

Formal Meeting FINISHED Agenda



Tempe City Council April 17, 2008

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

1. INVOCATION - Councilmember Mitchell
2. PLEDGE OF ALLEGIANCE
3. MINUTES - Councilmember Shekerjian
 - A. Approval of Council Meeting Minutes
 1. Council's Executive Session – April 3, 2008
 2. Council's Issue Review Session – April 3, 2008 [20080417clrkck01.pdf](#)
 3. Council's Formal Meeting – April 3, 2008 [20080417clrkck02.pdf](#)
 4. Council's Education, Technology & Economic Development Committee – February 5 & March 4, 2008 [20080417ETED01.pdf](#) [20080417ETED02.pdf](#)
 5. Ad Hoc Long Range Budget & Finance Planning Committee – March 6 & 27, 2008 [20080417lrbf01.pdf](#) [20080417lrbf02.pdf](#)
 6. Housing Authority Governing Board Meeting – April 3, 2008 [20080417clrkck03.pdf](#)
 7. Enterprise Zone Commission – April 3, 2008 [20080417clrkck04.pdf](#)
 - B. Acceptance of Board & Commission Meeting Minutes
 8. Apache Boulevard Project Area Committee – February 11, 2008 [20080417apac01.pdf](#)
 9. Community Special Events Task Force – March 25 & April 8, 2008 [20080417setf01.pdf](#) [20080417setf02.pdf](#)
 10. Development Review Commission – January 22, 2008 [20080417drc01.pdf](#)
 11. Enhanced Services Commission – March 12, 2008 [20080417esc01.pdf](#)
 12. Hearing Officer – February 19, March 4 & 18, 2008 [20080417ho01.pdf](#) [20080417ho02.pdf](#) [20080417ho03.pdf](#)
 13. Neighborhood Advisory Commission – March 5, 2008 [20080417nac01.pdf](#)
 14. Rio Salado Advisory Commission – February 26, 2008 [20080417rsac01.pdf](#)
 15. Tempe Fire Public Safety Personnel Retirement Board – March 6, 2008
 16. Tempe Fire Public Safety Personnel Retirement Board Executive Session – March 6, 2008
 17. Tempe Police Public Safety Personnel Retirement Board – March 6, 2008
 18. Tempe Police Public Safety Personnel Retirement Board Executive Session –

March 6, 2008

4. **REPORTS AND ANNOUNCEMENTS**

A. Mayor's Announcements

- Kid Zone Mayor's Awards
- DELETED
- Earth Day Proclamation and acknowledgement of contest winners, graphics instructor and sponsor

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

19. Request approval of the Report of Claims Paid to be filed for audit for the month of March 2008.

COMMENTS: A copy of the detailed claims report may be obtained by contacting the City Clerk's Office.

APPROVED

20. Request approval authorizing the City Manager to cancel an agreement between Gobility, Inc., and the City of Tempe for use of City property in connection with the operation of a WiFi network

DOCUMENT NAME: [20080417ITDH1.pdf](#)
PURCHASE AGRMTS (1004-01)

BACKGROUND MAT'L FOR

APPROVED

21. Request authorization for the Mayor to execute a Rehabilitation Agreement and License with the Rio Salado Foundation for the rehabilitation of the Eisendrath House.

DOCUMENT NAME: [20080417cdnc01.pdf](#) **COMMUNITY DEVELOPMENT
ADMIN. (0406)**

APPROVED

- 21a. Request funding authorization to negotiate a professional services contract with MD Construction, Inc., for the design and construction of tenant improvements at 645 W. 24th Street.

COMMENTS: Total cost not to exceed \$200,000.
DOCUMENT NAME: [20080417cdnc02.pdf](#) **COMMUNITY DEVELOPMENT
ADMIN. (0406)**

APPROVED

22. Request approval for a Final Subdivision Plat for CAMPUS SUITES ON THE RAIL located at 1900 E Apache Boulevard.

COMMENTS: (PL070312) (Gordon Phillips, Campus Suites on the Rail LLC, owner /Brian Hensley, Coe & Van Loo, applicant), on +/- 6.7 net acres within the MU-4 Mixed-Use High Density Zoning District within the Transportation Overlay District, located at 1900 E. Apache Boulevard. The request includes the following:
SBD08004 – Final Subdivision Plat to combine four parcels into one +/-6.7 net acre lot.
DOCUMENT NAME: [20080417dsdk01.pdf](#) **PLANNED DEVELOPMENT
(0406)**

APPROVED

23. Request for a Subdivision plat for EDDLEMON SPLIT, located at 1101 East Warner Road.

COMMENTS: (PL080023) (Dr. Vernon Eddlemon, DDS, property owner, Standage and Associates, LTD, applicant), located at 1101 East Warner Road, in the R1-15, Single-Family Residential. The request includes the following:
SBD08002- A subdivision plat, consisting of lot split on 2.242 net acres parcel.
DOCUMENT NAME: [20080417dsjc01.pdf](#) **PLANNED DEVELOPMENT
(0406)**

APPROVED

- *24. This is a public hearing to recommend the approval of a Series 12 Restaurant Liquor License for Chez Monieux LLC dba Chez Monieux, 5004 South Price Road.

COMMENTS: Randy Nations is the Agent for this application.
DOCUMENT NAME: [20080417LIQ01.pdf](#) LIQ LIC (0210-02)

APPROVED

B. Award of Bids/Contracts

25. Request to award a five-year contract to Leotek Electronics USA Corporation for Traffic Signal LED Modules.

COMMENTS: (IFB 08-132) Total cost for this contract shall not exceed \$900,000.
DOCUMENT NAME: [20080417fsta06.pdf](#) PURCHASES (1004-01)

APPROVED

26. Request to award a five-year, sole source contract to Hansen Information Technologies for annual software maintenance for the City's Infrastructure Management System.

COMMENTS: (Sole Source #T08-157-01) Total cost for this contract shall not exceed \$400,000 during the contract period.
DOCUMENT NAME: [20080417fsts07.pdf](#) PURCHASES (1004-01)

APPROVED

27. Request to award two-year contracts with three, one-year renewal options to Andwin Scientific; Idexx Distribution, Inc.; Thermo Fisher Scientific, LLC.; and VWR International, LLC, for the purchase of laboratory supplies used in the analysis of water and wastewater samples for the Water Utilities Department.

COMMENTS: (IFB #08-105) Total cost for this contract shall not exceed \$650,000 during the initial contract period.
DOCUMENT NAME: [20080417fsts08.pdf](#) PURCHASES (1004-01)

APPROVED

28. Request to award a one-year contract with four, one-year renewal options to Keller Equipment Company, Inc. for maintenance, repair, and purchase of electric motors used in the treatment and delivery of water and wastewater for the Water Utilities Department.

COMMENTS: (IFB #08-061) Total cost for this contract shall not exceed \$500,000 during the initial contract period.
DOCUMENT NAME: [20080417fsts10.pdf](#) PURCHASES (1004-01)

APPROVED

29. Request approval of one-year renewals of contracts with Metropolitan Life Insurance and CIGNA Dental for Dental Plans for all eligible employees and their dependents.

COMMENTS: (T04-089-01 and T04-089-02) Total amount not to exceed \$1,500,000

DOCUMENT NAME: [20080417fsta01.pdf](#) **PURCHASES (1004-01)**

APPROVED

30. Request approval of a two-year renewal of a contract with Epoch Group, LC, for third party administrator services for the City's three self-funded medical plans.

COMMENTS: (T05-110-01) Total amount not to exceed \$550,000.

DOCUMENT NAME: [20080417fsta02.pdf](#) **PURCHASES (1004-01)**

APPROVED

31. Request approval of a one-year renewal of a sole source contract with Bentley Systems, Inc. for annual software system support of MicroStation and associated products used by Engineering for the review of geographical information system information.

COMMENTS: (Sole Source 07-123) Total cost shall not exceed \$70,000.

DOCUMENT NAME: [20080417fsts03.pdf](#) **PURCHASES (1004-01)**

APPROVED

32. Request approval of a one-year renewal of a contract with MP Environmental Services, Inc. for pickup and transportation of solar-dried, de-watered sludge from the South Tempe Water Treatment Plant.

COMMENTS: (T06-132-01) Total amount not to exceed \$105,000.

DOCUMENT NAME: [20080417fsts04.pdf](#) **PURCHASES (1004-01)**

APPROVED

33. Request approval of a one-year renewal of a contract with Active Network Ltd. (formerly Class Software Solutions) for annual software maintenance for the class system utilized by Parks and Recreation, Community Services, and other Departments.

COMMENTS: (T05-157-01) Total cost shall not exceed \$35,000.

DOCUMENT NAME: [20080417fsts09.pdf](#) **PURCHASES (1004-01)**

APPROVED

34. Request approval to utilize one-year State of Arizona contracts with Staffmark Pacific, LLC, Kelly Services, Randstad NA and Corporate Job Bank for temporary employment services.

COMMENTS: (#EPS070043-3,4,6 and 16) Total cost of this contract shall not exceed \$600,000.

DOCUMENT NAME: [20080417fsta05.pdf](#) **PURCHASES (1004-01)**

APPROVED

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

- *35. This is the **second public hearing** for a Planned Area Development Overlay for M7 MIXED USE DEVELOPMENT located at 701 South Mill Avenue.

COMMENTS: (PL060681) (Mario Sanchez, Tempe Mill LLC, property owner; Manjula Vaz, Gammage & Burnham, applicant) consisting of a mixed-use development for three buildings, including ground floor commercial, a seventeen story hotel with conference center, two twenty-six story residential towers, and underground parking, within approximately 1,258,000 s.f. of total building on 1.73 acres, located at 701 South Mill Avenue in the CC, City Center District and in the Transportation Overlay. The request includes the following:

PAD07004 – (Ordinance No. 2008.12) Planned Area Development Overlay to modify development standards to allow a building height increase from 50' to 195' for the hotel building and 306' for two residential buildings; and a reduction in the TOD required parking from 1,618 to 1,129 spaces.

DOCUMENT NAME: [20080417dsrl01.pdf](#) **PLANNED DEVELOPMENT (0406)**

APPROVED

- *36. This is the **second public hearing** for a Planned Area Development Overlay for 800 WEST.

COMMENTS: Request for 800 WEST (PL070513) (Nancy Hawkes, Articulate Urban Homes, LLC, owner and applicant) for a Planned Area Development Overlay and a Development Plan Review for four townhouses on approximately 0.24 net acres, located at 800 West University Drive in the R-4, Multi-Family Residential General District. The request includes the following:

PAD07029 – (Ordinance 2007.86) Planned Area Development Overlay to modify development standards for four residential units on individual lots on an overall +/- 0.24 net acre site, including the following: reduction in minimum individual lot area from 1,740 sf to 1,366 sf, increase in maximum individual lot coverage from 60 % to 64 %, and a reduction in the TOD required parking from 1,618 to 1,129 spaces.

reduction in individual lot setbacks from 20 ft to 0 ft (front), from 10 ft to 0 ft (side) and from 10 ft. to 7 ft. (rear)

DOCUMENT NAME: [20080417dskko01.pdf](#) PLANNED DEVELOPMENT
(0406)

APPROVED

- *37. This is the **second public hearing** to obtain citizen comments on the proposed FY 2008-2009 Action Plan for the Community Development Block Grant (CDBG) and Home Programs.

DOCUMENT NAME: [20080417cdlc01.pdf](#) COMMUNITY DEVELOPMENT
BLOCK GRANT (0207-26)

APPROVED

E. Resolutions

38. Request approval of a resolution authorizing the execution of a Memorandum of Understanding with Maricopa County Recorder to allow the City of Tempe the ability to record documents electronically.

DOCUMENT NAME: [20080417PWCH01.pdf](#) MARICOPA COUNTY (0109-29)
RESOLUTION NO. 2008.29

APPROVED

6. PUBLIC APPEARANCES

- Emory Caudill, Queen Creek, re: Civil right free speech

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. Comments are aired live and replayed on Tempe Channel 11.

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.

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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