



## CITY OF CHANDLER COUNCIL MEETING

Pursuant to Resolution No. 4464 of the City of Chandler and to A.R.S. 38-431.02, NOTICE IS HEREBY GIVEN to the members of the CHANDLER CITY COUNCIL and to the general public that the CHANDLER CITY COUNCIL will hold a **REGULAR MEETING** open to the public on **Thursday, October 24, 2013, at 7:00 p.m.** in the Chandler City Council Chambers, 88 E. Chicago St., Chandler, AZ.

One or more members of the Chandler City Council may attend this meeting by telephone.

(Agendas are available in the Office of the City Clerk, 175 S. Arizona Avenue.)

Persons with a disability may request a reasonable accommodation such as a sign language interpreter by contacting the City Clerk's office at (480) 782-2180. Requests should be made as early as possible to allow time to arrange accommodation.

### **AGENDA**

#### **CALL TO ORDER:**

**ROLL CALL:**



**INVOCATION:**

Pastor John MacKinney – Chandler Bible Church

**PLEDGE OF ALLEGIANCE:**



**\* Indicates New Item**

Agenda continued on next page.



**CONSENT:**

1. **INTRODUCTION OF ORDINANCE NO. 4396** granting a no-cost power distribution easement to Salt River Project (SRP) along portions of Arizona Avenue from the Santan 202 south to Ocotillo Road.
2. **INTRODUCTION OF ORDINANCE NO. 4397** granting a no-cost power transmission easement to Salt River Project (SRP) along portions of the north side of Riggs Road from Arizona Avenue to Gilbert Road.
3. **INTRODUCTION OF ORDINANCE NO. 4481**, authorizing the dedication in fee of a portion of a future well site located approximately 365 feet north of Riggs Road on the west side of 142<sup>nd</sup> street, for public right-of-way (sidewalk) purposes.
4. **INTRODUCTION OF ORDINANCE NO. 4503**, amending the 2013 Wastewater Pretreatment Program.
5. **INTRODUCTION OF ORDINANCE NO. 4504, DVR13-0012/PPT13-0009 FIRE ROCK RANCH**, rezoning from Planned Area Development (PAD) for commercial and multi-family residential development to PAD for single-family residential.  
**PRELIMINARY DEVELOPMENT PLAN (PDP)**, for subdivision layout and housing product on approximately 23 acres located at the NWC of Chandler Boulevard and Gilbert Road.  
**PRELIMINARY PLAT (PPT), PPT13-0009 FIRE ROCK RANCH**, on subdivision layout located at the NWC of Chandler Boulevard and Gilbert Road.
6. **INTRODUCTION OF ORDINANCE NO. 4505, DVR13-0018/PPT13-0014 CANTABRIA**, rezoning from Agricultural (AG-1) to Planned Area Development (PAD) for single-family residential.  
**PRELIMINARY DEVELOPMENT PLAN (PDP)**, for subdivision layout and housing product for a 90-lot single-family residential subdivision located on 39 acres located at the NWC of Lindsay and Ocotillo roads.  
**PRELIMINARY PLAT (PPT), PPT13-0014 CANTABRIA**, for a 90-lot single-family residential subdivision located at the NWC of Lindsay and Ocotillo roads.
7. **INTRODUCTION OF ORDINANCE NO. 4506, DVR13-0039/PDP13-0008 THE GROVE – PHASE 2**, rezoning from Agricultural (AG-1) to Planned Area Development (PAD) for church-related uses.  
**PRELIMINARY DEVELOPMENT PLAN (PDP)**, for a church campus on an approximately 20 acres located north and east of the NEC of Gilbert and Queen Creek roads.
8. **RESOLUTION NO. 4722, APL13-0002 AIRPARK AREA PLAN AMENDMENT**, an Area Plan amendment from Neighborhood Commercial to Low-Medium Density Residential.  
**INTRODUCTION OF ORDINANCE NO. 4499, DVR13-0016 LA ESQUINA**, rezoning from Agricultural District (AG-1) to Planned Area Development (PAD) for low-medium density residential.  
**PRELIMINARY DEVELOPMENT PLAN (PDP)**, for subdivision layout and housing products.  
**PRELIMINARY PLAT (PPT), PPT13-0020 LA ESQUINA**, on approximately 15 acres located at the NWC of Gilbert and Ocotillo roads.

9. **ZONING, DVR12-0019 MCCLINTOCK VILLAGE**, action on the existing Planned Area Development (PAD) zoning to extend the conditional schedule for development, remove, or determine compliance with the three-year schedule for development or to cause the property to revert to the former PAD zoning for office and commercial retail. The existing PAD zoning is for a commercial retail development that includes a hotel on approximately 26.4 acres located at the NWC of Chandler Boulevard and McClintock Drive. **(APPLICANT REQUESTS WITHDRAWAL FOR THE PURPOSE OF RE-ADVERTISING.)**
10. **ZONING CODE AMENDMENT, ZCA13-0002 GROUP HOME ZONING CODE AMENDMENT**, direct staff to amend the text of the Chandler Zoning Code related to adult care homes, group homes, and related residential categories.
11. **AGREEMENT NO. ST2-745-3040, AMENDMENT NO. 2**, with CPC Construction, Inc., for a one-year extension for concrete repair and maintenance, in an amount not to exceed \$3,015,000.00.
12. **AGREEMENT NO. ST2-745-3039, AMENDMENT NO. 2**, with CPC Construction, Inc., for a one-year extension for asphalt patchwork, maintenance and repair in an amount not to exceed \$442,100.00.
13. **AGREEMENT NO. ST0-745-2801, AMENDMENT NO. 4**, with CPC Construction, Inc., for a one-year extension for asphalt rubber crack sealing in an amount not to exceed \$305,900.00.
14. **CONTRACT NO. ST0810-201, AMENDMENTS NOS. 3, 4, AND 5**, with Ritoch-Powell & Associates, to a Construction Manager at Risk design consultant services contract, for McQueen Road Improvements in the amounts of \$26,577.00, \$15,101.00, and \$222,306.00 respectively, for a revised contract amount of \$2,181,492.00.
15. **CONSTRUCTION CONTRACT NO. AI1301-401**, to Tri Com, Inc., for the North Airport Terminal Parking Lot project in an amount not to exceed \$219,116.68.
16. **CONSTRUCTION CONTRACT NO. AI1302-401RB** to C.T. Price Contracting, for the Airport Santan Apron Pavement Improvement project in an amount not to exceed \$269,315.52.
17. **AGREEMENT NO. AI1302-451** with Dibble Engineering, for professional services for the Airport Santan Apron Pavement Improvement project, pursuant to Contract No. EN1005-101, in an amount not to exceed \$34,912.00.
18. **CONTRACT NO. ST0808-301** to Salt River Project (SRP), for design and construction for Ocotillo Road Improvements – SRP Ductbank Relocation, in an amount not to exceed \$220,000.00.
19. **CONTRACT NO. ST0808-101** to MakPro Services, LLC, for professional services for Ocotillo Road Improvements Public Relations in an amount not to exceed \$48,410.00.
20. **CONTRACT NO. ST0808-402** to CS Construction Inc., for construction for Ocotillo Road Improvement – Arizona Avenue to McQueen Road – Consolidated Canal Widening, in an amount not to exceed \$516,899.00.

21. **CLAIMS REPORT** for the quarter ended September 30, 2013.
22. **AUTHORIZE** State Homeland Security Grant Agreements with the Arizona Department of Homeland Security (AZDOHS) for emergency preparedness in a total amount of \$323,950.00.
23. **CONTINGENCY TRANSFER** of General Fund Non-Departmental Contingency appropriation to the Airport Operating Fund for payment of legal expenses in the amount of \$100,000.00.
24. No item.
25. **CONTRACT NO. WW1301-102** to Carollo Engineers, Inc., for the proposed Chandler Water Reclamation Facility, in an amount not to exceed \$997,334.00.
26. **CONSTRUCTION CONTRACT** to Achen-Gardner Construction, LLC, for miscellaneous Water Line Improvements in an amount not to exceed \$105,110.00.
27. **CONSTRUCTION CONTRACT NO. CS1201-401RB** to Bayley Construction for Aquatic ADA Improvements in an amount not to exceed \$388,000.00.
28. **ANNUAL CONTRACT** to RBA Architecture, Inc., for architectural and engineering services, pursuant to Annual Contract No. EN1405-101 in an amount not to exceed \$100,000.00; with the option of four additional one-year extensions.
29. **ANNUAL CONTRACT** to Perlman Architects of Arizona, Inc., for architectural and engineering services, pursuant to Annual Contract No. EN1402-101, in an amount not to exceed \$200,000.00; with the option of four additional one-year extensions.
30. **ANNUAL CONTRACT** to Dieterich Architectural Group, Inc., for architectural and engineering services, pursuant to Annual Contract No. EN1404-101, in an amount not to exceed \$200,000.00; with the option of four additional one-year extensions.
31. **ANNUAL CONTRACT** to Taylor Rymar Corporation for mechanical, electrical and plumbing professional services, pursuant to Annual Contract No. EN1401-101, in an amount not to exceed \$200,000.00; with the option of four additional one-year extensions.
32. **ANNUAL CONTRACT** to DLR Group for mechanical, electrical and plumbing professional services, pursuant to Annual Contract No. EN1403-101, in an amount not to exceed \$100,000.00; with the option of four additional one-year extensions.
33. **USE PERMIT, ZUP13-0004 VIEN MINH BUDDHIST TEMPLE**, time extension for a Use Permit to allow a place of worship in a single-family home zoned SF-8.5 (Single-Family District) located at 285 North Comanche Drive, west of Alma School Road and north of Chandler Boulevard.
34. **USE PERMIT ZUP13-0010 FLORES RESIDENCE**, for construction of a single-family residence to replace the existing structure proposed to be demolished. The site is zoned Multiple Family Residential (MF-2) and is located at 240 S. Dakota St., north of Frye Road and west of Arizona Avenue.

35. **USE PERMIT, ZUP13-0019 BRYCON CONSTRUCTION**, to install a 1,640 gallon argon fuel storage tank in a screened exterior service area located at 6915 W. Frye Rd., east of the SEC of 56th St. and Frye Rd.
36. **USE PERMIT, LUP13-0009 MORENO'S MEXICAN GRILL**, Series 12 Restaurant License, to sell liquor as permitted for on-premise consumption in a new restaurant and new outdoor patio located at 2100 S. Gilbert Rd., #14, SWC of Germann and Gilbert roads.
37. **LIQUOR LICENSE**, Series 12, for Jose Angel Moreno, Agent, Moreno's Mexican Grill Number Five LLC, dba Moreno's Mexican Grill, located at 2100 S. Gilbert Road, Suite 13.
38. **LIQUOR LICENSE**, Series 12, for Jagdish Singh Badwal, Agent, Badwal Inc., dba TAJ Indian Cuisine, located at 6245 W. Chandler Boulevard, Suite 1.
39. **LIQUOR LICENSE**, Series 12, for Lori Ann Cuomo, Agent, FPRT LLC, dba Fired Pie, located at 2855 W. Ray Road, Suite 5. **(APPLICANT REQUESTS CONTINUANCE TO THE NOVEMBER 7, 2013, CITY COUNCIL MEETING.)**
40. **LIQUOR LICENSE**, Series 12, for Karen Dawn Marie Franus, Agent, Hot Pot Caribbean Cuisine LLC, dba Hot Pot Caribbean Cuisine, located at 2081 North Arizona Avenue, Suite 132. **(APPLICANT REQUESTS WITHDRAWAL.)**
41. **SPECIAL EVENT LIQUOR LICENSE**, for Chandler Chamber of Commerce for the Holiday Enchantment Gala Fundraiser on Friday, November 8, 2013, at Soho 63, located at 63 E. Boston Street.
42. **SPECIAL EVENT LIQUOR LICENSE**, for Chandler Cultural Foundation for The Australian Bee Gees Concert Fundraiser on Saturday, November 9, 2013, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
43. **SPECIAL EVENT LIQUOR LICENSE**, for Chandler Cultural Foundation for the Blood, Sweat and Tears Concert Fundraiser on Saturday, November 16, 2013, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
44. **SPECIAL EVENT LIQUOR LICENSE**, for Chandler Cultural Foundation for the Los Lonely Boys Concert Fundraiser on Saturday, February 8, 2014, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
45. **SPECIAL EVENT LIQUOR LICENSE**, for Chandler Cultural Foundation for the Texas Tenors Concert Fundraiser on Saturday, February 15, 2014, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
46. **SPECIAL EVENT LIQUOR LICENSE**, for Chandler Cultural Foundation for the Pat Metheny Unity Group Concert Fundraiser on Sunday, February 23, 2014, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.

47. **SPECIAL EVENT LIQUOR LICENSE**, for Chandler Cultural Foundation for the One Night of Queen Concert Fundraiser on Saturday, March 8, 2014, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
48. **SPECIAL EVENT LIQUOR LICENSE**, for Chandler Cultural Foundation for the Bella Gaia Concert Fundraiser on Friday, March 28, 2014, at the Chandler Center for the Arts, located at 250 N. Arizona Avenue.
49. **PRELIMINARY PLAT, PPT13-0023 VILLA DEL LAGO**, for an 85-lot single-family residential subdivision located at the SEC of Dobson and Ocotillo Roads.
50. **FINAL PLAT, FPT13-0008 PASEO LINDO PHASE II**, for a commercial component of a mixed-use residential/commercial development located at the NEC of Arizona Avenue and Ocotillo Road.
51. **FINAL PLAT, FPT13-0002 PECOS & DOBSON APARTMENTS**, for a multi-family residential apartment development located at 2300 W. Pecos Road, one-quarter mile west of Dobson Road.
- \*52. **SETTLEMENT** in *Kaplan vs. City of Chandler* in the amount of \$45,000.00 in full and final satisfaction of all claims asserted therein and authorize the City Attorney to sign any necessary documents in such form as are approved by the City Attorney to effectuate the terms of settlement.
- \*53. **SETTLEMENT** in *Piedmont Office Realty Trust, Inc. vs. City of Chandler* in the amount of \$50,000.00 in full and final satisfaction of all claims asserted therein and authorize the City Attorney to sign any necessary documents in such form as are approved by the City Attorney to effectuate the terms of settlement.

#### **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.

#### **CURRENT EVENTS:**

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

#### **ADJOURN**