENDMENT, GPA12-0001 AGGREGATE SOURCES**, City initiative to amend the Land Use Element of the General Plan to address aggregate sources as required by Arizona Revised Statutes.
14. **RESOLUTION NO. 4625** authorizing the contract for legal services with Engelman Berger, P.C. and Intergovernmental Agreement (IGA) among the Cities of Avondale, Glendale and Scottsdale relating to joint representation in settlement efforts relating to the Water Rights Claims of the White Mountain Apache Tribe.
15. No item.
16. **APPROPRIATION** for fire and emergency medical dispatch services in accordance with the Intergovernmental Agreement (IGA) with the City of Phoenix in an amount not to exceed \$1,098,414.00.
17. **APPROPRIATION** for firefighter physical examinations in accordance with the Intergovernmental Agreement (IGA) with the City of Phoenix in an amount not to exceed \$165,000.00.
18. **SETTLEMENT** in the matter of *Ahmad v. City of Chandler, et al.*, Maricopa County Superior Court, Cause No. CV2008-030707, in the amount of \$99,999.00.
19. **SUBORDINATE** the Exterior Improvement Loan Program Lien on Project EIG10-0006 located at 2310 E. Buffalo St. in the amount of \$10,000.00. (Hamilton)
20. **CLAIMS REPORT** for the quarter ended June 30, 2012.
21. **AGREEMENT #CS1-946-3000** with VisionConnect,LLC, to provide fundraising Consulting Services for a Veterans' Memorial in an amount not to exceed \$51,100.00.
22. **AGREEMENT #ST3-988-3141** with The Artisan Group, LLC for Revegetation-Storm Repair-Landscape Maintenance of City Streets for a two-year period in an amount not to exceed \$650,000.00 per year, with the option to renew for one additional two-year term.
23. **AGREEMENT #WH1-914-3005**, Amendment No. 1 for the purchase of electrical supplies with Brown Wholesale Electric for a one-year extension in an amount not to exceed \$175,000.00, with the option to renew for three additional one-year periods.

24. **AGREEMENT #WH1-670-3004**, Amendment No. 1 for the purchase of plumbing and irrigation supplies with Browns PartsMaster, Inc., Ewing Irrigation, Ryan Herco Flow Solutions and Sprinkler World of Arizona, Inc., for a one-year extension in a combined total amount not to exceed \$120,000.00, with the option to renew for three additional one-year periods.
25. **AGREEMENT #MRO-7030-1640**, Amendment No. 5 for the purchase of software maintenance with Hansen Information Technologies for one year in a total amount not to exceed \$88,206.00.
26. **AGREEMENT #WW2-962-3128** with Cleanview Sewer Inspections LLC for video inspection of sewer lines in an amount not to exceed \$344,000.00 for a two-year term, with provisions to extend one additional two-year term.
27. **AGREEMENT #MU2-745-3077**, Amendment No. 1 for an increase of \$50,000.00 with Standard Construction Company, Inc., for right-of-way repairs in a total amount not to exceed \$149,000.00.
28. **AGREEMENT #EN1003-101**, Amendment No. 2 with Wilson Engineers to increase the annual limit of the annual contract from \$1,500,000.00 to \$2,000,000.00 for annual permitting, study, and design services for water/wastewater facilities.
29. **AGREEMENT #EN1003-103**, Amendment No. 1 to Black and Veatch to increase the annual limit of the annual contract from \$750,000.00 to 1,000,000.00 for annual permitting, study, and design services for water/wastewater facilities.
30. **AGREEMENT #EN1003-104**, Amendment No. 1 to CH2MHill to increase the annual limit of the annual contract from \$750,000.00 to \$2,000,000.00 for annual permitting, study, and design services for water/wastewater facilities.
31. **PROJECT AGREEMENT #WW1206-401** to SDB Inc. for Santan Vista Water Treatment Plant Belt Press, pursuant to Job Order Contract 1201-401, in an amount not to exceed \$419,567.00.
32. **PROJECT AGREEMENT # WW1105-402**, Change Order No. 1 to the Construction Manager at Risk contract with Achen-Gardner Construction, LLC for Phase II of the Ocotillo Water Transmission Main and Wastewater Forcemain, in an amount of \$142,068.49 for a revised contract price of \$13,199,265.37.
33. **PROJECT AGREEMENT #WW1013-251**, Amendment No. 1 to the Construction Manager at Risk Contract for pre-construction services to McCarthy Building Companies, Inc. for the Airport Water Reclamation Facility expansion in an amount not to exceed \$377,005.00, for a revised contract price of \$877,005.00, contingent upon written notification from Intel and appropriate funding.
34. **AGREEMENT #WW1301-101** with CH2M Hill, Inc. for the Chandler Water Reclamation site evaluation, pursuant to annual contract EN1003-104, in an amount not to exceed \$197,888.00.

35. **AGREEMENT #WW1205-201** with Carollo Engineers for professional services for sewer assessment and rehabilitation design in an amount not to exceed \$396,205.00.
36. **AGREEMENT #ST0809-402** with Achen-Gardner Engineering, LLC for Construction Manager at Risk for utility improvements on GMP 1 – Phase 1 Wet Utilities Gilbert Road (Ocotillo Road to Riggs Road), in an amount not to exceed \$6,195,761.33.
37. **CONTRACT #ST1006-401RB** to B&F Contracting, Inc., for construction for Paseo Trail Traffic Signals and Geometric Improvements in an amount not to exceed \$428,377.00.
38. **AGREEMENT #ST0809-454**, Amendment No. 1 with Entellus for professional engineering and construction services for Gilbert Road Improvements (Ocotillo Road to Riggs Road) Construction Management Services in an amount not to exceed \$244,882.00 and a revised contract price of \$518,326.00.
39. **CONTRACT #ST0721-402** to Smithcraft for construction services relating to Downtown Chandler Wayfinding in an amount not to exceed \$189,796.00.
40. **AGREEMENT CIP #ST0809**, Amendment No. 2 with Dennis Lopez, Lopez & Associates, L.L.C., to provide professional appraisal services for Gilbert Road Improvements Phase 2 from Queen Creek Road to Hunt Highway, in the amount of \$4,000.00, for a revised total amount of \$61,500.00.
41. No item.
42. **CONTRACTS ST0809** to Salt River Project (SRP) for design and construction for Removal of Overhead Facilities to accommodate the Gilbert Road Improvements in an amount not to exceed \$14,431.82.
43. **PURCHASE** of an SV8500 telephone system, Voice Over Internet Protocol (VOIP) phones, and Metropolis call accounting software from American Telephone, utilizing agreement #CS8-915-2526, in an amount not to exceed \$288,060.00.
44. **PURCHASE** of Waterborne Fast Dry Traffic Paint from Ennis Paint Inc. and Sherwin-Williams, utilizing the State of Arizona contract, in a combined total amount not to exceed \$130,000.00.
45. **PURCHASE** of annual maintenance for the Tax Mantra system from Tata consultancy Services, Ltd, sole source, in an amount not to exceed \$126,181.00.
46. **USE PERMIT, LUP12-0013 OCOTILLO GRILL, LLC**, Series 12 Restaurant License, to sell liquor for on-premise consumption only within a restaurant and outdoor patio located at 2625 W. Queen Creek Road, Ste. 1, west of the SWC of Queen Creek and Dobson roads.
47. **LIQUOR LICENSE**, Series 12, for Thomas Robert Aguilera, Agent, Ocotillo Grill LLC, dba Ocotillo Grill, located at 2625 W. Queen Creek Road, Suite 1.

48. **USE PERMIT, LUP12-0015 YOGI'S GRILL**, Series 12 Restaurant License, to sell liquor for on-premise consumption only within a restaurant at 6050 W. Chandler Boulevard, Suite 3, the NWC of Kyrene Road and Chandler Boulevard
49. **LIQUOR LICENSE**, Series 12, for Byeong Joo Kwak, Agent, P & K Mot LLC, dba Yogis Grill #7, located at 6050 W. Chandler Blvd., Suite 3.
50. **USE PERMIT, LUP12-0012 SZECHWAN PALACE**, Series 12 Restaurant License, to sell liquor for on-premise consumption only within a restaurant at 2386 N. Alma School Road, approximately 1,800 feet north of Warner Road.
51. **LIQUOR LICENSE**, Series 12, for Xingjiang Zhao, Agent, Szechwan Palace Restaurants LLC, dba Szechwan Palace, located at 2386 N. Alma School Road.
52. **USE PERMIT, LUP12-0009 SEKSUN SUSHI GOAROUND**, Series 12 Restaurant License, to sell liquor for on-premise consumption only within a restaurant at 1175 W. Ray Road, Suite 1, west of the intersection of Ray and Alma School roads.
53. **LIQUOR LICENSE**, Series 12, for Tai Zhou Zhao, Agent, CRI Groups LLC., dba Seksun Sushi Goaround, located at 1175 W. Ray Road, Suite 1.
54. **USE PERMIT, LUP12-0010 SPEAK EASY SALOON & GRILL**, Series 12 Restaurant License, to sell liquor for on-premise consumption only within a restaurant that includes a new outdoor patio and live music at 7450 W. Chandler Boulevard.
55. **LIQUOR LICENSE**, Series 12, for Jon Jeffrey Harris, Agent, Triple J Restaurant Group LLC, dba Speak Easy Saloon and Grill, located at 7450 W. Chandler Blvd.
56. **WINE FESTIVAL/WINE FAIR LICENSE**, for KWB Chandler LLC, dba Kokopelli Winery for a Castle & Corks event on Friday, August 17, Saturday, August 18 and Sunday, August 19, 2012, at The Castle at Ashley Manor, located at 1300 S. Price Road.
57. **SPECIAL EVENT LIQUOR LICENSE**, for the Downtown Chandler Community Foundation for a "Taste" Chandler's Culinary Festival on Saturday, October 6, 2012, at the Dr. A.J. Chandler Park, located at 3 S. Arizona Avenue.
58. **CONDOMINIUM PLAT, CPT12-0001 WESTECH CONDOMINIUM-LOT 1**, creating four units within Building 3 of Lot 1, which amends the existing plat for Westech Lot 1 only located at the SEC of Arizona Avenue and Palomino Drive; 2551 N. Arizona Avenue.
59. **CONDOMINIUM PLAT, CPT12-0002 WESTECH CONDOMINIUM-LOT 5**, creating four units within Building 4 of Lot 5, which amends the existing plat for Westech Lot 5 only located at the SEC of Arizona Avenue and Palomino Drive; 2541 N. Arizona Avenue.
60. **FINAL PLAT, FPT12-0004 WESTECH LOTS 1, 5 AND 6**, amending lot lines and easements for Lots 1, 5 & 6 in Westech located at the SEC of Arizona Avenue and Palomino Drive; 2551, 2541, and 2521 N. Arizona Avenue.

61. **AMENDED FINAL PLAT, FPT12-0001 KESLER ADDITION**, for a 6-lot existing single-family development on approximately 1.63 acres owned by the City of Chandler located at the NEC of Kesler Lane and Colorado Street.
62. **FINAL PLAT, FPT12-0013 HAMILTON PARCEL**, for a 6-lot existing single-family development located at the SEC of Hamilton Street and Commonwealth Avenue.
63. **FINAL PLAT, FPT12-0007 FINISTERRA**, in conjunction with an approved single-family development on approximately 38 acres located at the SWC of Ocotillo Road and 148<sup>th</sup> Street.
64. **VACATION PLAT, VPT12-0001 FINISTERRA**, in conjunction with an approved single-family development located at the SWC of Ocotillo Road and 148<sup>th</sup> Street.
65. **FINAL PLAT, FPT12-0009 ARCHSTONE VILLAGE CROSSING AT CHANDLER**, for a multi-family residential apartment development and future commercial/office/business park parcel located at the NEC of Arizona Avenue and Queen Creek Road.
66. **FINAL PLAT, FPT12-0012 ARIZONA ELLIOT CENTER**, for a commercial development approved for fuel station, car wash, self-storage, and fast-food restaurant uses located at the SWC of Elliot Road and Arizona Avenue.
67. **FINAL PLAT, FPT12-0003 HAMILTON HEIGHTS**, in conjunction with an approved single-family development on approximately 9 acres located west of the SWC of Arizona Avenue and Queen Creek Road.
68. **FINAL PLAT, FPT12-0015 THE ESTATES AT ARBOLEDA**, for a single-family residential subdivision approved for custom homes located west of the SWC of Germann and Alma School roads.
69. **TEMPORARY EXTENSION OF PREMISES, LIQUOR LICENSE**, Series 12, for Gamma Brother's LLC, dba McDuffy's Grille, for McDuffy's Customer Appreciation Luau on Saturday, July 28, 2012, located at 980 E. Pecos Rd., Suite 5.

**ACTION:**

70. **USE PERMIT, LUP12-0011 SIDELINES GRILL & TAVERN**, Series 12 Restaurant License, to continue selling liquor for on-premise consumption only within a restaurant that includes an outdoor patio and live music at 2980 S. Alma School Road, Suite 2.

**CURRENT EVENTS:**

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

**ADJOURN**