

**Tempe City Council
Formal Council Meeting
Harry E. Mitchell Government Center
Tempe City Hall - City Council Chambers
31 East Fifth Street, Tempe, Arizona
Thursday, February 02, 2012
7:30 PM**

Members of the City Council may attend either in person or by telephone conference call.

- 1. INVOCATION - Councilmember Arredondo-Savage**
- 2. PLEDGE OF ALLEGIANCE**
- 3. MINUTES - Councilmember - Ellis**
 - A. Approval of Council Meeting and Council Committee Meeting Minutes
 1. [Formal Council Meeting - January 19, 2012](#)
 2. Executive Session - January 19, 2012
 3. [Neighborhood Quality of Life and Revitalization Council Committee - November 22, 2011](#)
 - B. Acceptance of Committee, Board & Commission Meeting Minutes
 1. [Commission on Disability Concerns - December 1, 2012](#)
 2. [Parks, Recreation and Golf Advisory Board - October 19, 2011](#)
 3. [Historical Museum Advisory Board - December 1, 2011](#)
 4. [Library Advisory Board - December 7, 2011](#)
 5. [Historic Preservation Commission - December 8, 2011](#)
 6. [Municipal Arts Commission - December 14, 2011](#)
 7. [Hearing Officer - January 3, 2012](#)
 8. [Mayor's Youth Advisory Commission - January 3, 2012](#)
 9. [Development Review Commission - December 13, 2011](#)
- 4. REPORTS AND ANNOUNCEMENTS**
 - A. Mayor's Announcements
 1. **Fall 2011 Board and Commission Recruitment**
 - 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.

Legal Advice: If necessary, the City Council may vote to adjourn to executive session for the purpose of obtaining legal advice from the Council's attorney on any matter listed on the agenda pursuant to A.R.S §38-431.03(A)(3).

A. Miscellaneous Items

- A1. [Request approval of the City Manager's designation of Residential Permit Parking Area 15 to include portions of Terrace Road and Newberry Lane south of Spence Ave with parking restrictions from 6:00AM to 6:00PM, Mondays through Fridays, except holidays](#)

COMMENTS N/A
DOCUMENT NAME 20120202pwjd01 PARKING-TRAFFIC POLICY ADMIN (1105-01)

- A2. [Request authorization for the Mayor to execute a Second Amendment to the Rehabilitation and License Agreement with Veterans Memorial – Tempe LLC, an Arizona Limited Liability Company for the rehabilitation of the Ash Avenue Abutment and construction of Phase I of the Veterans Memorial in Tempe Beach Park.](#)

COMMENTS Approval of the Second Amendment will extend the term of the agreement and allow the Veterans Memorial - Tempe LLC to complete construction. In addition to allowing for interim reimbursements, this Amendment extends the terms of the Agreement for one additional year, through December 31, 2012.
DOCUMENT NAME 20100908cdnr01 RIO SALADO MASTER PLAN (0112-07-03)

- A3. [Request authorization for the Mayor to execute a First Amendment to Rehabilitation and License Agreement with Rio Salado Foundation, an Arizona nonprofit corporation for the partial rehabilitation of the Hayden Flour Mill.](#)

COMMENTS If approved, the City will reimburse the Rio Salado Foundation for money spent on landscaping the street frontage of the flour mill and performing other exterior enhancements to the building located at 119 South Mill Avenue. The majority of the money used to reimburse the Foundation is from a Salt River Pima-Maricopa Indian Community grant.

DOCUMENT NAME 20120202cdcm01 COMMUNITY/ DEVELOPMENT/ REDEVELOPMENT PROJECTS (0403-01)

A4. [Request approval of board and commission appointments.](#)

COMMENTS N/A

DOCUMENT NAME 20120202cbk01 0102-01-00 BDS, COMMISSIONS, COMMITTEES ADM

B. Award of Bids/Contracts

B1. [Request approval of one-year contract renewals with CalPortland Company \(formerly Vulcan Materials Company\) and Mesa Material for concrete and asphalt products for use by the Public Works Department.](#)

COMMENTS Total cost of these combined contracts will not exceed \$200,000 during the one-year contract renewal period.

DOCUMENT NAME 20120202fsta05 PURCHASES (1004-01)

B2. [Request approval of a one-year contract renewal with Hutzl & Associates, Inc. and IHI Environmental for industrial hygiene consulting services for use by the Community Development and Financial Services Department.](#)

COMMENTS Total cost of these combined contracts will not exceed \$55,000 during the one-year contract renewal period.

DOCUMENT NAME 20120202fslg03 PURCHASES (1004-01)

B3. [Request approval of one-year contract renewals with Precision Auto Body, 911 Collision Center \(formerly Miracle Auto Painting and Body Repair\) and RWC International of Arizona \(formerly McCandless International\) for body repair and painting of City vehicles for use by the Public Works Department.](#)

COMMENTS Total cost of these combined contracts shall not exceed \$80,000 during the one-year contract renewal period.

DOCUMENT NAME 20120202fsta01 PURCHASES (1004-01)

B4. [Request approval of a one-year contract renewal with H & E Equipment Services for the purchase of regenerative type street sweepers for use by the Public Works Department.](#)

COMMENTS Total cost of this contract will not exceed \$219,500 during the one-year contract renewal period.

DOCUMENT NAME 20120202fsta04 PURCHASES (1004-01)

- B5. [Request approval to increase the contract amount with Oracle America, Inc., for additional software support fees and new licenses for the City's enterprise level applications that include PeopleSoft Financials, Talent Acquisition and Enterprise Learning Management.](#)

COMMENTS The contract amount shall increase by a total of \$213,287 and bring the new contract amount to \$932,450.
DOCUMENT NAME 20120202fst06 PURCHASES (1004-01)

- B6. [Request award of job order no. 1 to J. Banicki Construction, Inc. for repair of bridge joints on the Rural Road and Mill Avenue bridges over Tempe Town Lake.](#)

COMMENTS Total amount of job order no. 1 is \$127,789.92 and the project contingency amount is \$12,000.
DOCUMENT NAME 20120202pwwr01 ENGINEERING ADMINISTRATION (0803-02) PROJECT NO. 5404451

- B7. [Request approval to award a two-year contract with five, one-year renewal options to RDH Environmental Services, LLC for the purchase of a comprehensive data and field compliance data management software solution for the Public Works Department.](#)

COMMENTS Total cost of this contract will not exceed \$132,143.70 during the initial two-year contract period.
DOCUMENT NAME 20120119fst09 PURCHASES (1004-01)

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

- *C1. [Introduction and first public hearing of an ordinance to authorize a second amendment to a communications site lease agreement with American Tower Asset Sub, LLC \(successor in interest to C-Call Corp. formerly doing business as OneComm Corp.\) for cellular communication facilities located on Carver Road east of Hardy in Tempe. The second public hearing is scheduled for February 16, 2012.](#)

COMMENTS American Tower has requested City's permission to sublease a portion of its communication equipment facility and tower to Cricket Communications Inc. . As consideration for such consent, the parties have renegotiated the amended lease for an increased rental payment.
DOCUMENT NAME 20120202pwws02 COMMUNICATION (1002) ORDINANCE NO. 2012.02

- *C2. [Public hearing prior to the adoption of a resolution authorizing the Pima County Industrial Development Authority \(IDA\) to issue revenue bonds to refinance the construction of the EMPACT Suicide Prevention Center, located at 618 S. Madison Street in Tempe.](#)

COMMENTS The IRS requires the Tempe City Council to hold a separate public hearing prior to considering the approval of the issuance of tax exempt Pima County Industrial Development Authority Bonds to refinance the construction of a medical facility built within the boundaries of Tempe. Required public notice of this hearing has been posted. Resolution No. 2012.17 for the approval of the bond issuance by the Pima County IDA will also be considered during this City Council meeting.

DOCUMENT NAME 20120202fskj02 INDUSTRIAL DEVELOPMENT REVENUE BONDS ADM (0203-04) RESOLUTION NO. 2012.14

D. Ordinances and Items for Second Hearing/Final Adoption - None.

E. Resolutions

- E1. [Request adoption of a resolution authorizing the Mayor to execute an Intergovernmental Agreement between the Tempe Union High School District and the City of Tempe for the provision of the Substance Abuse Prevention Services.](#)

COMMENTS These services are funded by the Tempe Communities In Schools grants totaling \$40,316.00 ending June 30, 2012. This is the seventeenth year of this Intergovernmental Agreement. This grant results in no cost to the City.

DOCUMENT NAME 20120202CSNF01 Tempe Union High School District (0109-14) RESOLUTION NO. 2012.13

- E2. [Request adoption of a resolution approving the Issuance of one or more series of The Industrial Development Authority \(IDA\) of the City of Tempe, Arizona Revenue Refunding Bonds \(Tempe Life Care Village, Inc. dba Friendship Village of Tempe\) in an amount not to exceed \\$85,000,000.](#)

COMMENTS City Council is being requested to approve the issuance of Bonds by the Industrial Development Authority of the City of Tempe in accordance with A.R.S. § 35-721.B.

DOCUMENT NAME 20120202mmcd01 TEMPE INDUSTRIAL DEVELOPMENT AUTHORITY (0203-04) RESOLUTION NO. 2012.14

- E3. [Request adoption of a resolution to accept subgrantee agreement between the State of Arizona, Governor's Office for Children, Youth, and Families, Division for Children and the City of Tempe for provision of the Empowering Teens and Parents Program.](#)

COMMENTS Juvenile Accountability Block Grant award to the City of Tempe of \$18,069.00 in federal funds through December 31, 2012. The required match of approximately 10% is met through existing City staff.

DOCUMENT NAME 20120202cskb01 COMMUNITY SERVICES ADMIN (0701-01) RESOLUTION NO. 2012.16

- E4. [Request adoption of a resolution approving the issuance of revenue bonds by the Industrial Development Authority of Pima County in an amount not to exceed \\$3,250,000 to assist EMPACT - Suicide Prevention Center, a subsidiary of La Frontera Arizona, Inc.](#)

COMMENTS	The City Council is being asked to approve the issuance of bonds by the Pima County IDA because the proceeds will be used to refinance funding that was used to construct facilities within the boundaries of Tempe.
DOCUMENT NAME	20120202fskj01 INDUSTRIAL DEVELOPMENT REVENUE BONDS ADM (0203-04) RESOLTUION NO. 2012.14

6. CURRENT EVENTS/COUNCIL ANNOUNCEMENTS/FUTURE AGENDA ITEMS

7. 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.

A. Scheduled

1. Citizens concerns regarding policing

B. Unscheduled

The City of Tempe endeavors to make all public meetings accessible to persons with disabilities. With 72 hours advance notice, special assistance can also be provided for sight and/or hearing impaired persons at public meetings. Please call (480) 350-2905 (voice) or (480) 350-2750 (TDD) to request an accommodation to participate in the City Council meeting.

**Agendas are also available at www.tempe.gov/clerk
Watch this meeting live on Cox cable channel 11 or www.tempe.gov/tempe11.
Video replay of this meeting is available the next day at www.tempe.gov/tempe11.**