



COUNCIL MINUTES

October 4, 2021

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on October 4, 2021, at 5:45 p.m.

COUNCIL PRESENT

John Giles
Jennifer Duff
Mark Freeman
Francisco Heredia
David Luna
Julie Spilsbury
Kevin Thompson

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Dee Ann Mickelsen
Jim Smith

Mayor's Welcome.

Mayor Giles conducted a roll call.

Mayor Giles led a moment of silence, followed by the Pledge of Allegiance.

Awards, Recognitions and Announcements.

Mayor Giles presented a Domestic Violence Awareness Month proclamation to Assistant City Prosecutor Stacey Good, whose office is hosting this year's event to help educate and raise awareness. Mayor Giles reaffirmed the City's dedication to building a community where no one suffers the hurt and hardship that domestic violence causes and recommit to uphold the basic human right to be free from violence and abuse.

Assistant City Prosecutor Stacey Good announced that domestic violence is prevalent in the Mesa community and reaffirming dedication shows the city cares for the victims in the community and that resources are available. Ms. Good announced the Mesa Prosecutors Office is co-hosting a domestic violence awareness event on Tuesday, October 26th at Pioneer Park with the Mesa Police Department. She noted the event starts at 5:30 p.m. and will include various nonprofit organizations that will be there to provide information, support, and resources.

Mayor Giles announced Mesa's Channel 11 was selected as a winner for their "Mesa Cares" documentary video in the 42nd Annual Telly Awards, which honors excellence in video and television across all screens.

Mayor Giles introduced Deputy Communications Director Glen Stephens who commented that staff in 2020 documented various events that cultivated a historic timeline of expressed stories throughout the pandemic and the City of Mesa's response. Mr. Stephens presented a 2-minute clip of the award-winning documentary, which is available to view on Mesa's Channel 11.

Mayor Giles commented that it's easy to forget about the challenges we were dealing with just a few months ago and stated he is proud of the way the organization rose to the challenge.

Councilmember Luna congratulated Mr. Stephens and stated that he knows how difficult it is to obtain a Telly award, but the work product of Channel 11 staff is exemplary. He thanked Mr. Stephens and staff and noted that this is a very proud moment for the City of Mesa.

1. Take action on all consent agenda items.

All items listed with an asterisk (*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the consent agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

City Clerk Dee Ann Mickelsen read a comment card submitted by Dennis Stransky, a resident of Sunland Springs Village, who supports reducing the speed limit on Guadalupe Rd from 45 mph to 35 mph between Signal Butte Rd and the city limits. Mr. Stransky commented that the area is surrounded by an active adult community with many pedestrians, bicycles, and golf carts and reducing the speed limit would greatly increase safety in the community.

It was moved by Councilmember Luna, seconded by Councilmember Thompson, that the consent agenda items be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Luna-Spilsbury-Thompson
NAYS – None

Carried unanimously.

*2. Approval of minutes of previous meetings as written.

Minutes from the August 26, 2021, September 20, 2021, Study Sessions, and the September 20, 2021, Regular Council meeting.

3. Take action on the following liquor license applications:

*3-a. St. Timothy Catholic Church

This is a one-day event to be held on Saturday, October 23, 2021, from 6:00 P.M. to 10:00 P.M. at St. Timothy School, 2520 South Alma School Road. **(District 3)**

*3-b. Ultimate Imaginations Inc.

This is a two-day event to be held on Friday, October 29, 2021, from 9:00 A.M. to 9:00 P.M. and Saturday, October 30, 2021, from 9:00 A.M. to 9:00 P.M. at Worth Takeaway, 218 West Main Street. **(District 4)**

*3-c. Wings of Flight Foundation

This is a one-day event to be held on Saturday, November 13, 2021, from 3:00 P.M. to 11:59 P.M. at Falcon Field Airport, 4626 East Fighter Aces Drive. **(District 5)**

*3-d. Lost Ones Found

This is a one-day event to be held on Saturday, October 16, 2021, from 12:00 P.M. to 7:00 P.M. at El Pacifico Tacos and Mariscos, 1130 West Grove Avenue, Suite 106. **(District 3)**

*3-e. Perla Negra Mexican Seafood

A restaurant that serves breakfast, lunch and dinner is requesting a new Series 12 Restaurant License for Perla Negra Mexican Seafood LLC, 118 East McKellips Road, Suite 103; Jesus Adriana Romero Meza, agent. There is no existing license at this location. **(District 1)**

4. Take action on the following contracts:

*4-a. Three-Year Term Contract with Two Years of Renewal Options for Armored Car Services for Various City Departments. **(Citywide)**

The City has a need of secure transport of cash and other negotiable documents for various City facilities by way of armored car services, to the City's banking services provider. The contractor will provide armored car services, including pick-up and delivery of bank deposits to the City's banking services provider the next day.

An evaluation committee recommends awarding the contract to the highest scored proposal from Brink's Incorporated, dba Brink's U.S., at \$30,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

*4-b. One-Year Term Contract with Two Years of Renewal Options for Remote Firing Initiator Device Kits for the Mesa Police Department. **(Citywide)**

The Mesa Bomb Team is a regional response team that responds within Mesa and assists local agencies that do not have bomb teams such as the Chandler, Gilbert, Apache Junction, Scottsdale, and Salt River-Pima Indian Police Departments. Continuity of equipment is preferred as it makes it easy for local, state, and federal bomb squads to interoperate when training together or working together during operations. The new equipment will replace an old outdated remote firing initiator device purchased in 2006 that is no longer serviced or supported.

An evaluation committee recommends awarding the contract to the responsive and responsible proposal from Sericore Technologies, LLC; Year 1 at \$43,000, and Years 2 and 3 at \$29,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. \$29,000 of the initial purchase is grant funded by the Arizona Department of Homeland Security and additional purchases during the first year may be made as funding is identified. Additional purchases may be made for additional units as funding is identified or budgeted.

- *4-c. Ratification of the Emergency Purchase of Ammunition for the Mesa Police Department. **(Citywide)**

Ammunition has become difficult to obtain. This purchase provided a second supplemental order of ammunition being used for recruit training. Due to the depleting inventory, additional ammunition was needed as soon as possible. This purchase was the second supplemental purchase since April and the 2 purchases total \$49,939.20.

The Police Department and Purchasing recommend ratifying the purchase with Dooley Enterprises, Inc., at \$24,950.12.

- *4-d. Purchase of Replacement Seating for the Mesa Arts Center. **(District 4)**

Mesa Arts Center (MAC) has been replacing worn seating in the Ikeda Theater and recently purchased 54, portable VIP chairs. After the old seating was removed, MAC realized there is ample room for more VIP chairs. This purchase is for 24 additional chairs of the same product. It will be the second purchase since May and the two purchases total \$35,825.34.

The Arts and Culture Department and Purchasing recommend authorizing the purchase using the Sourcewell cooperative contract with Hussey Seating Company, at \$11,170.28.

- *4-e. Warner Road Lift Station Project - Guaranteed Maximum Price (GMP). **(District 6)**

This project includes the construction of new lift station equipment, as well as utility crossings of the Roosevelt Water Conservation District (RWCD) canal and the Flood Control District of Maricopa County (FCD) drainage channel. An 8-inch sanitary sewer force main in a 24-inch casing and a 16-inch water main, 4-inch gas line, and an 8-inch-high pressure gas main in a 42-inch casing will cross the RWCD and FCD facilities.

Staff recommends awarding a construction services contract to Garney Construction, in the amount of \$3,915,925.97 (GMP), and authorizing a change order allowance in the amount of \$391,592.59 (10%), for a total amount of \$4,307,518.57. This project is funded by the 2014 authorized Water bonds, 2014 Wastewater bonds, and 2014 Gas bonds.

5. Take action on the following resolutions:

- *5-a. Modifying fees and charges for the Mesa Fire and Medical Department to add a Fire Inspection Fee for Mobile Food Trucks related to the new requirement in the recently approved Mobile Food Vendor Code. **(Citywide)** – Resolution No. 11734
- *5-b. Approving and authorizing the City Manager to enter into a Project Agreement with Maricopa Association of Governments for an Arterial Life Cycle Program Project on Elliot Road between Sossaman Road and Ellsworth Road that defines the regional reimbursement schedule for the project. **(District 6)** – Resolution No. 11735
- *5-c. Approving and authorizing the City Manager to enter into a Project Agreement with Maricopa Association of Governments for an Arterial Life Cycle Program Project on Sossaman Road between Ray Road and Warner Road that defines the regional reimbursement schedule for the project. **(District 6)** – Resolution No. 11736

- *5-d. Approving and authorizing the City Manager to enter into a five-year Intergovernmental Agreement with the Town of Queen Creek to provide dispatch services by the Mesa Police Department, and payment of \$1,382,680 to Mesa for equipment and staffing costs associated with providing the services in the year 2022. The amount of the annual payment for the remaining four years of the Agreement will be reviewed and adjusted each year. **(Citywide)** – Resolution No. 11737

6. Take action on the following resolutions relating to the construction of infrastructure near, and including, the intersection of Ellsworth and Williams Field Roads:

- *6-a. Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with the Phoenix-Mesa Gateway Airport Authority related to the design, construction, and maintenance of infrastructure in and around the intersection of Ellsworth and Williams Field Roads. **(District 6)** – Resolution No. 11738
- *6-b. Authorizing the City Manager to execute an individual job order under Job Order Master Contract MA-19003185 with a value up to \$2,000,000 for the signalization, widening, and improvement of the intersection of Ellsworth and Williams Field Roads. **(District 6)** – Resolution No. 11739

7. Introduction of the following ordinances and setting October 18, 2021, as the date of the public hearing on these ordinances:

- *7-a. **ZON21-00397 (District 6)** Within the 6900 to 7200 blocks of East Hampton Avenue (south side) and within the 1500 block of South Clearview Avenue (west side). Located south of Southern Avenue and east of Power Road (17.5± acres). Rezone from Limited Commercial with a Planned Area Development Overlay (LC-PAD) to Limited Commercial with a Planned Area Development Overlay (LC-PAD-PAD), Council Use Permit and Site Plan Review. This request will allow for a multiple residence development. Brennan Ray, Burch & Cracchiolo, PLC, applicant; Mesa Pavilions Retail LLC & GFI-Mesa Investments Limited Partnership, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 6-0)

- *7-b. **ZON21-00543 (District 6)** Within the 7300 to 7600 blocks of the East Warner Road alignment (south side) and within the 4400 to 4800 blocks of the South Sossaman Road alignment (west side). Located west of the Sossaman Road alignment and south of the Warner Road alignment (112± acres). Rezone from LI and AG to LI-PAD; and Site Plan Review. This request will allow for the development of an industrial business park. Reese Anderson, Pew & Lake, PLC, applicant; Structures Investment LLC, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 5-0)

- *7-c. Amending Sections 10-4-3 and 10-4-5 of the Mesa City Code to modify the speed limit from 45 mph to 35 mph on Guadalupe Road from a point six hundred twenty feet (620') east of Signal Butte Road to the east City limits, as recommended by the Transportation Advisory Board. **(District 6)**

8. Discuss, receive public comment, and take action on the following ordinance:

- *8-a. **ZON21-00164 (District 5)** Within the 5900 block of East Adobe Road (north side) and 800 block of North Recker Road (west side). Located at the northwest corner of Adobe and Recker Road (2.1± acres). Rezone from Single Residence 7 (RS-7) to Multiple Residence 3 (RM-3) with a Planned Area Development Overlay (PAD) and Site Plan Review. This request will allow for a multiple residence development. Reese Anderson, Pew and Lake, PLC, applicant; City of Mesa, owner. – Ordinance No. 5645

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 5-0)

9. Take action on the following subdivision plats:

- *9-a. “Mariposa Estates, Unit 2” **(District 5)** Within the 3600 to 3800 blocks of East McLellan Road (south side). Located north of Brown Road and east of Val Vista Drive (2.6 ± acres). Heritage Group Limited Partnership, developer; Bruce R. Heyse, BRH Surveying, LLC, surveyor.
- *9-b. “Heritage Grove” **(District 5)** Within the 3700 block of East McLellan Road (south side). Located north of Brown Road and east of Val Vista Drive (6.8 ± acres). Heritage Group Limited Partnership, developer; Bruce R. Heyse, BRH Surveying, LLC, surveyor.

10. Adoption of the following Notice of Intention and setting December 8, 2021, as the date of the public hearing:

- *10-a. Notice of Intention to adjust utility rates.

Items not on the Consent Agenda.

11. Items from citizens present.

There were no items from citizens present.

12. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:02 p.m.

JOHN GILES, MAYOR

ATTEST:

DEE ANN MICKELSEN, CITY CLERK

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Council Meeting of the City Council of Mesa, Arizona, held on the 4th day of October 2021. I further certify that the meeting was duly called and held and that a quorum was present.

DEE ANN MICKELSEN, CITY CLERK

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