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Tempe City Council  
July 17, 2008

Harry E. Mitchell Government Center  
Tempe City Hall - City Council Chambers  
31 East Fifth Street  
6:00 p.m.

1. INVOCATION - Councilmember Ellis
2. PLEDGE OF ALLEGIANCE
3. COUNCILMEMBERS' ANNOUNCEMENTS
4. SWEARING-IN CEREMONY – CITY COUNCIL

**4a. ELECTION OF VICE MAYOR**

5. COUNCILMEMBERS' ANNOUNCEMENTS

6. MAYOR'S ANNOUNCEMENTS

- **DELETED**

7. 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

1. Request approval of the Report of Claims Paid to be filed for audit for the months of May and June, 2008.

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

2. Request approval of the reappointment of MaryAnne Majestic as City Court Judge and approval to enter into an employment agreement under the terms described therein.

**DOCUMENT NAME:** [20080717mclca01.pdf](#) **COURT ADMINISTRATION**  
(0501-02)

3. Request approval for an Amended Subdivision Plat for TACO BELL – SOUTHERN PALMS located at 1674 East Southern Avenue.

**COMMENTS:** (PL070112) ( Stephen Mariani, owner / Maralyce Corbett, Looker & Capello Architects, applicant) consists of modification to an existing subdivision plat to change property lines to conform with new Taco Bell Restaurant within approximately 2,806 s.f., on .538 net acres, located at 1674 E. Southern Avenue, within the Southern Palms Shopping Center, in the PCC-2 Planned Commercial Center General District. The request includes the following:

**SBD08018** – Amended Subdivision Plat to modify property lines.

**DOCUMENT NAME:** [20080717dsdk01.pdf](#) **PLANNED DEVELOPMENT**  
(0406)

4. Request for an Amended Subdivision and Condominium Plat for 10th AND ASH PLACE located at 115 West 10<sup>th</sup> Street.

**COMMENTS:** (PL080016) (Gerald Leclair property owner / applicant) located at 115 West 10<sup>th</sup> Street, in the R-2, Multi – Family Residential District. The request includes the following:

**SBD08001**- An amended subdivision and condominium plat, combining two (2) lots into one (1) consisting of 4 units, on 0.4343 net acres.

**DOCUMENT NAME:** [20080717dsjc01.pdf](#) **PLANNED DEVELOPMENT**  
(0406)

5. Request for a Condominium Plat for APACHE ASL TRAILS located at 2428 East Apache Boulevard.

**COMMENTS:** (PL070371) (Cardinal Capital Management, Inc., owner; Brian Qualls, LP/GAS Engineering, applicant) for a Condominium Plat for a mixed-use development serving special needs seniors, consisting of approximately 75 apartments and four commercial retail, office and restaurant spaces on Lot 1, on 1.8 acres located at 2428 E. Apache, in the MU-4 Mixed Use District. The request includes the following:

**SBD08022** – Condominium Plat for four commercial condominium units on Lot 1.

**DOCUMENT NAME:** [20080717dsdk02.pdf](#) **PLANNED DEVELOPMENT**

(0406)

6. Request for a Final Subdivision Plat for BASELINE RETAIL located at 2005 West Baseline Road.

**COMMENTS:** (PL060581) (Stephen Craig Cooper, 2005 Baseline L.L.C. owner; Kevin Harding, Fergis and Harding Inc., applicant) for a Final Subdivision Plat on +/- 1.593 net acres located at 2005 West Baseline Road in the CSS, Commercial Shopping and Services District, including the following:

**SBD08011** – Final Subdivision Plat to combine the property into one lot.

**DOCUMENT NAME:** [20080717dskko01.pdf](#) **PLANNED**

**DEVELOPMENT (0406)**

- B. Award of Bids/Contracts – None.
- C. Ordinances and Items for Introduction/First Hearing - None.
- D. Ordinances and Items for Second Hearing/Final Adoption
- \*7. DELETED**
- E. Resolutions – None.

**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. 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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