
Tempe City Council
September 21, 2006

Harry E. Mitchell Government Center
Tempe City Hall - City Council Chambers
31 East Fifth Street
7:30 p.m.

1. INVOCATION - Vice Mayor Hutson
2. PLEDGE OF ALLEGIANCE
3. MINUTES - Councilmember Ellis
 - A. Approval of Council Meeting Minutes
 1. **Council Executive Session – September 7, 2006**
 2. Council Issue Review Session - August 17 & September 7, 2006
[20060921clrkck04.pdf](#) [20060921clrkck03.pdf](#)
 3. Council Formal Meeting – June 29, August 17, & **September 7, 2006**
[20060921clrkck02.pdf](#) [20060921clrkck05.pdf](#) [20060921clrkck07.pdf](#)
 4. Council Summit - August 25, 2006 [20060921clrkck01.pdf](#)
 - B. Acceptance of Board & Commission Meeting Minutes
 5. Community Special Events Task Force – September 12, 2006 [20060921setf01.pdf](#)
 - 5a. Enhanced Services Commission – June 14, 2006 [20060921esc01.pdf](#)
 6. Mayor's Youth Advisory Commission – August 15, 2006 [20060921myac01.pdf](#)
4. REPORTS AND ANNOUNCEMENTS
 - A. Mayor's Announcements
 - Board and Commission Appointments [20060921boards.pdf](#)
 - B. Manager's Announcements
5. AGENDA

All items listed on the agenda will be considered as a group and will be enacted with one motion by the City Council unless an item is removed for separate consideration. Members of the public may remove public hearing items for separate consideration. Public hearing items are designated by an asterisk (*). Councilmembers may remove any item for separate consideration.

Agenda items scheduled for Introduction/First Public Hearing will be heard, but will not be voted

upon at this meeting. Items scheduled for Second Public Hearing/Final Adoption will be voted upon tonight.

'q-j' indicates quasi-judicial items. The City Council sits as a quasi-judicial body when hearing variances. In this situation, the City Council must conduct itself as a court, not as a legislative body. Pre-meeting contact with the City Council on quasi-judicial matters is prohibited. Any materials or conversations concerning the item shall only be presented to the City Council at the scheduled public hearing.

A. Miscellaneous Items

7. Request approval of a Lease Agreement between the City of Tempe and the Boys and Girls Club of the East Valley for youth services at the North Tempe Multigenerational Center.

DOCUMENT NAME: [20060921csjt01.pdf](#) NORTH TEMPE MULTI-
GENERATIONAL CENTER (0706-47)

8. Request approval of a Final Subdivision Plat for GUNNALA ONE at 1117 East 8th Street.

COMMENTS: (Suri & Sujatha Gunnala, property owner, Raleigh George Hall - Architect, Raleigh George Hall, applicant) (PL060483) located at 1117 East 8th Street in the R-4, Multi-Family Residential General District for:

SBD06010 a Final Subdivision Plat for one (1) lot on .90 net acres.

DOCUMENT NAME: [20060921dsgk01.pdf](#) PLANNED DEVELOPMENT
(0406)

9. Request approval of an Amended Subdivision Plat for FOUNTAINHEAD APARTMENTS at 2155 South 55th Street.

COMMENTS: (David Klein/Superior Surveying Services, applicant; Tempe Fountainhead Corporate LLC, property owner) (PL060535) located at 2155 South 55th Street, in the MU-4, Mixed-Use High Density District for:

SBD06014 An Amended Subdivision Plat, consisting of two (2) lots on 8.51 net acres.

DOCUMENT NAME: [20060921dsd2k02.pdf](#) PLANNED DEVELOPMENT
(0406)

- *10. This is a public hearing to recommend the approval of a Series 04 Wine Distributors Liquor License for Valley of the Sun LLC dba Valley of the Sun Fine Wines, 7815 S. Hardy Drive, #106.

COMMENTS: Raymond Radzewiez, Agent.

DOCUMENT NAME: [20060921LIQ2.pdf](#) LIQ LIC (0210-02)

- *11. This is a public hearing to recommend the **denial** of a Series 07 Beer and Wine Bar Liquor License for Snakebite Inc., dba Theo's Grill, 1825 E. University Drive.

COMMENTS: Manon Pope, Agent.
DOCUMENT NAME: [20060921LIQ1.pdf](#) LIQ LIC (0210-02)

11a. *Request approval of the canvass of the City of Tempe Special Election held September 12, 2006.*

DOCUMENT NAME: [20060921clrck06.pdf](#) FRANCHISE ELECTION –
SEPT. 12, 2006 (0506-30-04)

B. Award of Bids/Contracts

12. Request approval of a professional services contract with Wilson & Company, Inc., for Rio Salado storm drain improvements.

COMMENTS: Subject to execution of the final written contract in an amount not to exceed \$257,938.

DOCUMENT NAME: [20060921PWTG03.pdf](#) STORM DRAIN UPGRADING-
CONST. (0808-06) PROJECT NO. 5802611

13. Request to award a one-year contract to National Science Foundation – Water Quality Center, Arizona State University, for water research and annual membership.

COMMENTS: Subject to execution of the final written contract. Total cost for this contract shall not exceed \$60,000 during the contract period.

DOCUMENT NAME: [20060921fst02.pdf](#) PURCHASES (1004-01)
(Contract #07-079)

14. Request to award a one-year contract with four (4) one-year renewal options to Specialty Disease Management Services, Inc., for a voluntary disease management program to be offered to all eligible employees, retirees and their dependants.

COMMENTS: Subject to execution of the final written contract. Total cost for this contract shall not exceed \$60,000 during the initial contract period.

DOCUMENT NAME: [20060921fsdl04.pdf](#) PURCHASES (1004-01) (RFP
#06-149)

15. Request to award a one-year contract with two (2) one-year renewal options to Wellness Council of Arizona for professional services to establish and manage a wellness program for eligible city employees.

COMMENTS: Subject to execution of the final written contract. Total cost for this contract shall not exceed \$75,000 during the initial contract period.

DOCUMENT NAME: [20060921fsdl05.pdf](#) PURCHASES (1004-01) (RFP
#06-167)

16. Request to award a one-year, sole source contract to AlphaCorp for SIRE document imaging application annual maintenance.

COMMENTS: Subject to execution of the final written contract. Total cost for this contract shall not exceed \$41,260 during the contract period.

DOCUMENT NAME: [20060921fsdl07.pdf](#) **PURCHASES (1004-01)** (Sole Source #07-081)

17. Request to award a lease buyout contract to Ikon Financial Services for computer equipment.

COMMENTS: Subject to execution of the final written contract. Total cost for this contract shall not exceed \$54,000 during the contract period.

DOCUMENT NAME: [20060921fsfs11.pdf](#) **PURCHASES (1004-01)**
(Contract #07-080)

18. Request approval of an amendment to a construction contract with Southwest Micro Surfacing, LLC, and approval of a contingency for off-duty police traffic control and construction related issues.

COMMENTS: Subject to execution of the final written contract amendment in an amount not to exceed \$755,758, plus a \$90,576 contingency.

DOCUMENT NAME: [20060921PWMG04.pdf](#) **MAJOR STREET
RENOVATION (0809-05) PROJECT NO. 5401641**

19. Request approval of an addendum to a professional services contract with Vanir Construction Management, Inc., for extended construction management services, and request approval to increase the construction change order contingency for Bus Bay Improvements 2005.

COMMENTS: Subject to the execution of the final written addendum in an amount not to exceed \$22,305, plus a \$25,000 increase to the construction change order contingency.

DOCUMENT NAME: [20060921PWTG05.pdf](#) **BUS BENCHES/SHELTERS/BUS
BAYS (1107) PROJECT NO. 6001232**

20. Request approval to increase by \$325,000 the contract amount with Grainger for industrial supplies and equipment to be used citywide.

COMMENTS: Increase from \$100,000 to \$425,000.

DOCUMENT NAME: [20060921fslg12.pdf](#) **PURCHASES (1004-01)**
(Contract #EPS060050-1-A1)

21. Request approval of a one-year contract renewal with PSI Group, Inc. Arizona for pre-sort mailing services.

COMMENTS: Total amount not to exceed \$53,000.

DOCUMENT NAME: [20060921fst01.pdf](#) PURCHASES (1004-01) (T06-049-01)

22. Request approval of one-year contract renewals with Brown's Parts Master Inc., Ferguson Waterworks, and Paul's Ace Hardware for building and plumbing parts, products, supplies and sundries, hand and power tools.

COMMENTS: Total amount not to exceed \$100,000.

DOCUMENT NAME: [20060921fst10.pdf](#) PURCHASES (1004-01) (T05-138-01, 02 and 03)

- 22a.** *Request approval of a six-month contract renewal with United Road Towing, Inc., for towing services.*

COMMENTS: Total estimated amount for community vehicle towing is \$68,000 including \$8,000 of city vehicle towing.

DOCUMENT NAME: [20060921fsdl13.pdf](#) PURCHASES (1004-01) (T01-092-01)

23. Request approval to utilize a one-year Arizona Counter Drug Program contract for an armored response vehicle for the Tempe Police Department.

COMMENTS: Total cost of this contract shall not exceed \$233,390 during the initial contract period.

DOCUMENT NAME: [20060921fsdl03.pdf](#) PURCHASES (1004-01)
(Contract #07-077)

24. Request approval to utilize one-month State of Arizona contracts with Larry Miller Toyota for five passenger vehicles for the Police Department.

COMMENTS: Total cost of these contracts shall not exceed \$132,633 during the initial contract period.

DOCUMENT NAME: [20060921fsdl06.pdf](#) PURCHASES (1004-01)
(Contract #AD040001-005-A2 and AD040004-006-A2)

25. Request approval to utilize a one-month State of Arizona contract with Courtesy Chevrolet for a truck for the Fire Department for interoperable communications.

COMMENTS: Total cost of this contract shall not exceed \$35,800 during the initial contract period.

DOCUMENT NAME: [20060921fsdl08.pdf](#) PURCHASES (1004-01)
(Contract #AD040004-002-A1)

- 26.** Request approval to utilize a three-year City of Mesa contract with one (1) two-year renewal option with Roam I.T., Inc., for a patient care electronic records system for emergency medical services.

COMMENTS: Total cost of this contract shall not exceed \$200,316 during the initial contract period.

DOCUMENT NAME: [20060921fsdl09.pdf](#) **PURCHASES** (1004-01)
(Contract #2005153)

- C. Ordinances and Items for Introduction/First Hearing - These items will have two public hearings before final Council action.

- *27. This is the **introduction and first public hearing** for an ordinance authorizing the conveyance of the City's interest in certain real property to Miravista Holdings. The **second public hearing is set for October 5, 2006.**

DOCUMENT NAME: [20060921cdnc01.pdf](#) **REAL PROPERTY DISPOSITION**
(0902-21-01) ORDINANCE NO. 2006.81

- *28. This is the **introduction and first public hearing** for a Zoning Map Amendment and a Planned Area Development Overlay for ARMORY at 323 East Veteran's Way. The **second public hearing is set for October 5, 2006.**

COMMENTS: (David Krumwiede, College Avenue Advisors LLC, property owner, Manjula Vaz, Gammage & Burnham, applicant) for the development of two mixed-use buildings (17-story and 20-story), consisting of 364 residential condominium units, 29,146 s.f. of commercial/restaurant area, 45,246 s.f. of office area, and a below-grade parking garage on 1.62 acres, located at 323 East Veteran's Way, in the CSS, Commercial Shopping and Service District / R1-6, Single Family Residential / R-3, Multi-Family Residential Limited, and Transportation Overlay District, including the following request(s):

ZON06004 Ordinance No. 2006.68 Zoning Map Amendment from CSS, Commercial Shopping and Service District / R1-6, Single Family Residential / R-3, Multi-Family Residential Limited to MU-4, Mixed-Use, High Density District.

PAD06005 – Planned Area Development Overlay for approximately 247,500 s.f. of building area, including condominium units and commercial space.

DOCUMENT NAME: [20060921dsd2k00.pdf](#) **PLANNED DEVELOPMENT**
(0406)

- *29. This is the **introduction and first public hearing** for an ordinance granting an easement to Salt River Project to allow for the installation of underground power and underground communication or data transmission facilities at Stroud Park. The **second public hearing is scheduled for October 5, 2006.**

DOCUMENT NAME: [20060921PWMG08.pdf](#) **GRANT OF EASEMENTS**

(0904-02) ORDINANCE NO. 2006.80

D. Ordinances and Items for Second Hearing/Final Adoption

- *30. This is the **second public hearing** for an ordinance to amend Chapter 2, Article VI of the Tempe City Code, relating to Employer, Employee Relations Meeting and Conferring by amending Sections 2-400 and 2-401.

DOCUMENT NAME: [20060921cacc01.pdf](#) TCC CH2 - CITY CODE
ADMINISTRATION (0502-02) ORDINANCE NO. 2006.76

- *31. This is the **second public hearing** to adopt an ordinance granting a license agreement allowing construction staging for the rehabilitation of the Val Vista Water Main (a City of Phoenix project).

DOCUMENT NAME: [20060921PWMG01.pdf](#) REAL PROPERTY
MANGEMENT (0900) ORDINANCE NO. 2006.78.

- *32. This is the **second public hearing** to adopt an ordinance granting an easement to Salt River Project to install and maintain the facilities to provide electrical service to the Police Substation at 1855 E. Apache Boulevard.

DOCUMENT NAME: [20060921PWMG02.pdf](#) GRANT OF EASMENTS (0904-02)
ORDINANCE NO. 2006.79.

E. Resolutions

33. Request approval of a resolution authorizing the execution of a License Agreement with Salt River Project to allow construction, operation and maintenance of a multi-use path along a portion of the west bank of the Tempe Canal.

DOCUMENT NAME: [20060921PWMG06.pdf](#) SRP LICENSE AGREEMENTS
(0904-02) RESOLUTION NO. 2006.76

34. Request approval of a resolution to modify the fee schedule for telecommunication licenses on existing Resolution No. 2000.12.

DOCUMENT NAME: [20060921PWMG07.pdf](#) ENGINEERING
ADMINISTRATION (0803-02) RESOLUTION NO. 2006.77

35. Request approval of a resolution establishing new solid waste rates for residential and commercial customers.

DOCUMENT NAME: [20060921fstd01.pdf](#) MISCELLANEOUS FEES (0210-05)
RESOLUTION NO. 2006.78

- 36.** *Request approval of a resolution to accept grant funding from the Maricopa County Department of Emergency Management for the purchase of equipment and supplies for the Citizen Corp Council, Assistance in Disaster program.*

COMMENTS: Grant totals \$24,800.

DOCUMENT NAME: [20060921pdsmr01.pdf](#) **POLICE DEPARTMENT
ADMINISTRATION (0606-02) RESOLUTION NO. 2006.82**

6. PUBLIC APPEARANCES

According to the Arizona Open Meeting Law, the City Council may only discuss matters listed on this agenda. Matters discussed by the public during public appearances cannot be discussed by the City Council unless they are specifically listed on this agenda. There is a five-minute time limit per speaker. Speaker's visual aids or recorded tapes are not allowed.

Members of the public shall refrain from making personal, impertinent or slanderous remarks and from becoming boisterous while addressing the City Council or while attending the meeting. Unauthorized remarks from the audience, clapping, stomping of feet, yelling or any similar demonstrations are also prohibited. Violations of these rules may result in removal from the City Council meeting.

SCHEDULED PUBLIC APPEARANCE

- *Leland Fairbanks, Tempe, re: Smoking Initiatives – Clarification on Proposition 201 & 206*

7. CURRENT EVENTS/COUNCIL ANNOUNCEMENTS/FUTURE AGENDA ITEMS

The City of Tempe endeavors to make all public meetings accessible to persons with disabilities. With 48 hours advance notice, special assistance can also be provided for sight and/or hearing impaired persons at public meetings. Please call (480) 350-8241 (voice) or (480) 350-8400 (TDD) to request an accommodation to participate in the City Council meeting.

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