



COUNCIL MINUTES

October 28, 2021

The City Council of the City of Mesa met in a Special Council Meeting in the lower-level meeting room of the Council Chambers, 57 East 1st Street, on October 28, 2021, at 7:30 a.m.

COUNCIL PRESENT

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

COUNCIL ABSENT

None

OFFICERS PRESENT

Dee Ann Mickelsen
John Pombier
Jim Smith

Mayor Giles conducted a roll call.

1. Take action on the following resolutions.

- *1-a. Approving and authorizing the City Manager to enter into Amendment No. One to the Intergovernmental Agreement with Arizona Department of Transportation accelerating the project timeline of the construction of State Route 24 between Ellsworth Road and Ironwood Road (IGA 19-0007461-1, A. G.) **(District 6)** – Resolution No. 11749

Development Services Project Manager Veronica Gonzalez introduced Transportation Department Director RJ Zeder and City Engineer Beth Huning, and displayed a PowerPoint presentation. **(See Attachment 1)**

Ms. Gonzalez mentioned in April Council approved a pre-annexation and development agreement with Pacific Proving Grounds and Legacy Cares for the development of Legacy Sports Park which is a 337-acre multi-use recreational facility located at the southeast corner of Williams Field and Ellsworth Roads. She explained one provision of the agreement allowed the City to reimburse the developer up to \$1.5 million for the construction of Williams Field Road adjacent to the site. (See Page 2 of Attachment 1)

Ms. Gonzalez stated there are two amendments that are needed to move forward on the project. She said the first amendment is to redirect the City's \$1.5 million to two other projects that will benefit both the Legacy Sports Park and the City; one of the projects being the construction of the intersection at Ellsworth and Williams Field Roads. She pointed out the intersection is under construction and was scheduled to be completed in April of 2022; however, to accommodate the soft opening at Legacy Sports in December, it has become necessary to accelerate the construction of that intersection. She said the \$230,000 costs associated with accelerating the project will cover temporary left turn lanes, traffic control, and off-duty police officers. She continued by saying the second project will be to accelerate the opening of State Route (SR) 24

from Ellsworth to Williams Field Road and the City will contribute \$1.2 million to Arizona Department of Transportation (ADOT) for that piece of the project. (See Page 3 of Attachment 1)

In response to a question from Councilmember Luna, Ms. Gonzalez confirmed the projects were already planned and the amendment is to expedite the construction.

Ms. Huning clarified the project at the intersection of Williams Field Road is to expedite the removal of the medians and installation of the left turn lane and the final project will not be completed until April next year.

Mr. Zeder elaborated on the SR24 project stating that the original plan was to build from Ironwood west to Ellsworth and the amendment to the Intergovernmental Agreement (IGA) will be to build the Ellsworth bridge and then work from both directions at the same time to get SR24 opened early. He said the overall project deadline has not changed and will be completed by August of next year.

Responding to a question from Mayor Giles, Mr. Zeder confirmed Williams Field Road was identified as a project under the bond funding. He indicated he will verify what the dollars are today and whether there will be a reimbursement.

Mayor Giles thanked staff for the presentation.

It was moved by Councilmember Luna, seconded by Councilmember Thompson, that Resolution No. 11749 be adopted.

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Luna-Spilsbury-Thompson

NAYS – None

Carried unanimously.

*1-b. Approving and authorizing the City Manager to enter into the First Amendment to the Pre-Annexation Development Agreement with Pacific Proving, LLC, (owner) and Legacy Cares, Inc. (lessee), for the development of a recreation facility known as “Legacy Sports Park” regarding the costs and use of funds for the acceleration of certain public infrastructure projects. **(District 6)** – Resolution No. 11750

Ms. Gonzalez advised this item refers to the same project and acceleration that was just discussed.

City Attorney Jim Smith informed Council because there are two different agreements there are two separate resolutions. He advised the \$1.5 million that was going to reimburse the developer will now be going to ADOT and the City.

It was moved by Councilmember Luna, seconded by Councilmember Freeman, that Resolution No. 11750 be adopted.

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Luna-Spilsbury-Thompson

NAYS – None

Carried unanimously.

2. Adjournment.

Without objection, the Special Session adjourned at 7:37 a.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 Special Session of the City Council of Mesa, Arizona, held on the 28th 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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(Attachment – 1)