

Minutes
Formal City Council Meeting
July 19, 2007

Minutes of the Formal Council Meeting of Thursday, July 19, 2007, held at 7:30 p.m. in the Harry E. Mitchell Government Center, Municipal Building, City Council Chambers, 31 E. Fifth Street, Tempe, Arizona.

COUNCIL PRESENT:

Mayor Hugh Hallman
Vice Mayor Hut Hutson
Councilmember P Ben Arredondo
Councilmember Barbara J. Carter
Councilmember Shana Ellis
Councilmember Mark W. Mitchell

COUNCIL ABSENT:

Councilmember Onnie Shekerjian

Mayor Hallman called the meeting to order at 7:36 p.m.

1. Councilmember Ellis gave the invocation.
2. Tony Valenzuela, Frank Schmuck, Billie Stephens, and Jim Grone, members of the Veterans' Hall of Fame, led the audience in the **Pledge of Allegiance**.
3. **MINUTES**

A. Approval of Council Meeting Minutes

Motion by Vice Mayor Hutson to approve the following **COUNCIL MEETING MINUTES**.
Second by Councilmember Ellis. Motion passed unanimously on a voice vote.

1. Council's Executive Session – June 25, 28 & 29, 2007
2. Council's Formal Meeting – June 28, 2007 [20070719clrkck02.pdf](#)
3. Council's Summit – Part I – June 25, 2007 [20070719clrkck01.pdf](#)
4. Council's Tourism & Amateur Sports Committee – June 13, 2007
[20070719tasc01.pdf](#)
5. Council's Transportation & Affordable Housing Committee – June 4, 2007
[20070719tahc01.pdf](#)

B. Acceptance of Board & Commission Meeting Minutes

Motion by Vice Mayor Hutson to accept the following **COMMITTEE & BOARD MEETING MINUTES**. Second by Councilmember Carter. Motion passed unanimously on a voice vote.

6. Hearing Officer – June 5, 2007 [20070719ho01.pdf](#)
7. Neighborhood Advisory Commission – April 4 & June 6, 2007
[20070719nac01.pdf](#) [20070719nac02.pdf](#)
8. Parks & Recreation Board – April 18, 2007 [20070719td01.pdf](#)
9. Rio Salado Advisory Commission – May 22, 2007 [20070719rsac01.pdf](#)
10. Tempe Firefighters Public Safety Personnel Retirement Board – April 5, 2007
11. Tempe Police Public Safety Personnel Retirement Board – June 7, 2007

4. REPORTS AND ANNOUNCEMENTS

A. Mayor's Announcements

- Mayor Hallman honored four Tempe residents who have been inducted into the **Veterans' Hall of Fame** and read proclamations honoring each for their outstanding military service and community service. He honored the following:
 - **Marco "Tony" Valenzuela**, 2002 inductee, who entered the U.S. Air Force in 1950 and served in Korea and Japan;
 - **Billie Stephens**, 2006 inductee, who entered the U.S. Army in 1944 and served in the Pacific Theater;
 - **Jim Grone**, 2006 inductee, who entered the U.S. Army in 1966 and served in Vietnam;
 - **Frank Schmuck**, 2004 inductee, graduate of the Air Force Academy, who served in the Gulf War.

B. Manager's Announcements – None.

5. AGENDA

All items in these minutes identified with an asterisk (*) are **public hearing items**. All items listed on the agenda are approved with one council action. Items scheduled for Introduction/First Public Hearing will be heard but not adopted at this meeting. Items scheduled for Second Public Hearing/Final Adoption will be voted upon at this meeting.

Mayor Hallman announced consideration of the **AGENDA**.

Motion by Councilmember Mitchell to approve the Agenda. Second by Vice Mayor Hutson. Motion passed on a roll call vote 6-0, with Councilmember Shekerjian absent.

A. Miscellaneous Items

12. Approved the Report of Claims Paid to be filed for audit for June 10 through July 7, 2007.
COMMENTS: A copy of the detailed claims report may be obtained by contacting the City Clerk's Office.
13. Approved the extension of Residential Permit Parking, Area 3, to include additional

portions of the Daley Park neighborhood.

DOCUMENT NAME: [20070719PWJD01.pdf](#) RESIDENTIAL PERMIT
PARKING (0503-19)

14. Approved the recommended 2007-2008 Arts Grants.
COMMENTS: Total amount of recommended grants funding is \$148,959 to be paid from the Municipal Arts Fund.
DOCUMENT NAME: [20070719csju01.pdf](#) COMMUNITY SERVICE ADM
(0701-01)
15. Approved **Contract #2006-236A**, the Community School Facilities Contract Use Agreement and Addendum between the Tempe School District No. 3 and the City of Tempe for the before school, after school and summer facilities for the Kid Zone Enrichment Program for 2007-2008.
DOCUMENT NAME: [20070719csjt01.pdf](#) COMMUNITY SERVICE ADM
(0701-01)
16. Approved **Contract #2007-120**, a Library Services and Technology Act Grant for *The Academic Connection: A Next Chapter Program Proposal* for \$51,034.
DOCUMENT NAME: [20070719cstm02.pdf](#) LIBRARY ADM (0704-01)
17. Approved **Contract #2007-121**, a Library Services and Technology Act Grant for *Public Programming and Homework Support for Teens* for \$40,000.
DOCUMENT NAME: [20070719cstm01.pdf](#) LIBRARY ADM (0704-01)
18. Authorized the Mayor to enter into **Contract #2007-122**, a Memorandum of Understanding (MOU) between the City of Tempe and Trillium Residential for the purpose of cost sharing in the construction of a light rail station at Washington and Center Parkway.
DOCUMENT NAME: [20070719cdnc01.pdf](#) COMMUNITY DEVELOPMENT
ADMIN. (0406)
19. Authorized the allocation of \$165,078 from the General Fund Contingency Account to temporarily fund two additional full-time Human Resources positions and related personnel costs.
DOCUMENT NAME: [20070719HRJWO01.pdf](#) HUMAN RESOURCES
ADMINISTRATION (0301)
20. Approved **Contract #2007-123**, an Intergovernmental Agreement with the City of Phoenix for bus fare media.
DOCUMENT NAME: [20070719fslq01.pdf](#) PURCHASES (1004-01)
21. Approved, **with conditions**, a Subdivision Plat for METHOD MACHINES ONE at 2400

South Roosevelt Street.

COMMENTS: (PL070241) (David Duane, Macot Realty Trust, property owner; Robert Umbanhowe, R.L.S., Site Consultants Inc., applicant) for a Final Subdivision Plat, located at 2400 South Roosevelt Street, in the GID, General Industrial District, including the following:

SBD07020 – Final Subdivision Plat to separate the east one-hundred thirty (130) feet of the existing Lot 2 of Broadway Industrial Park Unit 5 on 0.9071 net acres.

The following conditions were approved:

1. The Public Works Department shall approve all roadway, alley, and utility easement dedications, driveways, storm water retention, and street drainage plans, water and sewer construction drawings, refuse pickup, and off-site improvements.
 - a. Off-site improvements to bring roadways to current standards include:
 - (1) Water lines and fire hydrants
 - (2) Sewer lines
 - (3) Storm drains
 - (4) Roadway improvements including streetlights, curb, gutter, bikepath, sidewalk, bus shelter, and related amenities.
 - b. Fees to be paid with the development of this project include:
 - (1) Water and sewer development fees,
 - (2) Water and/or sewer participation charges,
 - (3) Inspection and testing fees.
 - c. All applicable off-site plans shall be approved prior to recordation of Subdivision Plat.
 - d. Public improvements must be installed prior to the issuance of any occupancy permits. Any phasing shall be approved by the Public Works Department.
 - e. All new on-site and adjacent off-site utility lines (other than existing transmission lines) shall be placed underground prior to the issuance of an occupancy permit for this development in accordance with the Code of the City of Tempe – Section 25.
2. Place the Subdivision Plat for Method Machines One into proper engineering format with appropriate signature blanks. Record the Subdivision Plat with the Maricopa County Recorder's Office through the City of Tempe's Development Services Department on or before one year from date of City Council approval. Failure to record the plan by **July 19, 2008**, shall make the Subdivision Plat null and void. If work is commenced prior to this time, a certificate of occupancy will not be issued until this condition is fulfilled.

DOCUMENT NAME: [20070719dskko04.pdf](#) **PLANNED DEVELOPMENT (0406)**

- *22. Held a public hearing and recommended the approval of a Series 10 Beer and Wine Liquor License for Baseline Oil, LLC, dba Arco AM/PM, 2785 West Baseline Road.

COMMENTS: Russell Scaramella, Agent.

DOCUMENT NAME: [20070719LIQ1.pdf](#) **LIQ LIC (0210-02)**

- *23. Held a public hearing and recommended the approval of a Series 12 Restaurant Liquor License for Center Management, LLC, dba The Center Bistro, 21 E. 6th Street, #114.

COMMENTS: Peter A. Vickers, Agent.

DOCUMENT NAME: [20070719LIQ2.pdf](#) **LIQ LIC (0210-02)**

- *24. Held a public hearing and recommended the approval of a Series 12 Restaurant Liquor License for AAPA Investments, LLC, dba Genghis Grill, 2000 East Rio Salado Parkway, #1151.
COMMENTS: Randy Nations, Agent.
DOCUMENT NAME: [20070719LIQ3.pdf](#) LIQ LIC (0210-02)
- *25. Held a public hearing and recommended the approval of a Series 10 Beer and Wine Store Liquor License for Six Brothers, Inc., dba El Paisano Mercado, 1035 E. Lemon Street.
COMMENTS: Sufian Awadeh, Agent.
DOCUMENT NAME: [20070719LIQ4.pdf](#) LIQ LIC (0210-02)
- *26. Held a public hearing and recommended the approval of a Series 12 Restaurant Liquor License for Boney Maroney's, LLC, dba Boney Maroney's, 1805 E. Elliot Road, #104-105.
COMMENTS: Thomas Knight, Agent.
DOCUMENT NAME: [20070719LIQ5.pdf](#) LIQ LIC (0210-02)
- *27. Held a public hearing and recommended the approval of a Series 12 Restaurant Liquor License for Stine Restaurant Group, LLC, dba Odoba Mexican Grill, 5150 South Rural Road.
COMMENTS: Adam Stine, Agent.
DOCUMENT NAME: [20070719LIQ6.pdf](#) LIQ LIC (0210-02)
- *28. Held a public hearing and recommended the approval of a Series 12 Restaurant Liquor License for Taco Stand, LLC, dba San Felipe's Cantina, 2000 E. Rio Salado Parkway, G-4.
COMMENTS: James Keller, Agent.
DOCUMENT NAME: [20070719LIQ7.pdf](#) LIQ LIC (0210-02)
- *29. Held a public hearing and recommended the approval of a Series 12 Restaurant Liquor License for Rolling Hills Restaurant, LLC, dba Rolling Hills 19th Tee, 1405 North Mill Avenue.
COMMENTS: James Bellows, Agent for this application.
DOCUMENT NAME: [20070719LIQ8.pdf](#) LIQ LIC (0210-02)
- *30. Held a public hearing and recommended the approval of a Series 12 Restaurant Liquor license for King's Seafood Company, LLC, dba King's Fish House, 35 S. McClintock Drive.
COMMENTS: Harry Fung, Agent.
DOCUMENT NAME: [20070719LIQ9.pdf](#) LIQ LIC (0210-02)
- *31. Held a public hearing and recommended the approval of a Series 6 Bar Liquor License

for Beverages & More, Inc., dba BevMo, 15 South McClintock Drive.

COMMENTS: Randy Nations, Agent.

DOCUMENT NAME: [20070719LIQ11.pdf](#) LIQ LIC (0210-02)

- *32. Held a public hearing and recommended the approval of a Series 7 Beer and Wine Bar Liquor License for Rolling Hills Restaurant, LLC, dba Rolling Hills 19th Tee, 1405 N. Mill Avenue.

COMMENTS: Jim Bellows, Agent.

DOCUMENT NAME: [20070719LIQ12.pdf](#) LIQ LIC (0210-02)

B. Award of Bids/Contracts

33. Awarded **Contract #2007-124**, a construction contract to AAA Landscape, approved a construction change order allowance, and approved **Contract #2007-125**, a professional services contract for construction management services with ForeSite Design & Construction for Victory Acres Park.

COMMENTS: Approval of an award of a construction contract in the amount of \$1,741,517.04 with AAA Landscape and approval of a construction management contract in the amount of \$50,193 with ForeSite Design & Construction, Inc., both subject to execution of the final written contract, plus the approval of a construction change order allowance in the amount of \$150,000.

DOCUMENT NAME: [20070719PWMV05.pdf](#) PARKS ADM (0706-01)
PROJECT NO. 6302401

34. Approved **Contract #2007-126**, a professional services contract with Pooled Resources, Inc., for the Pier 202 Improvement District project.

COMMENTS: Subject to execution of the final written contract. The contract amount of \$52,200 was negotiated by staff and is considered reasonable for the scope of services.

DOCUMENT NAME: [20070719PWCH03.pdf](#) IMPROVEMENT (ASSESSMENT)
DISTRICTS –PIER 202 IMPROVEMENT ID180 (0805-80) PROJECT NO. 5103011

35. Awarded **Contract #2007-127**, a three-year contract with two (2) one-year renewal options to Redflex Traffic Systems, Inc., for a Photo Enforcement Program.

COMMENTS: (RFP #07-045) Total cost for this contract shall not exceed \$1,272,000 during the contract period. Cost does not exceed \$37.50 per paid citation during the initial contract period. Total cost is dependent upon number of citations paid.

DOCUMENT NAME: [20070719fsdl23.pdf](#) PURCHASES (1004-01)

36. Awarded **Contract #2007-128**, a one-year contract with two (2) one-year renewal options to Rosenbauer America for two Fire Department pumper trucks.

COMMENTS: (RFP #07-157) Subject to execution of the final written contract. Total cost for this contract shall not exceed \$1,025,000 during the initial contract period.

DOCUMENT NAME: [20070719fslq24.pdf](#) **PURCHASES (1004-01)**

37. Awarded **Contract #2007-129**, a one-year contract with three (3) one-year renewal options to Gruber Power Services and Titan Power, Inc., for Uninterruptible Power System (UPS) maintenance service and battery replacement.

COMMENTS: (IFB #07-166) Subject to execution of final written contracts. Total cost for these contracts shall not exceed \$80,000 during the initial contract period.

DOCUMENT NAME: [20070719fsts22.pdf](#) **PURCHASES (1004-01)**

38. Awarded **Contract #2007-130**, a one-year contract with two (2) one-year renewal options to Creative Pipe, Inc., for powder-coated transit furniture.

COMMENTS: (IFB #08-005) Subject to execution of final written contract. Total cost for this contract shall not exceed \$50,000 during the initial contract period.

DOCUMENT NAME: [20070719fslq08.pdf](#) **PURCHASES (1004-01)**

39. Awarded **Contract #2007-131**, a one-year contract with one (1) one-year renewal option to Miracle Auto Painting and Body Repairs for painting current Police vehicles in a black-and-white paint scheme.

COMMENTS: (RFP 07-168) Subject to execution of final written contract. Total cost for this contract shall not exceed \$258,000.

DOCUMENT NAME: [20070719fsta21.pdf](#) **PURCHASES (1004-01)**

40. Awarded **Contract #2007-132**, a one-year contract with two (2) one-year renewal options to Oldcastle Precast-Utility Vault Division for the purchase of underground pre-cast concrete utility vaults.

COMMENTS: (IFB #08-016) Subject to execution of final written contract. Total cost for this contract shall not exceed \$70,000 during the initial contract period.

DOCUMENT NAME: [20070719fsts15.pdf](#) **PURCHASES (1004-01)**

41. Awarded **Contract #2007-133**, a one-year, sole source contract to Oracle Corporation for annual software maintenance of the City's PeopleSoft Financial, Human Resources, and eApplications systems.

COMMENTS: (Sole Source # 08-040) Subject to execution of final written contract. Total cost for this contract shall not exceed \$264,000.

DOCUMENT NAME: [20070719fsts18.pdf](#) **PURCHASES (1004-01)**

42. Awarded **Contract #2007-134**, a one-year contract with two (2) one-year renewal options to DPC Enterprise, L.P., for liquid sodium hypochlorite (bleach).

COMMENTS: (IFB #07-178) Subject to execution of final written contract. Total cost for this contract shall not exceed \$500,000 during the initial contract period.

DOCUMENT NAME: [20070719fsts20.pdf](#) **PURCHASES (1004-01)**

43. Approved the increase of \$100,000 to the contract amount with Carmanah

Technologies, Inc., for solar lighting for bus mini shelters.

COMMENTS: (T06-102-01) Increase from \$125,000 to \$225,000.

DOCUMENT NAME: [20070719fslg03.pdf](#) **PURCHASES (1004-01)**

44. Approved the increase of \$3,000 to the contract amount with Off Madison Ave for a 30-second television spot for Tempe in Motion (TIM).

COMMENTS: (T07-102-01) Increase from \$70,000 to \$73,000.

DOCUMENT NAME: [20070719fslg04.pdf](#) **PURCHASES (1004-01)**

45. Approved a one-year renewal of a limited source contract with Williams Aviation for professional witness services for aviation strategy.

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

DOCUMENT NAME: [20070719fslg25.pdf](#) **PURCHASES (1004-01)**

46. Approved one-year contract renewals with Moyes Storey Ltd.; Mariscal, Weeks, McIntyre, & Friedlander, P.A.; Ridenour, Hinton, Harper, Kelhoffer, Lewis & Garth; Fennemore Craig; and Ayers & Brown, P.C., for legal counsel.

COMMENTS: (T06-047-01, T06-047-02, T06-047-03, T06-047-05, T06-047-06 and T06-047-07) Total amount not to exceed \$100,000.

DOCUMENT NAME: [20070719fslg02.pdf](#) **PURCHASES (1004-01)**

47. Approved a one-year contract renewal with Lacor/Streetscape for mini transit shelters.

COMMENTS: (T06-033-01) Total amount not to exceed \$140,000.

DOCUMENT NAME: [20070719fslg05.pdf](#) **PURCHASES (1004-01)**

48. Approved a one-year contract renewal with A.J. Roberts Industrial, Inc., for bus shelters.

COMMENTS: (T06-024-01) Total amount not to exceed \$140,000.

DOCUMENT NAME: [20070719fslg06.pdf](#) **PURCHASES (1004-01)**

49. Approved a one-year contract renewal with West Coast Turf/Western Sod for the purchase and installation of sod.

COMMENTS: (T07-039-01) Total amount not to exceed \$115,000.

DOCUMENT NAME: [20070719fslg07.pdf](#) **PURCHASES (1004-01)**

50. Approved a one-year contract renewal with Phoenix Fence Company for fencing rental, repairs and new fence installation.

COMMENTS: (T03-121-01) Total amount not to exceed \$160,000 during the contract period.

DOCUMENT NAME: [20070719fsta10.pdf](#) **PURCHASES (1004-01)**

51. Approved a one-year contract renewal with Crafc0, Inc., for rubberized crack sealing asphalt.

- COMMENTS:** (T06-165-01) Total amount not to exceed \$100,000.
DOCUMENT NAME: [20070719fsta12.pdf](#) **PURCHASES (1004-01)**
52. Approved a one-year contract renewal with Premier Graphics, Inc., for the printing of "Tempe Today" newsletter.
COMMENTS: (T06-015-01) Total amount not to exceed \$50,000.
DOCUMENT NAME: [20070719fsta13.pdf](#) **PURCHASES (1004-01)**
53. Approved a one-year contract renewal with Specialty Disease Management Services, Inc., for a disease management program offered to all eligible employees, retirees and their dependents.
COMMENTS: (T06-149-01) Total amount not to exceed \$80,000.
DOCUMENT NAME: [20070719fsta14.pdf](#) **PURCHASES (1004-01)**
54. Approved a one-year contract renewal with Tata Consulting Services Limited for annual software maintenance of the Business License Privilege Tax Software System.
COMMENTS: (T01-087-01) Total amount not to exceed \$60,000 during the contract period.
DOCUMENT NAME: [20070719fsts19.pdf](#) **PURCHASES (1004-01)**
55. Approved the utilization of a one-year Arizona Department of Transportation (ADOT) contract with three (3) one-year renewal options with Pervo Paint Company for traffic paint.
COMMENTS: (Contract T0620A0032) Total cost of this contract shall not exceed \$80,000 during the initial contract period.
DOCUMENT NAME: [20070719fsta09.pdf](#) **PURCHASES (1004-01)**
56. Approved the utilization of a one-year State of Arizona contract with Language Line Services for translation services.
COMMENTS: (DES060043-30-A2) Total amount not to exceed \$60,000.
DOCUMENT NAME: [20070719fsta11.pdf](#) **PURCHASES (1004-01)**
57. Approved the utilization of a one-year State of Arizona contract with Federal Communications for cabling communication systems.
COMMENTS: (Contract #AD02-0193-003) Total cost of this contract shall not exceed \$570,000 during the initial contract period.
DOCUMENT NAME: [20070719fsts16.pdf](#) **PURCHASES (1004-01)**
58. Approved the utilization of a ten-month Maricopa County contract with MHA Consulting, Inc., for data processing, computer and software services.
COMMENTS: (03007S) Total cost of the contract shall not exceed \$100,000 during the contract period.
DOCUMENT NAME: [20070719fsts17.pdf](#) **PURCHASES (1004-01)**

58a. Approved the utilization of a one-year State of Arizona contract with North Valley Motorsports, Inc., for Police motorcycles.

COMMENTS: (TL05-024-02) Total amount shall not exceed \$287,000.

DOCUMENT NAME: [20070719fsta26.pdf](#) **PURCHASES (1004-01)**

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

*59. Held the introduction and **first** public hearing for an Amended Planned Area Development Overlay and Development Plan Review for PHASE 2 OF TEMPE GATEWAY at 222 South Mill Avenue. **The second public hearing is scheduled for August 2, 2007.**

COMMENTS: (PL060616) (Paul Lambert, America West Holdings Corporation, property owner; Theresa Schultz, Opus West Construction Corporation, applicant) for an eight (8) story office building and a five (5) level above grade parking garage structure addition, including +/- 268,284 s.f. of building area and +/- 360,126 s.f. of garage structure addition, on +/- 3.54 acres, in the CC, City Center District. The request includes the following:

PAD07007 – Amended Planned Area Development Overlay to modify development standards for +/- 268,284 s.f. of building area and +/- 360,126 s.f. of garage addition on +/- 3.54 acres.

DOCUMENT NAME: [20070719dskko03.pdf](#) **PLANNED DEVELOPMENT (0406)**

*60. Held the introduction and **first** public hearing for an amended Planned Area Development Overlay for ALOFT W HOTEL at 951 East Playa del Norte Drive. **The second public hearing is scheduled for August 2, 2007.**

COMMENTS: (PL070121) (Bob Agahi, Triyar Hospitality Tempe, L.L.C., property owner; Manjula Vaz, Gammage & Burnham, applicant) for a five (5) story, 136 room hotel comprised of +/-68,243 sf. and a three (3) story office building comprised of +/-28,232 sf. on +/- 4.45 acres located at 951 East Playa del Norte Drive in the MU-4 Mixed Use, High Density District and the Rio Salado Overlay District. The request includes the following:

PAD07017 – Amended Planned Area Development Overlay to modify development standards for +/-68,243 s.f. of hotel building area and +/-28,232 s.f. of office building area on +/- 4.45 acres.

DOCUMENT NAME: [20070719dskko02.pdf](#) **PLANNED DEVELOPMENT (0406)**

*61. Held the introduction and **first** public hearing to adopt an ordinance abandoning miscellaneous easements on the Ravenwood at Tempe site, formerly Pepperwood Golf Course. **The second public hearing is scheduled for August 2, 2007.**

DOCUMENT NAME: [20070719PWCH06.pdf](#) ABANDONMENT (0901)
ORDINANCE NO. 2007.05

- *62. Held the introduction and **first** public hearing to adopt an ordinance abandoning a water line easement on the Sundt Offices work site located at 1636 West Alameda Drive, north of Alameda Drive and west of Priest Drive. **The second public hearing is set for August 2, 2007.**

DOCUMENT NAME: [20070719PVMV04.pdf](#) ABANDONMENT (0901)
ORDINANCE NO. 2007.47

D. Ordinances and Items for Second Hearing/Final Adoption

- *63. **THIS ITEM WAS REMOVED FOR SEPARATE CONSIDERATION.**

Held the **second public hearing** and approved **with conditions** an amended Planned Area Development Overlay for ONYX CONDOMINIUMS at 909 East Playa del Norte Drive.

COMMENTS: (PL060427) (Greg Loper, Weststone Group of Companies, property owner; Manjula Vaz, Gammage & Burnham, applicant) for a 26-story, +/- 272 foot, 174 unit multi-family residential tower and a +/- 38 foot, 22 unit condominium building, all on a three level parking garage. The residential building area is +/- 252,316 s.f. on +/- 1.481 acres in the MU-4, Mixed-Use, High Density District and the Rio Salado Overlay District. The request includes the following:

PAD06003 -- Amended Planned Area Development Overlay to modify development standards for +/- 252,316 s.f. of residential building on +/-1.481 acres.

The following conditions were also approved:

1. A building permit shall be obtained and substantial construction commenced on or before June 12, 2009, or the Amended Planned Area Development approval will expire.
2. The Amended Planned Area Development for Playa del Norte, Lot 3, shall be put into proper engineered format with appropriate signature blanks prior to issuance of building permits. The Amended Planned Area Development shall be kept on file with the City of Tempe's Development Services/Planning Department. The Amended P.A.D. does not require recordation at Maricopa County.
3. A Subdivision Plat for Playa del Norte Lot 3, at a minimum including the unification of Lots 3 and 3A, shall be approved the City Council, put into proper engineered format and recorded with the Maricopa County Recorder's Office through the City of Tempe's Development Services Department. If the Subdivision Plat is not recorded within one year of City Council approval, the approval will expire. The Subdivision and Condominium Plat may be combined. If they are combined into one document, the time limit of approval for the Subdivision Plat is still in effect.
4. A Condominium Plat shall be approved by City Council, put into proper engineered format and recorded with the Maricopa County Recorder's Office through the City of Tempe's Development Services Department prior to issuance of a certificate of occupancy.
5. The owner(s) shall provide a continuing care condition, covenant and restriction including, at a minimum, for maintenance of all of the project's landscape, including landscape either required by the ZDC or located in any common area on site. The CC&R's shall be in a form satisfactory to the Development Services Manager and City Attorney. The CC&R's shall be recorded prior to the issuance of a certificate of occupancy.

Councilmember Mitchell declared a conflict of interest and did not participate in the public hearing.

Motion by Vice Mayor Hutson to approve Item #63. Second by Councilmember Arredondo. Motion passed on a roll call vote, 5-0, with Councilmember Mitchell abstaining and Councilmember Shekerjian absent.

DOCUMENT NAME: [20070719dskko01.pdf](#) **PLANNED DEVELOPMENT
(0406)**

*64. Held the **second public hearing** and approved **with conditions** a Zoning Map Amendment, Planned Area Development Overlay and Development Plan Review for 4455 RURAL at 4455 South Rural Road.

COMMENTS: (PL070191) consists of a mixed use development of 30 residences and 3,600 s.f. of commercial office space within a four story (50 foot) building of approximately 87,785 s.f., located on 1.217 acres, currently in the PCC-2 Planned Commercial Center Zoning District, including the following:

ZON07004 – (Ordinance 2007.49) Zoning Map Amendment for 1.217 acres from PCC-2 Planned Commercial Center District to MU-3 Mixed-Use Medium-High Density District, with a density of 24.65 dwelling units per acre.

PAD07018 – Planned Area Development Overlay to define the development standards for one building totaling approximately 87,785 s.f. on 1.2174 acres.

The following conditions were also approved:

1. A building permit shall be obtained and substantial construction commenced on or before **July 19, 2009** or the property shall revert to a previous zoning designation—subject to a formal public hearing.
2. The Planned Area Development for 4455 Rural shall be put into proper engineered format with appropriate signature blanks and kept on file with the City of Tempe's Development Services Department prior to issuance of building permits.
3. A Condominium Plat (Horizontal Regime) is required for this development and shall be recorded prior to an occupancy permit.
4. The Subdivision Plat (Condominium Plat) for 4455 Rural shall be put into proper engineered format with appropriate signature blanks and recorded with the Maricopa County Recorder's Office through the City of Tempe's Development Services Department on or before **July 19, 2008**. Failure to record the plan within one year of City Council approval shall make the plan null and void.
5. The developer must receive approval of the final Traffic Impact Study from the Traffic Engineering prior to issuance of a building permit.
6. Drawings must be submitted to the Development Services Building Safety Division for building permit by **July 19, 2008** or Development Plan approval will expire.
7. The owner(s) shall provide a continuing care condition, covenant and restriction for all of the project's landscaping, required by Ordinance or located in any common area on site, as well as for any building elements or accessories visible from the street. The CC&R's shall be in a form satisfactory to the Development Services Manager and City Attorney.

DOCUMENT NAME: [20070719dsdk01.pdf](#) **PLANNED DEVELOPMENT (0406)**

*65. Held the **second public hearing** and approved **ORDINANCE NO. 2007.50** granting an

easement to Salt River Project to install and maintain the facilities necessary to provide electrical service to city-owned property at 1400 North College Avenue.

DOCUMENT NAME: [20070719PWCH01.pdf](#) GRANT OF EASEMENTS
(0904-02)

- *66. **THIS ITEM WAS REMOVED FOR SEPARATE CONSIDERATION.**
Held the **second public hearing** and approved ORDINANCE NO. 2007.51 abandoning a portion of undeveloped McKellips Road lying adjacent to 2006 North Campo Alegre Drive.

Mayor Hallman declared a conflict of interest and Vice Mayor Hutson conducted the separate consideration of this item.

Motion by Councilmember Arredondo to approve Item #66. Second by Councilmember Carter. Motion passed on a roll call vote, 5-0, with Mayor Hallman abstaining and Councilmember Shekerjian absent.

DOCUMENT NAME: [20070719PWCH02.pdf](#) ABANDONMENT (0901)

E. Resolutions

67. Approved RESOLUTION 2007.03 authorizing the Mayor to enter into **Contract #2007-135**, an Intergovernmental Agreement between the City of Phoenix and the City of Tempe to further develop the joint Phoenix Regional Wireless Network (PRWN), and allowing the City of Tempe to participate financially in the upgrade of the system.

DOCUMENT NAME: [20070719ITD.pdf](#) COMMUNICATION (1002-00)

68. Approved RESOLUTION NO. 2007.56 delegating signature authority to the Manager, Deputy and Housing Administrator of the Community Development Department to complete and certify environmental forms in accordance with U.S. Department of Housing and Urban Development (“HUD”) environmental regulations 24 CFR 58, for all HUD formula grant programs administered by the Department of Community Development and Housing Services Division.

DOCUMENT NAME: [20070719cdlc01.pdf](#) COMMUNITY DEVELOPMENT
BLOCK GRANT 2007/2008 (0207-29)

69. Approved RESOLUTION NO. 2007.58 authorizing **Contract #2007-136**, an Intergovernmental Agreement (IGA) between the Cities of Mesa, Chandler, Gilbert, Tempe, and Scottsdale, the Salt River Pima Maricopa Indian Community Police Department, and the US Bureau of Alcohol, Tobacco, and Firearms to develop an East Valley Gang and Criminal Information Fusion Center.

DOCUMENT NAME: [20070719pdsam01.pdf](#) POLICE DEPARTMENT
ADMINISTRATION (0606-02)

70. Approved RESOLUTION NO. 2007.59 authorizing the execution of **Contract #2006-161B**, a First Amendment to Purchase and Sales Agreement for the Rio East Project.
DOCUMENT NAME: [20070719cdsw01.pdf](#) **REAL PROPERTY DISPOSITION (0902-21-01)**
71. DELETED

6. PUBLIC APPEARANCES

SCHEDULED PUBLIC APPEARANCE

- **Edward Wilson, Tempe, re: Svob Park Crime issues**, is a homeowner in Tempe. He is concerned about the criminal issues in his neighborhood. He read a letter from one of his neighbors. His neighbor noted that he has had conversations with staff about rising crime in Tempe, specifically in his neighborhood east of 48th Street and north of Baseline. He moved to Tempe from California where he was a county law enforcement agent with experience in gang and youth crime. There are critical, but minor, crimes that are indicators of major crime to follow. These include shopping carts abandoned in the neighborhood, abandoned or immobile vehicles left on the street, visitors or residents parking the wrong direction on the streets, trash build-up in and around homes, general lack of responsibility, and increase in the percentage of rentals. These indicators show a blatant disregard for the law and disrespect for the rights of others in the neighborhood. Gangs will flock to neighborhoods which are in the declining stages of maturity. There is no regular police patrol of this neighborhood. A high level of police visibility would be effective in reducing opportunities for criminal activity. Graffiti on the walls at Minton and 48th Street lasts for several weeks before it is cleaned up. The Fry's parking lot is a gathering place for gang members and there have been criminal damage and attacks on customers. Gunshots can be heard at night in the neighborhood. More patrols in the neighborhood were promised, but police presence has not increased.
- **Bill Faint, Tempe, re: Neighborhood traffic and Crime/Code Enforcement Issues**, read a letter from a neighbor which pointed out that the neighborhood is unsafe. This is due in large part to demographics because the neighborhood borders Guadalupe and south Phoenix, both known for gang violence and crime, as well as Arizona Mills Mall, Fry's grocery, a strip mall, Fry's Electronics, and a poorly-lit park that draws huge crowds from south Phoenix. Many criminals and repeat offenders live in the neighborhood. The neighborhood has a high percentage of rental homes and longtime, respectable residents are driven away. Most of the rentals are not registered with the County or City and they do not pay taxes on their rental incomes. Landlords must be notified of the illegal activities on their properties. Irresponsible landlords and tenants are a major contributing factor to the crime in the area. The traffic invited into the neighborhood to visit the drug houses and the inadequate police presence makes it unsafe to take walks, ride bikes, or play softball at the park. The neighborhood requires more attention from police, staff and City Council. Many residents want to work out ways to stop the crime and the decline. Maybe the large businesses need to employ more security to discourage crime around their businesses to allow police the time to serve the neighborhood. Maybe the City could rent one of the houses around the park to serve as a hub for crime prevention or take possession of a known drug house and encourage a police officer to live their rent-free, or offer incentives for officers to live in the neighborhood. Restrict park hours by closing the

park at dusk and installing adequate lighting. Commission staff in crime prevention to create meaningful traffic-calming measures. Create ordinances that require landlords to do background checks on everyone living at their property and conduct periodic inspections. Have an inspector or volunteers perform quarterly drive-through inspections instead of waiting for residents to call.

- **Ed Mitchell, Tempe, re: Safety and Crime Prevention.** This neighborhood is the only neighborhood in Tempe with a "602" area code in the East Valley. More people are crossing 48th Street now and his neighborhood is isolated and is surrounded by the cars on Baseline and 48th Street, the freeway, and by the canal. With all the recent talking that has been done, speed humps were finally installed today after four years of waiting. Tonight, the police are raiding the two houses the neighbors have identified as drug houses. These things could have been done before. Out of the 8 cities in Maricopa County, Tempe is #1 in crime rate, but #7 in population. One out of 20 crimes committed is committed in this area. Many times, the crimes don't show up in Tempe statistics because they are a Phoenix problem, but they happen in this neighborhood. The description of the "gang unit" states it will "handle all gang-related issues in the community, investigate all gang-related crimes, conduct high visibility profiles, and render support to other units in the department." He asked a gang unit member about high visibility patrols, and the response was that it is "not our job."

Mayor Hallman responded that at the June 28th Council meeting, one of the neighbors complained about the fact that there were SWAT vehicles blocking the street because raids were being conducted and three times his home was blocked by the police as part of operations. Clearly, the City has been responding to these issues and is trying to get a handle on it. The Police can only do this when residents inform them. The City can't put a police officer on every corner so residents are the "eyes and ears." He will ask Chief of Police Tom Ryff to respond at the end of the presentation.

- **Vincent Jiminez, Tempe, re: Safety and Crime Prevention** – did not speak.
- **Bill Frazier, Tempe, re: Safety and Crime Prevention.** He has lived in the neighborhood for eleven years. His house has been broken into two times and he has lost \$25K in music equipment that has not been replaced, even though there were fingerprints. He believes the theft of his equipment was related to one of the drug houses. He is afraid to walk past the end of his block with his grand-daughter. He is a member of a business association and he takes great pride in being a part of Tempe. He works six days a week, twelve hours per day to maintain his property and he wants the area to be safe. The neighborhood needs the City's help.

Mayor Hallman asked for the timeline of the burglaries.

Mr. Frazier responded it was about two and a half years ago when he lost \$25K of musical equipment. He verified that none of the equipment showed up at the area pawn shops and he felt it was because the thieves knew who he was. The second break-in was about seven months after that.

- **Debbie Maduano, Tempe, re: Safety and Crime Prevention** – did not speak.

- **Mark Stephens, Tempe, re: Safety and Crime Prevention.** He has a two-year-old. Crime has increased and there are gunshots almost every night. His parents don't want to visit. He used to take a lot of walks, but no longer does that. He is concerned about his family. This is a beautiful area and he would like to remain in the area. He asked the City to help with the problems.
- **Melissa Hinckle, Tempe, re: Safety and Crime Prevention.** On May 6, 2007, she and her fiancée went out for a walk. If they had left fifteen minutes earlier they would have been caught in gunfire. She doesn't want gunfire to be a normal occurrence. She feels comfortable with a police presence.
- **Tim Rafferty, Tempe, re: Solicitation by Day Laborers.** He is concerned with Tempe's stance on illegal aliens soliciting for employment in Tempe and the perceived notion that Tempe is supportive of illegal aliens. He is particularly concerned with the Exxon/Mobil station at Baseline and Priest. He uses the term "illegal aliens" rather than "undocumented immigrants" because immigrants have been invited and granted admission into our country. Immigrants become illegal when they overstay their invitation. An alien has entered our country illegally without ever being invited. He supports legal immigration. He has talked to the manager of this store about the issue and he is also frustrated with the illegal aliens at his store. When the police leave, the illegals simply return and continue their activity. In addition to communicating with Mayor and councilmembers on February 26th, and again with the Mayor on June 26th, he has also communicated with the Police Department and understands the challenges in dealing with this issue. Allowing this activity to continue is sending a message that Tempe is a safe place to be and it sends the wrong message to the residents of Tempe who have followed the laws and entered the country legally. Address the issue before it escalates. By cracking down on jay-walkers, turnstile jumpers, and parking violators, the Mayor of New York City reduced crime by 50 percent and murder by 70 percent.

UNSCHEDULED PUBLIC APPEARANCE

- **Marie Ottesen, Tempe.** She has lived in the Svob Park neighborhood for ten years. It was a beautiful place to live at one time. In the last two years, she has lost nearly all of her neighbors. Her daughter used to play basketball at the park, but she can no longer go there because of the gang activity, the sexual activity, and the drugs. Her house has been broken into six times and her insurance company will no longer insure her. The park is dark at night. For four years they have asked for speed humps. The neighborhood needs adequate lighting and police patrols.
- **Stephen Sytes, Tempe.** He has lived in the neighborhood since 1992. He verified that everything that has been said is true. This corridor is isolated. He asked what they can do to help. He suggested a partnership with Phoenix.
- **Bob Monahan, Tempe.** The claims made are true. He is considering selling his house. He has called the police many times, but sometimes there have been no responses.
- **Melissa Hayes, Tempe.** She is concerned with crimes and drugs. She is new to the neighborhood, but most neighbors have lived there more than 20 years. She is afraid to walk her child to the park. Twice in three months, there has been a car accident. The first occurred in July of 2006. Two cars were speeding down Fair Lane, and one crashed into the light pole in front of her house, and the other one started shooting

at the person who then fled the scene. She called the police and they failed to respond quickly. The suspects were never found. The second accident occurred three months later. Again, two cars driving down Fair Lane crashed, went through the streetlight and into a brick wall, and pieces of the wall were scattered throughout her yard. Again, the police failed to respond quickly and again the drivers had fled the scene. They could smell marijuana and yet they were not cited. She doesn't want to be driven out and she wants to save what is left. She wants to see quicker police response.

- **Trish Jasinski, Tempe.** She thanked Council for the speed humps, but there could be a few more. She lives next door to a gang house. She went through the Tempe CAMP program to get her house and she has worked hard to keep it. She is single and she is about ready to get a gun. She bought the house because of the beautiful park but the park is poorly lit and she doesn't use it. She does call the police, but they don't always show up. She would ask that someone be assigned as a contact point to this problem area. The residents want to work with the City to solve the problems.
- **Manual Reyes, Tempe.** He purchased his house from his father and has lived there for 25 years. He lives next door to a drug house. He has been burglarized many times. He takes his children to a babysitter out of the area rather than having a babysitter come to his house. The children are not allowed to go out of the house unless he or his wife steps out first because of the pit bulls running loose. Any activity at the drug house vanishes as soon as the police are called. The speed humps are being used as "speed jumps." The neighborhood needs help.
- **Michelle Monahan, Tempe,** asked the City to let them know what they can do to help.
- **Richard Leonard, Tempe.** He has lived in the neighborhood for nine years. During the last six months, there has been a lot of criminal activity. The gang activity is coming in from south Phoenix. He would like to see more action done to deter the activity from entering the neighborhood. He suggested traffic-calming islands at both the Vineyard and Minton entrances to the neighborhood.

Mayor Hallman stated that while the City was working on the Calle Los Cerros project, Council had talked about trying to get neighborhood agreement on changing in traffic patterns. He asked if Mr. Leonard felt there was now consensus in the neighborhood to implement some of those changes.

Mr. Leonard responded that the traffic island on Calle Los Cerros has been helpful. He would also suggest enhancements to Svob Park. It is currently very dark at night. Upgrades to the playground would be helpful in making the park less prone to criminal activity and more attractive to families. More police patrol cars in the area would also be helpful.

Mayor Hallman asked Mark Richwine where Svob Park is on the park rehabilitation priority list.

Mark Richwine responded that Svob Park is in the top half.

Mayor Hallman summarized that the first step in the process for park rehabilitation is for the neighbors to work with staff to develop the design for the park rehabilitation. It takes some time, but since it is a

neighborhood park, it is important to have neighborhood participation in the design process. It typically includes issues regarding lighting, playground equipment, etc. Svob Park was originally designed as a retention basin and as a result, when water retention takes place, it destroys the grass and it is more difficult to deal with. After the Calle Los Cerros efforts were in place, there was an effort to bring together the neighborhood to create a more permanent neighborhood association, and he asked Shauna Warner for an update.

Shauna Warner responded that neighborhood associations are voluntary efforts, and in 2000 and 2001, the residents chose not to form an association.

Mayor Hallman stated that this option is still available.

Councilmember Carter asked for the deadline for applying for the neighborhood grant program.

Ms. Warner responded that the deadline was May 14 and the recommendations will be brought to Council on August 2. That option is available each year, but it is necessary to form a neighborhood association in order to be eligible for a grant.

Councilmember Arredondo stated that he wanted something done now. The safety of children must be first and foremost. It only takes four votes to get this done tomorrow, not next year, not for the next grant. In the past, there were three safe places: our home, our school, and our church. We have strayed from this and we have to get back to the basics. Council needs to give direction to the City Manager.

Mayor Hallman clarified that the resources available in this community need to be identified and the process is for the neighbors to design the park. He would propose the neighbors join together in a formal meeting to talk about the issues to be addressed. He asked Public Works Manager Glenn Kephart for an update on speed humps.

Glenn Kephart stated that since 2000, staff has worked with the neighborhood to do some comprehensive traffic-calming. The entrance at Calle Los Cerros, designed by the neighbors, has been successful. It was indicated at that time that speed humps were also an option. Since 2001, five streets in the neighborhood have received speed humps. To obtain speed humps, the neighborhood goes through a petition process to assure the consensus of the neighborhood. He was not sure where the process concerning Riviera street is, but he will provide that information to Council tomorrow. The residents are also interested in closing one street and making a cul-de-sac. There are adequate resources within the neighborhood traffic calming program (CIP) to do additional things in this neighborhood and staff is committed to working with the neighborhood on those issues.

Mayor Hallman added that about ninety days ago, staff completed a manual that contains the various kinds of available traffic-calming options. We need to make sure that the neighborhood gets to see that manual. The money that Council has put into the traffic-calming CIP is available to address some of the cut-through traffic right now. There are some new concepts as well.

Police Chief Tom Ryff thanked all the residents who have expressed their concerns tonight. He heard these concerns both as a police chief and as a lifetime Tempe resident. The Police Department has done a lot of work in this neighborhood, but there is more work to do. It is his goal as Police Chief to put systems in place to deal with the concerns. Some of the things done to date have included fully analyzing the calls for service within that area, examining appropriate staffing to make sure it is fully staffed, and approval of overtime within the Police Department to put additional police resources in uniform to assure we not only have minimum staffing, but maximum staffing. The Crime Prevention Unit has also been directed to go to this neighborhood and work with the community members. He visited the neighborhood this week and met with the officers who service this area. He also drove the alleys and randomly walked the neighborhood and talked to some of the residents. There are 372 single family homes in this subdivision and from talking to some of the residents, he did not hear the same concerns as he has heard tonight. His goal, with over 165,000 residents and approximately 350 officers, is to make sure that we use the police resources and continue to work with these residents. He has ideas he would like to discuss with the residents. Perhaps a community meeting could be held and a block watch association could be formed to formally start to address the issues as a community. This group tonight would be an excellent group for him to work with to set into motion a more formal neighborhood association to work with the Police Department, as well as have a point of contact for the other City services to be addressed as a City team as opposed to simply the Police Department. A comprehensive gang unit is also actively involved in the area. The gang detectives have met with some of the residents and have spent time talking about initiatives to address the gang issues.

Mayor Hallman asked about the quality of the City's gang unit.

Chief Ryff responded that it is important to look at the definition of gang and gang activity and how we address it as a police agency. We have to be fluid in the method in which we provide the police services with respect to gangs. The days of putting officers on the street to chase what we believe to be a gang member have changed. Today, we are addressing gangs in a more formal perspective. We have partnered with the Mesa, Chandler, Scottsdale, and Glendale Police Departments, and Council has approved tonight an initiative to enter into an agreement with those police agencies to address gang-related activities from a criminal intelligence perspective. Our goal is to get criminal intelligence information delivered in a timely manner to the uniformed officers on the street to address gang problems. Gangs are criminal enterprises. Another initiative undertaken last week was to send one of our gang supervisors to form a task force housed at the Department of Public Safety. Chief Ryff has been in contact with the Director of the Department of Public Safety, and the police chiefs from Mesa, Chandler, and Scottsdale, and resources are being combined to make sure that all police resources are working together on gang activities. We have also been working closely with the Phoenix Police Department to address gang issues within this neighborhood.

Mayor Hallman added that the neighbors attending tonight perceive that the crime movement is being pushed from Phoenix over into this neighborhood. He asked Chief Ryff what further steps should be taken with the City of Phoenix to start pushing back on that.

Chief Ryff responded that the observations are correct. There has been an increase in crime in the

Baseline corridor as a spillover from Phoenix. The Police Department has responded as an agency by re-evaluating resources and putting more officers into that area and working with the City of Phoenix gang unit, detective units and robbery units.

Mayor Hallman clarified that Chief Ryff's conception would be, as a lead agency, to coordinate with the neighbors to create a neighborhood meeting opportunity to get as many neighbors as possible pulled together to become actively involved in taking back the neighborhood. He asked if that is something the Police Department could do in conjunction with Ms. Warner's Office.

Chief Ryff responded that they must do that. They have tried to provide the best police service possible to that community, but obviously it is falling short of the neighbors' expectations.

Mayor Hallman added that at a minimum, it would be necessary for the Police Department to coordinate with the Parks and Recreation Department regarding improvements for Svob Park, with the Neighborhood Services Office to pull together a community meeting, and Public Works to discuss traffic-calming options, and other departments as needed. This needs to be done quickly.

Chief Ryff agreed and added that part of this is an education process as well. He hasn't heard whether calls have been made to the traffic-calming unit of the Police Department, the Selective Enforcement Motorcycle Squad (SEMS).

Councilmember Mitchell thanked the residents for their input. Some of these issues can be handled immediately. He would like to see the Police Department work with the Parks and Recreation Department to see what can be done at Svob Park.

Councilmember Arredondo added that there are some short-term solutions and safeguards for these neighbors, and there are long-term solutions. These neighbors need to know that these issues will be taken care of.

Vice Mayor Hutson added that the residents have Council's attention. He would expect that the Police Chief will meet with the other department heads and identify those short term projects and the resources available. It is also important to look at the long term solutions. Staff should bring it back to Council for approval and Council will find the money.

Councilmember Mitchell suggested assistance from the Rental Housing Task Force. The City has a strict ordinance in place.

Mayor Hallman further explained that a Rental Housing Task Force created a set of codes which were adopted by Council about a year ago. The task force re-met a couple of months ago and added some more items for suggested implementation. The goal is to prevent landlords from abusing neighborhoods and using it to make money at the expense of the quality of life of those who own homes there. Again, we don't know the location of the rentals unless the residents identify them. His hope would be to pull together a neighborhood meeting in about three weeks and bring together departments that have resources to find a

way to identify priorities to address. This needs to be done with neighborhood approval.

Councilmember Carter stated that if she were one of these neighbors, she would want to feel comfortable that the beat officers who come into the neighborhood know something about the neighborhood.

Mayor Hallman stated that would require a neighborhood structure so that the officers would know who to contact in the neighborhood. He asked Chief Ryff how those types of issues are being addressed.

Chief Ryff responded that policing philosophy remains the same. Assistant Chief Angel Carbajal is overseeing patrol and there are officers assigned to specific areas of the City. This is Beat 20, and same officers are responsible for patrolling that neighborhood seven days a week, 24 hours a day. A sergeant and a commander are also responsible for overseeing that area of the community. A new process, the "crime suppression team" has also been implemented within the last thirty days. In this process, the command level officers meet every two weeks to discuss calls of service, crime trends, activities, and resources are focused as required.

Mayor Hallman stated that there is contradictory evidence because the actual crime statistics show that the crime rate has fallen in this neighborhood.

Chief Ryff agreed that the calls for service in this neighborhood have actually decreased.

Mayor Hallman added that regardless of the kinds of data that the FBI likes to collect, we recognize from what's going on out on the street that these problems need to be addressed immediately.

Councilmember Carter added that she hoped the officers who patrol this beat would be introduced to the neighbors at a neighborhood meeting.

Mayor Hallman added that Council recognizes that there is some concern by residents that if they participate in assisting police in identifying neighborhood problems that there might be retaliation. We need to start, however, by having the residents come together to decide what they would like to do. Thirty to fifty from a neighborhood of 380 households is a very good turnout. In pulling that group together in a formal context to look at the resources and identify the problems, we can start matching the resources with what is being proposed. Tonight is not the night to do that. Notices need to be sent to the entire neighborhood to come together and talk about addressing the issues.

Councilmember Ellis added that a neighborhood association is very important. Communication is necessary and it helps establish patterns for the police. A few residents talked about calling the police and sometimes they would respond and sometimes they would not. If she were to call the police and they didn't respond, she would stop calling. The quoted statistics stating that crime is decreasing might be misleading.

Chief Ryff responded that calls are categorized as they come in based on importance. Life-threatening calls are priority "0" and that is put out to all officers and all respond. We have approximately a 3.5 minute response time for priority "0" calls. Thereafter, the calls digress in order of importance. Without knowing

the circumstances of the call, he couldn't respond. If a citizen requests an officer, police policy is to send an officer. He is interested in meeting with the residents to research the information and get the answers.

Councilmember Ellis clarified that if a citizen requests an officer, an officer is dispatched.

Chief Ryff clarified that if an officer is requested, an officer is dispatched, but depending upon the call for service, time of day, and what other calls are in the queue, response time can be affected.

Councilmember Arredondo stated with Council, staff and the neighbors working together, the neighborhood, the park, and the streets will be taken back.

Mayor Hallman summarized that Chief Ryff will take the leadership to pull together the appropriate department heads and work with Ms. Warner to mail a meeting notice to all neighborhood residents. He asked Ms. Warner to talk to the residents present to establish acceptable timing for a meeting.

Chief Ryff suggested that he and staff would be available to speak to the residents present tonight after the meeting.

Sgt. Ken Harmon, Crime Prevention Unit Supervisor, stated that he is available to speak to these issues as well. A warrant was served on the drug house that was identified by the residents. This was the same house that housed the pit bulls that were terrorizing the neighborhood. The pit bulls were seized tonight and will not be returned to the owner until they are licensed. It was because of his meeting on July 3rd with several of the neighbors that brought about those actions. He recently took over the Crime Prevention Unit and unpopular changes were made. The unit has begun patrolling the neighborhood and is making headway because of the neighbors. He urged the residents to call him at any time. The criminal abatement process is another powerful tool and he intends to pursue criminal abatement on that drug house.

Mayor Hallman reiterated that the residents are the "eyes and ears." New tactics are being employed by the Police Department. Through criminal abatement, the City can actually pursue the drug house and do things such as using the house for a home that can supply the City the ability to be in the neighborhood. In one neighborhood, a house became a neighborhood childcare center.

Chief Ryff reiterated his commitment to this neighborhood. He is here to provide service to the community. The Police Department has a lot of work ahead of it and it needs the residents' help.

7. CURRENT EVENTS/COUNCIL ANNOUNCEMENTS/FUTURE AGENDA ITEMS – None.

Meeting adjourned at 10:00 p.m.

I, Jan Hort, the duly-appointed City Clerk of the City of Tempe, Maricopa County, Arizona, do hereby certify the above to be the minutes of the Formal City Council meeting of July 19, 2007, by the Tempe City Council, Tempe, Arizona.

Hugh Hallman, Mayor

ATTEST:

Jan Hort, City Clerk

Dated this _____ day of _____, 2007.