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Tempe City Council  
July 22, 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 – June 5 & 19, 2008
    2. Council's Issue Review Session – June 5, 2008 [20080722clrkck01.pdf](#)
    3. Council's Formal Meeting – June 5, 2008 [20080722clrkck02.pdf](#)
    4. Council's Special Formal Meeting – June 19, 2008 [2008-722clrkck06.pdf](#)
    5. Council's Special Budget Session – June 5 & 19, 2008 [20080722clrkck03.pdf](#)  
[20080722clrkck05.pdf](#)
    6. Council's Calendar Meeting – June 19, 2008 [20080722clrkck04.pdf](#)
    7. Council's Education, Technology & Economic Development Committee –  
May 6, June 3 & July 1, 2008 [20080722ETED01.pdf](#) [20080722ETED02.pdf](#)  
[20080722ETED03.pdf](#)
    - 7a. Ad Hoc Long Range Budget & Finance Planning – May 29, 2008  
[20080722ahlr01.pdf](#)
    - 7b. Council's Transportation, Housing and Environment Committee - May 27 &  
June 17, 2008 [20080722the02.pdf](#) [20080722the01.pdf](#)
    8. Affordable Housing Forum – May 14, 2008 [20080722ahf01.pdf](#)
    9. Enterprise Zone Commission – June 5, 2008 [20080722ez01.pdf](#)
    10. Rio Salado Community Facilities District Board – May 22 & June 5, 2008  
[20080722cfd02.pdf](#) [20080722cfd01.pdf](#)
  - B. Acceptance of Board & Commission Meeting Minutes
    11. Commission on Disability Concerns – Architectural Compliance Committee - July 1,  
2008 [20080722cdc01.pdf](#)
    12. Committee for Youth, Families & Community – May 19, 2008 [20080722cyfc01.pdf](#)
    13. Community Special Events Task Force – April 22, June 3 & 17, 2008  
[20080722setf02.pdf](#) [20080722setf01.pdf](#) [20080722setf03.pdf](#)

14. Development Review Commission – February 26, 2008 [20080722drc01.pdf](#)
15. Double Butte Cemetery – Public Art Opportunity – May 19, 2008 [20080722dbc01.pdf](#)
16. Hearing Officer – May 20, June 3 & 17, 2008 [20080722ho01.pdf](#) [20080722ho03.pdf](#)  
[20080722ho02.pdf](#)
17. Historic Preservation Commission – May 8, 2008 [20080722hpc01.pdf](#)
18. Historical Museum Advisory Board – May 1, 2008 [20080722csjc01.pdf](#)
19. Human Relations Commission – April 29, 2008 [20080722hrc01.pdf](#)
20. Parks & Recreation Board – April 16, 2008 [20080722prmr01.pdf](#)
21. Rio Salado Advisory Commission – April 22 & May 27, 2008 [20080722rsac01.pdf](#)  
[20080722rsac02.pdf](#)
22. Sports Authority – February 26, 2008 [20080722tsa01.pdf](#)
23. Tempe Fire Public Safety Personnel Retirement Board – April 3, 2008
24. Tempe Police Public Safety Personnel Retirement Board – May 1 & June 5, 2008
25. Tempe Police Public Safety Personnel Retirement Board – Executive Session –  
May 1 & June 5, 2008
26. Transportation Commission – June 10, 2008 [20080722tc01.pdf](#)

#### 4. REPORTS AND ANNOUNCEMENTS

- A. Mayor's Announcements
  - a. Papago Park/Rio Salado Ad Hoc Committee appointment selections
- 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

27. Request approval of the Mayor's appointment of members to the Papago Park/Rio Salado Ad Hoc Committee.  
DOCUMENT NAME: [20080722boards.pdf](#) BDS, COMMISSIONS, COMMITTEES  
ADM (0102-01)

APPROVED

28. Request approval of a grant award from the Arizona Criminal Justice Commission Crime Victim Assistance Program for the provision of victim assistance and emergency funds for CARE 7 services.

**COMMENTS:** Arizona Criminal Justice Commission Grant is in the amount of \$26,300.00 for FY July 1, 2008 through June 30, 2009. Required matching funds are in the amount of \$26,300.

**DOCUMENT NAME:** [20080722cskb01.pdf](#) COMMUNITY SERVICE ADM (0701-01)

**APPROVED**

29. Request approval of a grant award from the Arizona Department of Public Safety – Victims of Crime Act (VOCA) - Victim Assistance Grant Program for the provision of victim assistance services for CARE 7.

**COMMENTS:** Victims of Crime Act (VOCA) Grant is in the amount of \$51,569.00 for FY July 1, 2008 through June 30, 2009. Matching funds of \$12,892 for in-kind services will be met through volunteer hours.

**DOCUMENT NAME:** [20080722cskb02.pdf](#) HUMAN SERVICES NEEDS (0608-01)

**APPROVED**

30. Request approval for the Renewal of the Community Use of School Facilities Lease Agreement between Kyrene School District No. 28 and the City of Tempe Kid Zone Enrichment Program for the before school, after school, breaks (fall, winter and spring) and summer facilities for the Kid Zone Enrichment Program from July 1, 2008 to June 30, 2009.

**COMMENTS:** Total cost shall not exceed \$148,000.

**DOCUMENT NAME:** [20080722cskb03.pdf](#) COMMUNITY SERVICE ADM (0701-01)

**APPROVED**

31. Request approval for the Renewal of the Facility Use Agreement between Tempe Elementary School District #3 and the City of Tempe Kid Zone Enrichment Program for the before school, after school, breaks (fall, winter and spring) and summer facilities for the Kid Zone Enrichment Program from August 1, 2008 to July 31, 2009.

**COMMENTS:** Total cost shall not exceed \$31,192.

**DOCUMENT NAME:** [20080722cskb04.pdf](#) COMMUNITY SERVICE ADM (0701-01)

**APPROVED**

32. Request approval of an Intergovernmental Agreement between the Tempe Elementary School District #3 and the City of Tempe to provide after school snacks and summer

breakfast, lunches and snacks for the Kid Zone Enrichment Program for 2008-2009 School Year.

**COMMENTS:** Total cost shall not exceed \$55,000.

**DOCUMENT NAME:** [20080722cskb05.pdf](#) COMMUNITY SERVICE ADM (0701-01)

**APPROVED**

33. Request approval to renew the Intergovernmental Agreement between the Kyrene School District No. 28 and the City of Tempe to provide before school and after school snacks and summer breakfast and snacks for the Kid Zone Enrichment Program for fiscal year 2008- 2009.

**COMMENTS:** Total cost shall not exceed \$77,000.

**DOCUMENT NAME:** [20080722cskb06.pdf](#) COMMUNITY SERVICE ADM (0701-01)

**APPROVED**

34. Request approval of the Sponsorship Review Commission recommendations for fiscal year 2008/2009.

**COMMENTS:** Total recommended allocations are \$91,000 in both cash and in-kind sponsorship.

**DOCUMENT NAME:** [20080722prtd01.pdf](#) COMMUNITY SERVICE ADM (0701-01)

**APPROVED**

35. Request approval of and authorization for the Mayor to execute a memorandum of understanding with the Tempe Visitor and Convention Bureau establishing the Sponsorship Review Committee to be executed by both the City of Tempe and the Tempe Convention and Visitors Bureau.

**COMMENTS:** Total cost to the City shall not exceed \$57,000.

**DOCUMENT NAME:** [20080722prtd02.pdf](#) TEMPE CONVENTION & VISITORS BUREAU (0109-26)

**APPROVED**

36. Request approval to renew the Intergovernmental Agreement with the U.S. Department of Agriculture, Wildlife Services Division for fiscal year 2008/2009 to provide wildlife management assistance for the Rio Salado Project.

**COMMENTS:** Total cost of the contract shall not exceed \$25,000.

**DOCUMENT NAME:** [20080722cdnr01.pdf](#) RIO SALADO MASTER PLAN (0112-07-03)

**APPROVED**

- 36a. Request authorization for the Mayor to sign the 2008-2009 Greater Phoenix Economic Council (GPEC) Contract for regional economic development marketing services.

**COMMENTS:** Total cost for this contract shall not exceed \$65,419.

**DOCUMENT NAME:** [20080722cdsws01.pdf](#) **ECONOMIC DEVELOPMENT PROGRAM (0111-03)**

**APPROVED**

37. Request to award a warranty settlement payment to Dow Roofing Systems (formerly dba Steven's Roofing) for the replacement of the Tempe's Westside Community Center roof.

**COMMENTS:** (T09-023) Total warranty settlement cost shall not exceed \$76,000.

**DOCUMENT NAME:** [20080722fsta29.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

38. Request approval of the City Manager's designation of the Residential Permit Parking Area 4 to also include portions of Julie Drive and Elm Street near Marcos de Niza High School.

**DOCUMENT NAME:** [20080722PWJD01.pdf](#) **RESIDENTIAL PERMIT PARKING (0503-19)**

**APPROVED**

39. Request to adopt the Notice of Intention setting the time (7:30 p.m.) and date (October 2, 2008) for the public hearing to modify water and sewer development fees.

**DOCUMENT NAME:** [20080722wudmk01.pdf](#) **MISCELLANEOUS FEES (0210-05)**

**APPROVED**

- \*40. This is a public hearing to recommend the approval of a Series 12 Restaurant Liquor License for Corner Pub Inc., dba Corner Pub, 6463 South Rural Road.

**COMMENTS:** Dennis Potter is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ01.pdf](#) **LIQ LIC (0210-02)**

**APPROVED**

- \*41. This is a public hearing to recommend the approval of a Series 10 Beer and Wine Store liquor license application for Super Petro LLC dba Campus Chevron, 825 East Apache Boulevard.

**COMMENTS:** Pawitterjit Mangat is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ02.pdf](#) **LIQ LIC (0210-02)**

**APPROVED**

- \*42. This is a public hearing to recommend the approval of a Series 10 Beer and Wine Store liquor license application for Super Petro LLC dba McChevron, 425 West Guadalupe Road.

**COMMENTS:** Pawitterjit Mangat is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ03.pdf](#) LIQ LIC (0210-02)

**APPROVED**

- \*43. This is a public hearing to recommend the approval of a Series 12 Restaurant liquor license application for Bruce Sandground Hospitality Management, Inc., dba Sign of the Whale, 1706 East Warner Road, #3.

**COMMENTS:** Bruce Sandground is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ04.pdf](#) LIQ LIC (0210-02)

**APPROVED**

- \*44. This is a public hearing to recommend the approval of a Series 13 Domestic Farm Winery liquor license application for Pur Vine LLC dba PurVine, 425 South 48<sup>th</sup> Street, #108.

**COMMENTS:** Kenneth Losch is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ05.pdf](#) LIQ LIC (0210-02)

**APPROVED**

- \*45. This is a public hearing to recommend the approval of a Series 6 bar liquor license application for The Sets Inc., dba The Sets, 98 East Southern Avenue.

**COMMENTS:** David Clark is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ06.pdf](#) LIQ LIC (0210-02)

**APPROVED**

- \*46. This is a public hearing to recommend the approval of a Series 12 restaurant liquor license application for Fusion Experts LLC dba The Dhaba, 1874 East Apache Boulevard.

**COMMENTS:** Amol Khade is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ07.pdf](#) LIQ LIC (0210-02)

**APPROVED**

- \*47. This is a public hearing to recommend the approval of a Series 6 bar liquor license application for Wolverine Investments LLC dba Big Fish Pub, 1954 East University Drive.

**COMMENTS:** Victor Boiseau is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ08.pdf](#) LIQ LIC (0210-02)

**APPROVED**

- \*48. This is a public hearing to recommend the approval of a Series 12 restaurant liquor license application for PJS Bros LLC dba Taj Mahal Indian Cuisine, 1849 North Scottsdale Road.

**COMMENTS:** Jagdeep Chatha is the Agent for this application.

**DOCUMENT NAME:** [20080722LIQ09.pdf](#) LIQ LIC (0210-02)

**APPROVED**

**B. Award of Bids/Contracts**

49. Request to award one-year contracts with four, one-year renewal options to Precision Graphics and Snider Sports & Apparel LLC for sports clothing.

**COMMENTS:** (RFP #08-135) Total cost for these contracts shall not exceed \$31,000 during the initial contract period.

**DOCUMENT NAME:** [20080722fslq03.pdf](#) PURCHASES (1004-01)

**APPROVED**

50. Request to award a one-year contract with four, one-year renewal options to Southwest Partitions and Office Interiors for the purchase of remanufactured Haworth systems furniture, free-standing furniture and related support services for use by City Departments on an as needed basis.

**COMMENTS:** (IFB #08-171) Total cost for this contract shall not exceed \$250,000 during the initial contract period.

**DOCUMENT NAME:** [20080722fst23.pdf](#) PURCHASES (1004-01)

**APPROVED**

51. Request to award a three-year contract with two, one-year renewal options to International Soil Technologies, LLC, for a dust control compound to be used on unpaved road surfaces and open areas.

**COMMENTS:** (RFP #08-144) Total cost for this contract shall not exceed \$250,000 during the initial contract period.

**DOCUMENT NAME:** [20080722fsta11.pdf](#) PURCHASES (1004-01)

**APPROVED**

52. Request to award one-year contracts with four, one-year renewal options to Phoenix Pumps, Inc. and Weber Group, L.C., for maintenance, repair and purchase of well water pumps and purchase of chemical feed pumps for the Water Utilities Department.

**COMMENTS:** (IFB #08-187) Total cost for these contracts shall not exceed \$400,000 during the initial contract period.

**DOCUMENT NAME:** [20080722fst20.pdf](#) PURCHASES (1004-01)

**APPROVED**

53. Request to award one-year contracts with four, one-year renewal options to A&A Materials, Inc. and Pioneer Sand Company for landscaping granite and sand.  
**COMMENTS:** (IFB #08-129) Total cost for these contracts shall not exceed \$100,000 during the initial contract period.  
**DOCUMENT NAME:** [20080722fslq28.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

54. Request to award a three-year contract with two, one-year renewal options to Devau Human Resources for temporary sports personnel.  
**COMMENTS:** (RFP #08-115) Total cost for this contract shall not exceed \$300,000 during the initial contract period.  
**DOCUMENT NAME:** [20080722fslq27.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

55. Request to award a one-year contract with four, one-year renewal options to Phoenix Pumps, Inc. for maintenance, repair and purchase of non-well water pumps for the Water Utilities Department.  
**COMMENTS:** (IFB #08-169) Total cost for this contract shall not exceed \$250,000 during the initial contract period.  
**DOCUMENT NAME:** [20080722fst18.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

56. Request to approve an emergency procurement of a two-year contract with two, two-year renewal options to Symetra Life Insurance Company for Stop Loss Insurance.  
**COMMENTS:** (Emergency Procurement 08-183) Total cost for this contract shall not exceed \$1,500,000 during the initial contract period.  
**DOCUMENT NAME:** [20080722fsta15.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

57. Request approval of an engineering services contract with Wilson Engineers for modifications to the odor control system at the Kyrene Water Reclamation Plant.  
**COMMENTS:** Total amount of the contract is \$44,900.  
**DOCUMENT NAME:** [20080722PWDR09.pdf](#) **KYRENE WATER RECLAMATION PLANT (0812-02) PROJECT NO. 3202882**

**APPROVED**

58. Request approval of a Construction Manager at Risk Design Phase Contract with PCL Construction, Inc., for construction of a bridge over the Western Canal at Baseline Road and improvements at the intersection of Kyrene and Baseline Roads.  
**COMMENTS:** Total cost for this contract shall not exceed \$63,204.

DOCUMENT NAME: [20080722PWDR10.pdf](#) BRIDGES (1801) PROJECT NO.  
5402991

**APPROVED**

59. Request approval of a Construction Manager at Risk Design Phase Contract with Valley Rain Construction Corporation for Rio East Linear Park on the south side of Tempe Town Lake between Scottsdale Road and the ASU Karsten Golf Course.  
COMMENTS: Total cost for this contract is \$70,926.  
DOCUMENT NAME: [20080722PWDR11.pdf](#) BRIDGES (1801) PROJECT NO.  
6506011

**APPROVED**

60. Request award of a Construction Manager at Risk Construction Phase contract to Haydon Building Corporation, approval of a construction management contract with HDR Construction Control Corporation, and approval of a project contingency for a multi-use path at the Western Canal from Arizona Mills Mall to the Price Freeway.  
COMMENTS: Total cost for the construction services contract is \$9,524,228, total cost for the construction management contract shall not exceed \$200,088, and the project contingency shall not exceed \$500,000.  
DOCUMENT NAME: [20080722PWDR12.pdf](#) SIDEWALK UPGRADING-  
MAINT-CONSTRUCTION (0809-12) PROJECT NO. 6000421

**APPROVED**

61. Award three Job Order contracts with SDB Inc., Caliente Construction, Inc., and ForeSite Design and Construction, Inc., for on-call general construction services.  
COMMENTS: The amount of each contract shall not exceed \$4,000,000 annually and each individual job order shall not exceed \$1,000,000.  
DOCUMENT NAME: [20080722PWDR13.pdf](#) ENGINEERING  
ADMINISTRATION (803-02)

**APPROVED**

62. Request approval of a Construction Manager at Risk Design Phase contract with Brignall Construction for renovations to the Tempe Historical Museum.  
COMMENTS: Total cost for this contract shall not exceed \$72,908.  
DOCUMENT NAME: [20080722PWDR14.pdf](#) HISTORICAL MUSEUM (0705-  
04) PROJECT NO. 6702481

**APPROVED**

63. Request to award a Construction Manager at Risk contract with J. Banicki Construction Inc. for construction services, to approve a construction management contract with Kitchell CEM, and to approve a project contingency, all related to the ASU transit

station south of University Drive between McAllister Avenue and Rural Road.

**COMMENTS:** Total amount for the construction services contract is \$1,395,153.08, total amount for the management contract is \$84,885 and the amount of the project contingency is \$100,000.

**DOCUMENT NAME:** [20080722PWDR15.pdf](#) **BUS  
BENCHES/SHELTERS/BUS BAYS (1107) PROJECT NO. 6002961**

**APPROVED**

64. Request approval of a construction management services contract with Construction Management 2000, Inc. for Hudson Park and neighborhood traffic calming devices in Hudson Manor.

**COMMENTS:** Total amount of this contract is \$59,540.

**DOCUMENT NAME:** [20080722PWDR17.pdf](#) **HUDSON PARK (0706-20)  
PROJECT NO. 6302631 & 5402821**

**APPROVED**

65. Request approval of a design services contract with Dick & Fritsche Design Group for architectural plans for renovations to the Tempe police main building at 120 E. Fifth Street.

**COMMENTS:** Total cost for this contract shall not exceed \$936,945.

**DOCUMENT NAME:** [20080722PWDR18.pdf](#) **POLICE-COURTS BUILDING-  
120 E 5<sup>TH</sup> ST (0902-16) PROJECT NO. 5503071**

**APPROVED**

66. Request approval of a professional services contract with Greeley and Hansen to evaluate and provide recommendations for improvement to operations and design issues identified by the staff at the Kyrene Water Reclamation Plant.

**COMMENTS:** Total cost for this contract shall not exceed \$64,571.00.

**DOCUMENT NAME:** [20080722PWDR21.pdf](#) **KYRENE WATER  
RECLAMATION PLANT (0812-02) PROJECT NO. 32-997044**

**APPROVED**

67. Request approval a change order with CPC Construction, Inc., for further minor concrete improvements and on-call maintenance, repairs and grading work.

**COMMENTS:** Total increase to amount of the contract is \$480,000. The original contract amount of \$591,660 (C2007-220), plus a previous change order in the amount of \$80,000, in addition to this request will increase the total contract amount to \$1,151,660.

**DOCUMENT NAME:** [20080722PWDR01.pdf](#) **STREET UPGRADING-MAINT-  
CONSTRUCTION (0809-05) PROJECT NO. 5401413**

**APPROVED**

68. Request approval of an addendum to a professional services contract with Advantica, Inc. for Geographical Information System (GIS) implementation at the Water Utilities Department.

**COMMENTS:** Total addendum not to exceed \$53,700.

**DOCUMENT NAME:** [20080722PWDR03.pdf](#) WATER MANAGEMENT ADMINISTRATION (0811-13) PROJECT NO. 3202022

**APPROVED**

69. Request approval of a Construction Job Order No. 4 with Sunland Asphalt and a project contingency for improvements at the intersections of Broadway Road and McClintock Drive and University Drive and McClintock Drive.

**COMMENTS:** Total cost for the construction job order is the amount of \$596,444.90. The project contingency shall not exceed \$89,466.74.

**DOCUMENT NAME:** [20080722PWDR04.pdf](#) STREET UPGRADING-MAINT-CONSTRUCTION (0809-05) PROJECT NO. 5409051

**APPROVED**

70. Request approval of Job Order No. 3 with J. Banicki Construction, Inc., and a project contingency for roadway milling and rubberized asphalt overlay on Rural Road between Broadway Road and Southern Avenue and between the Western Canal and Elliot Road.

**COMMENTS:** Total amount for Job Order No. 3 is \$779,096.33. The project contingency will not exceed \$116,864.

**DOCUMENT NAME:** [20080722PWDR05.pdf](#) STREET UPGRADING-MAINT-CONSTRUCTION (0809-05) PROJECT NO. 5409061

**APPROVED**

71. Request approval of Job Order No. 4 with J. Banicki Construction, Inc., and a project contingency for roadway milling and rubberized asphalt overlay on Elliot Road between McClintock Drive and Price Road and Rural Road between Guadalupe Road and the Western Canal.

**COMMENTS:** Total amount for Job Order No. 4 is \$693,299.34. The project contingency shall not exceed \$103,995.

**DOCUMENT NAME:** [20080722PWDR06.pdf](#) STREET UPGRADING-MAINT-CONSTRUCTION (0809-05) PROJECT NO. 5409071

**APPROVED**

72. Request approval of a Construction Job Order No. 3 with Cactus Asphalt and a project contingency for roadway milling and rubberized asphalt overlay on Broadway Road between Priest Drive and Rural Road.

**COMMENTS:** Total cost for the Construction Job Order is the amount of

\$871,852.80. The project contingency shall not exceed \$104,622.

**DOCUMENT NAME:** [20080722PWDR07.pdf](#) STREET UPGRADING-MAINT-  
CONSTRUCTION (0809-05) PROJECT NO. 5409081

**APPROVED**

73. Request approval of a Construction Job Order No. 4 with Cactus Asphalt and a project contingency for roadway milling and rubberized asphalt overlay on Priest Drive between Huntington and University Drives.

**COMMENTS:** Total cost for the Construction Job Order is the amount of \$888,146. The project contingency shall not exceed \$106,578.

**DOCUMENT NAME:** [20080722PWDR08.pdf](#) STREET UPGRADING-MAINT-  
CONSTRUCTION (0809-05) PROJECT NO. 5409091

**APPROVED**

74. Request approval of a change order with ELS Construction, Inc. for the installation of artwork along the Rio Salado south bank multi-use path between Hardy and Priest Drives.

**COMMENTS:** Total construction change order in the amount of \$289,431.78. The original contract amount is \$1,195,273.05. A previous change order was approved for the amount of \$27,313. This change order will increase the total contract amount to \$1,512,017.83.

**DOCUMENT NAME:** [20080722PWDR16.pdf](#) RIO SALADO PARK (0706-32)  
PROJECT NO. 60-996984

**APPROVED**

75. Request approval of a one-year renewal of a contract with Williams Aviation Consultants, Inc. for the purchase of professional consultant services.

**COMMENTS:** (T05-158-01) Total amount not to exceed \$84,000.

**DOCUMENT NAME:** [20080722fslg02.pdf](#) PURCHASES (1004-01)

**APPROVED**

76. Request approval of a one-year renewal of a contract with Phoenix Highway Products for the purchase of LED ready traffic signal heads used by Traffic Operations.

**COMMENTS:** (Contract #T06-116RB-01) Total cost shall not exceed \$70,000.

**DOCUMENT NAME:** [20080722fsta05.pdf](#) PURCHASES (1004-01)

**APPROVED**

77. Request approval of a one-year renewal of a contract with Wellness Council of Arizona to manage a wellness program for eligible City employees.

**COMMENTS:** (T06-167-01) Total amount not to exceed \$80,000.

**DOCUMENT NAME:** [20080722fsta07.pdf](#) PURCHASES (1004-01)

**APPROVED**

78. Request approval of a one-year renewal of a contract with Arizona Emergency Products for emergency vehicle equipment and lighting.  
**COMMENTS:** (T06-171-01) Total amount not to exceed \$250,000.  
**DOCUMENT NAME:** [20080722fsta08.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

79. Request approval of a one-year renewal of a contract with W.W. Williams Southwest, Inc. for Allison Transmission repair services.  
**COMMENTS:** (T07-169-01) Total amount not to exceed \$50,000.  
**DOCUMENT NAME:** [20080722fsta09.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

80. Request approval of a one-year renewal of a contract with U.S. Standard Sign Company for aluminum traffic sign blanks.  
**COMMENTS:** (07-033-01) Total amount not to exceed \$40,000.  
**DOCUMENT NAME:** [20080722fsta14.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

81. Request approval of a one-year renewal of a contract with Oldcastle Precast-Utility Vault Division for the purchase of pre-cast concrete vaults to facilitate the installation of large diameter water meters.  
**COMMENTS:** (T08-016-01) Total amount not to exceed \$75,000.  
**DOCUMENT NAME:** [20080722fsts16.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

82. Request approval of a one-year renewal of a contract with DPC Enterprise, L.P. for the purchase of liquid sodium hypochlorite (bleach) for the disinfection of water at Johnny G. Martinez Water Treatment Plant and South Tempe Water Treatment Plant, and for use in the odor scrubbers at the Kyrene Water Reclamation Plant.  
**COMMENTS:** (T07-178-01) Total amount not to exceed \$300,000.  
**DOCUMENT NAME:** [20080722fsts17.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

83. Request approval of a one-year renewal of contracts with NCO Group, Inc. (formerly Risk Management Alternative) and Progressive Financial Services for collection of outstanding fines and fees.  
**COMMENTS:** (05-094-01 and 05-094-02) Total amount not to exceed \$400,000.  
**DOCUMENT NAME:** [20080722fsta10.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

84. Request approval of a three-month renewal of a contract with Truly Every Assignment Matters, LLC (TEAM Security) for the purchase of security guard services.  
**COMMENTS:** (T07-141-01) Total amount not to exceed \$75,000.  
**DOCUMENT NAME:** [20080722fslq01.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

85. Request approval of a one-year renewal of contracts with Stabilizer Solutions, Inc., Horizon, Arizona Sports Turf, and Elite Specialty Products, Inc. for the purchase of ball field products.  
**COMMENTS:** (T07-056-01 thru T07-056-04) Total amount not to exceed \$55,000.  
**DOCUMENT NAME:** [20080722fslq04.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

86. Request approval to utilize a one-year Arizona Department of Transportation (ADOT) contract with Pervo Paint Company for the purchase of traffic paint.  
**COMMENTS:** (T0620A0032) Total cost of this contract shall not exceed \$80,000.  
**DOCUMENT NAME:** [20080722fsta13.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

87. Request approval to utilize a twelve-month State of Arizona contract with ASAP Software Express, Inc. for the purchase of desktop productivity, Microsoft office, and server operating system software.  
**COMMENTS:** (AD050028-A3-1) Total cost of this contract shall not exceed \$1,250,000.  
**DOCUMENT NAME:** [20080722fst19.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

88. Request approval to utilize twelve-month City of Tucson contracts with Insight and Portable Computer Systems for the purchase of Panasonic Toughbook™ PCs, tablets PCs, accessories and related services for the Police Department and other City Departments.  
**COMMENTS:** (0703103) Total amount not to exceed \$2,125,000.  
**DOCUMENT NAME:** [20080722fst21.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

89. Request approval to utilize an eight month State of Arizona Contract with AmPac for the purchase of tires and tubes for staff cars and light/medium duty vehicles.  
**COMMENTS:** (EPS070094) Total cost of this contract shall not exceed \$70,000.

**DOCUMENT NAME:** [20080722fsta24.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

90. Request approval to utilize a one-year State of Arizona Contract with Purcell Western States and Wingfoot Commercial for the purchase of Goodyear and Continental tires and tubes for heavy duty vehicles.

**COMMENTS:** (AD04531-A2) Total cost of this contract shall not exceed \$130,000.

**DOCUMENT NAME:** [20080722fsta25.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

91. Request approval to utilize State of Arizona Contracts with Five Star Ford, Sanderson Ford, Inc., Bill Luke Chrysler Jeep & Dodge, Inc., Midway Chevrolet Isuzu, Courtesy Chevrolet, Larry Miller Toyota and I-10 International (McCandless) for the purchase of eighty vehicles budgeted in fiscal year 2009 to be utilized by Public Works, Water Utilities, Parks and Recreation, Community Services, Police, Fire and Development Services.

**COMMENTS:** (SCC070002) Total cost of this contract shall not exceed \$2,400,000.

**DOCUMENT NAME:** [20080722fsta26.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

92. Request approval to utilize a seven month State of Arizona Contract with Southwest Laboratories, Inc., for drug and alcohol testing.

**COMMENTS:** (EPS060053) Total cost of this contract shall not exceed \$50,000.

**DOCUMENT NAME:** [20080722fsta30.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

93. Request approval to utilize a State of Arizona contract with Language Line Services for interpreting services.

**COMMENTS:** (DES060043-30-A3) Total cost of this contract shall not exceed \$60,000.

**DOCUMENT NAME:** [20080722fsta06.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

94. Request approval to utilize a one-year City of Tucson contract with Advanced Public Safety for the purchase and maintenance of an electronic ticket writing system.

**COMMENTS:** (Contract 053058-01) Total cost of this contract shall not exceed \$40,000.

**DOCUMENT NAME:** [20080722fsta12.pdf](#) **PURCHASES (1004-01)**

**APPROVED**

95. Request approval to utilize a ten-month Maricopa County contract with MHA Consulting, Inc. to assist with the continued development and implementation of the City's Business Continuity Program.

COMMENTS: (0703103) Total amount not to exceed \$85,000.

DOCUMENT NAME: [20080722fsts22.pdf](#) PURCHASES (1004-01)

APPROVED

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

- \*96. This is the **introduction and first public hearing** to amend Chapter 16 of the Tempe City Code relating to License, Privilege and Excise Taxes. **The second public hearing is scheduled for August 14, 2008.**

DOCUMENT NAME: [20080722cacc01.pdf](#) TCC CH 16 - LICENSES, TAXATION & MISC BUS REGS, ETC. (0503-16) ORDINANCE NO. 2008.26

INTRODUCED AND HELD FIRST PUBLIC HEARING.  
SECOND PUBLIC HEARING SET FOR AUGUST 14, 2008.

- \*97. This is the **introduction and first public hearing** to adopt an ordinance granting two permanent power distribution easements to Salt River Project Agricultural Improvement and Power District by the City of Tempe. **The second public hearing is scheduled for August 14, 2008.**

DOCUMENT NAME: [20080722PWCH20.pdf](#) EASEMENTS (0904-02)  
ORDINANCE NO. 2008.32

INTRODUCED AND HELD FIRST PUBLIC HEARING.  
SECOND PUBLIC HEARING SET FOR AUGUST 14, 2008.

- \*98. This is the **introduction and first public hearing** for a Historic Overlay District for TEMPE (HAYDEN) BUTTE, located at 222 East 5<sup>th</sup> Street. **The second public hearing is scheduled for August 14, 2008.**

COMMENTS: (PL080136) (City of Tempe, property owner; Joe Nucci, Historic Preservation Officer, applicant) for designation to the *Tempe Historic Property Register*, located at 222 East 5<sup>th</sup> Street in the GID, General Industrial District, the MU-4, Mixed-Use High Density District and in the Rio Salado & Transportation Overlay Districts. The request includes the following:

HPO08002 – (Ordinance No. 2008.31) Historic Overlay District located on approximately 35 acres.

DOCUMENT NAME: [20080722dsrl01.pdf](#) PLANNED DEVELOPMENT (0406)

INTRODUCED AND HELD FIRST PUBLIC HEARING.  
SECOND PUBLIC HEARING SET FOR AUGUST 14, 2008.

- \*99. This is the **introduction and first public hearing** to approve an ordinance authorizing the Mayor to execute documents to terminate the lease with, and convey property to, Mark and Lynn Irby. **The second public hearing is scheduled for August 14, 2008.**  
**DOCUMENT NAME:** [20080722cdcm02.pdf](#) COMM DEV/REDEVELOPMENT  
ADM (0403-01) ORDINANCE NO. 2008.34

**INTRODUCED AND HELD FIRST PUBLIC HEARING.  
SECOND PUBLIC HEARING SET FOR AUGUST 14, 2008.**

- \*100. This is the **introduction and first public hearing** to approve an ordinance amending Chapter 22 of the Tempe City Code by adding a new Article VIII regarding Transit, and amending Chapter 26 of the Tempe City Code by amending Section 26-1 and by adding Section 26-5 regarding Transit Enforcement Aides. **The second public hearing is scheduled for August 14, 2008.**  
**DOCUMENT NAME:** [20080722pwjism01.pdf](#) TRANSPORTATION PLANNING  
(1101-01) ORDINANCE NO. 2008.36

**INTRODUCED AND HELD FIRST PUBLIC HEARING.  
SECOND PUBLIC HEARING SET FOR AUGUST 14, 2008.**

- \*101. This is the **introduction and first public hearing** to adopt an ordinance granting an easement to Salt River Project to install and maintain the facilities necessary to provide electrical service across a portion of property owned by the City pursuant to a GPLET Lease, known as Tempe Marketplace Project. **The second public hearing is scheduled for August 14, 2008.**  
**DOCUMENT NAME:** [20080722cdnc02.pdf](#) COMMUNITY DEVELOPMENT  
ADMIN. (0406) ORDINANCE NO. 2008.35

**INTRODUCED AND HELD FIRST PUBLIC HEARING.  
SECOND PUBLIC HEARING SET FOR AUGUST 14, 2008.**

D. Ordinances and Items for Second Hearing/Final Adoption

- \*102. This is the **second public hearing** for an amendment to a Planned Area Development Overlay for LOT 2 OF PLAYA SIX located at 985 East Playa Del Norte Drive.  
**COMMENTS:** (PL070393) (Michael O'Connor, Irgens Development Partners, L.L.C., property owner; Manjula Vaz, Gammage & Burnham P.L.C., applicant) for a ten story building consisting of five stories of offices above a five level parking garage, approximately 106,030 s.f. of office and approximately 122,970 s.f. of garage, on approximately 1.76 net acres, located at 985 East Playa Del Norte Drive in the MU-4 (PAD), Mixed-Use High Density District with a Planned Area Development Overlay and within the Rio Salado Overlay District. The request includes the following:  
**PAD08004 – (Ordinance No. 2008.20)** Amended Planned Area Development Overlay to modify the development standards to allow for a building height increase from 75'-0" to 129'-0", allow a front-yard building setback of 113'-0", a side-yard building setback of

0'-0", a rear-yard building setback of 0'-0", site landscape coverage of thirteen (13) percent and building lot coverage of thirty-eight (38) percent.

**DOCUMENT NAME:** [20080722dskko01.pdf](#) **PLANNED DEVELOPMENT (0406)**

**APPROVED**

- \*103. This is the **second public hearing** to adopt an ordinance granting an easement to Southwest Gas Corporation to install and maintain the facilities necessary to provide gas service across a parcel of City-owned property near the North East corner of Rio Salado Parkway and Mill Avenue.

**DOCUMENT NAME:** [20080722PWCH02.pdf](#) **EASEMENTS (0904-02)**  
**ORDINANCE NO. 2008.27**

**APPROVED**

E. Resolutions

104. Request approval of a resolution authorizing the execution of a License for Public Parking with UNIVERSITY SQUARE INVESTORS, LLC, an Arizona limited liability company.

**DOCUMENT NAME:** [20080722cdcm01.pdf](#) **COMMUNITY DEVELOPMENT/REDEVELOPMENT ADMIN (0403-01) RESOLUTION NO. 2008.54**

**APPROVED**

105. Request approval of a resolution approving the submission of applications for Gila River Indian Community State Shared Revenue grant funds.

**DOCUMENT NAME:** [20080722graw01.pdf](#) **GILA RIVER INDIAN COMMUNITY (0109-32) RESOLUTION NO. 2008.59**

**APPROVED**

106. Request approval of a resolution approving Arizona State University American Indian Policy Institute to apply for funds from the Gila River Indian Community.

**DOCUMENT NAME:** [20080722graw02.pdf](#) **GILA RIVER INDIAN COMMUNITY (0109-32) RESOLUTION NO. 2008.60**

**APPROVED**

107. Request approval of a resolution approving Tempe Family YMCA to apply for funds from the Gila River Indian Community.

**DOCUMENT NAME:** [20080722graw03.pdf](#) **GILA RIVER INDIAN COMMUNITY (0109-32) RESOLUTION NO. 2008.61**

**APPROVED**

108. Request approval of a resolution approving Jobs For Arizona's Graduates (JAG) to apply for funds from the Gila River Indian Community.  
**DOCUMENT NAME:** [20080722graw04.pdf](#) GILA RIVER INDIAN  
COMMUNITY (0109-32) RESOLUTION NO. 2008.62

**APPROVED**

109. Request approval of a resolution approving Apache ASL Trails to apply for funds from the Gila River Indian Community.  
**DOCUMENT NAME:** [20080722graw05.pdf](#) GILA RIVER INDIAN  
COMMUNITY (0109-32) RESOLUTION NO. 2008.69

**APPROVED**

110. Request approval of a resolution authorizing the Mayor to execute an Intergovernmental Agreement between the Pasqua Yaqui Tribe and the City for funding a police investigator position, training, and the upgrade of equipment for the purpose of specializing in online investigations of internet crimes against children.  
**COMMENTS:** Intergovernmental Agreement between the Pasqua Yaqui Tribe and the City for \$154,415.  
**DOCUMENT NAME:** [20080722pdstj01.pdf](#) POLICE DEPARTMENT  
ADMINISTRATION (0606-02) RESOLUTION NO. 2008.68

**APPROVED**

111. Request approval of a resolution approving the Memorandum of Understanding between the Tempe Supervisors' Association and the City of Tempe July 1, 2008 – June 30, 2009 ("MOU") and authorizing its execution.  
**DOCUMENT NAME:** [20080722IAKJ01.pdf](#) TEMPE SUPERVISORS ASSOC.  
– MEET & CONFER (0303-08-05) RESOLUTION NO. 2008.63

**APPROVED**

112. Request approval of a resolution approving the City of Tempe Firefighters' Unit Memorandum of Understanding ("MOU") July 1, 2008 – June 30, 2010 and authorizing its execution.  
**DOCUMENT NAME:** [20080722IAKJ02.pdf](#) FIRE – MEET & CONFER (0303-08-01) RESOLUTION NO. 2008.64

**APPROVED**

113. Request approval of a resolution authorizing the granting of a License Agreement to Kiewit Western Company for construction staging at 1850 W. Rio Salado.  
**DOCUMENT NAME:** [20080722PWCH19.pdf](#) LICENSE AGREEMENT (0505)

RESOLUTION NO. 2008.53

**APPROVED**

- \*114. This is the **public hearing** to adopt a resolution which amends Appendix A of the Tempe City Code relating to water rates.  
**COMMENTS:** Establishes the water rate structure effective November 1, 2008.  
**DOCUMENT NAME:** [20080722fstd01.pdf](#) MISCELLANEOUS FEES (0210-05)  
RESOLUTION NO. 2008.55

**APPROVED**

- \*115. This is the **public hearing** to adopt a resolution which amends Appendix A of the Tempe City Code relating to wastewater rates.  
**COMMENTS:** Establishes the wastewater rate structure effective November 1, 2008.  
**DOCUMENT NAME:** [20080722fstd02.pdf](#) MISCELLANEOUS FEES (0210-05)  
RESOLUTION NO. 2008.56

**APPROVED**

- \*116. This is a **public hearing** to adopt a resolution which amends Appendix A of the Tempe City Code relating to solid waste rates for residential and commercial customers.  
**COMMENTS:** Establishes the solid waste rate structure effective November 1, 2008.  
**DOCUMENT NAME:** [20080722fstd03.pdf](#) MISCELLANEOUS FEES (0210-05)  
RESOLUTION NO. 2008.57

**APPROVED**

117. Request approval of a resolution authorizing the Mayor to execute a Development and Disposition Agreement between the City and Centerpoint Holdings, LLC.  
**DOCUMENT NAME:** [20080722cdnc01.pdf](#) COMMUNITY DEVELOPMENT ADMIN. (0406) RESOLUTION NO. 2008.67

**APPROVED**

118. Request approval of a resolution approving Rio Salado Foundation to apply for funds from the Salt River Pima-Maricopa Indian Community for the Arizona Boathouse and Welcome Center.  
**DOCUMENT NAME:** [20080722graw06.pdf](#) STATE LEGISLATURE (0107-06)  
RESOLUTION NO. 2008.66

**APPROVED**

119. Request approval of a resolution approving Rio Salado Foundation to apply for funds from the Salt River Pima-Maricopa Indian Community for the Carl Hayden Campus for Sustainability.

**DOCUMENT NAME:** [20080722graw07.pdf](#) **STATE LEGISLATURE (0107-06)**  
**RESOLUTION NO. 2008.70**

**APPROVED**

120. Request approval of a resolution to apply for funds from the Salt River Pima-Maricopa Indian Community for environmental remediation of Papago Park and Rio Salado areas.

**DOCUMENT NAME:** [20080722graw08.pdf](#) **STATE LEGISLATURE (0107-06)**  
**RESOLUTION NO. 2008.71**

**APPROVED**

**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**

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**Agendas are also available at [www.tempe.gov/clerk](http://www.tempe.gov/clerk)  
Watch live at [www.tempe.gov/tempe11](http://www.tempe.gov/tempe11)**