



## City of Mesa

*Council Chambers  
57 E. First Street*

### City Council Meeting Agenda - Final

**Tuesday, December 8, 2015**

**5:45 PM**

#### **CITIZEN PARTICIPATION**

All citizens are permitted and encouraged to speak on agenda items. If you are interested in speaking on an agenda item, please fill out a blue card in the back of the room and give it to the City Clerk. When the Council considers the item, you will be called to the podium to provide your comments.

The City of Mesa is committed to making its public meetings accessible to persons with disabilities. For special accommodations, please contact the City Manager's Office at (480) 644-3333 or AzRelay 7-1-1 at least 48 hours in advance of the meeting.

Si necesita asistencia o traducción en español, favor de llamar al menos 48 horas antes de la reunión al 480-644-2767.

#### **CONSENT AGENDA**

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.

***Mayor John Giles***

***Vice Mayor Dennis Kavanaugh - District 3***

***Councilmember Dave Richins - District 1***

***Councilmember Alex Finter - District 2***

***Councilmember Chris Glover - District 4***

***Councilmember David Luna - District 5***

***Councilmember Kevin Thompson - District 6***

## Mayor's Welcome

## Roll Call

*(Members of the Mesa City Council will attend either in person or by telephone conference call)*

**Invocation by Minister Les Koel with the Church of Scientology.**

## Pledge of Allegiance

## Awards, Recognitions and Announcements

**1 Take action on all consent agenda items.**

### **Items on the Consent Agenda**

**\*2 [15-1238](#)** Approval of minutes of previous meetings as written.

**3 Take action on the following liquor license applications:**

**\*3-a [15-1229](#)** All Pierogi Euro Kitchen

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant License for Euro Kitchen LLC, 1245 West Baseline Road, Suite 101 - Nataliya Koshalko, agent. The previous license held by Tammasak Rojchanakasetchai, Sole Proprietor, reverted back to the state. **(District 3)**

**\*3-b [15-1249](#)** Max's Mukhaase

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant License for Max's Mukhaase Restaurant & Catering Services LLC, 1245 West Guadalupe Road, Suite B 7-8 - Maxwell Danso Abiam, agent. There is currently no existing license at this location. **(District 3)**

**\*3-c [15-1250](#)** Steak and Stone Steakhouse and BBQ

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant License for Steak and Stone LLC, 2613 North Thunderbird Circle - William David Reay, agent. There is currently no existing license at this location. **(District 5)**

**4 Take action on the following contracts:****\*4-a [15-1196](#) Amendment and Dollar-Limit Increase to the Contract for the Purchase of the Replacement Development Information Management Enterprise Solution (Citywide)**

The contract amendment will allow the City to contract directly with Open Counter for the implementation of the business wizard functionality that is part of the project, saving the City Accela pass-through costs.

The dollar-limit increase with Accela will provide a replacement for the PD False Alarms system that is obsolete and failing. Bringing the PD Alarms billing, administered by Business Services, into Accela Automation will put it in the same system as the City's other regulatory licenses and permits providing a single point of license/permit application and on-line application, renewal and payment abilities.

Business Services, Development Services and Purchasing recommend authorizing a contract amendment to add Open Counter Enterprises as a vendor for the project and a dollar-limit increase to the contract with Accela Inc., in the amount of \$56,610.00, increasing the contract value from \$1,609,111.68 to \$1,665,721.68.

**\*4-b [15-1144](#) Three-Year Term Contract for Fasteners, Hardware and Electrical Supplies for the Fleet Services Department (Citywide)**

This contract will provide various supplies including fasteners, switches, nuts, and bolts and related hardware and electrical supplies commonly used for general repairs and maintenance of City vehicles and equipment.

The evaluation committee recommends awarding the contract to the highest scored proposal from Class C Solutions Group, at \$85,000.00 annually, based on estimated requirements.

**\*4-c [15-1223](#) Purchase of One Addition Light-Duty Truck with Service Body for the Facilities Maintenance Department (Citywide)**

This purchase will provide a 2016 Ford 250, regular cab chassis truck with an 8 ft. utility bed to support Facilities Maintenance daily operations and maintenance activities at City facilities.

The Fleet Services and Facilities Maintenance Departments, and Purchasing recommend authorizing the purchase from the contract with Berge Ford (a Mesa business), at \$38,373.98.

**\*4-d   [15-1219](#)   One-Year Term Contract for Automotive Transmission Repairs, Services and Replacements for the Fleet Services, and Fire and Medical Departments **(Citywide)****

This contract provides automotive transmission parts and repair and replacement services for the City's heavy-duty vehicles, such as fire apparatus, refuse trucks and heavy-duty trucks, and light-duty vehicles. The City of Mesa and Mesa Public Schools served as the lead agencies for this cooperative contract.

The Fleet Services, and Fire and Medical Departments, and Purchasing recommend authorizing a one-year contract using the Mesa Public Schools cooperative contract with the highest-scored vendors, W.W. Williams, Sun Devil Auto (a Mesa Business), and AAMCO (AZ Transmission Systems) (a Mesa Business), at \$375,000 annually, based on estimated requirements.

**\*4-e   [15-1220](#)   Term Contract for Goodyear Tires for the Materials and Supply Warehouse (for the Fleet Services and Fire and Medical Departments) **(Citywide)****

This contract provides Goodyear brand tires for use by the Fleet Services and Fire and Medical Departments to maintain the City's Fleet and Fire vehicles. Tires are inventoried and ordered as-needed by the Materials and Supply Warehouse.

Materials and Supply and Purchasing recommend authorizing a term contract using the Maricopa County cooperative contract with Purcell Tire Company (a Mesa business), at \$267,000 through March 31, 2016; and \$800,000 annually, through March 31, 2019, based on estimated requirements.

**\*4-f   [15-1225](#)   Purchase of One Replacement Chevrolet Tahoe Sport Utility Vehicle for the Police Department **(Citywide)****

The vehicle being replaced has met established criteria and will be sold at auction.

The Fleet Services and Police Departments, and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contract with Midway Chevrolet, at \$40,586.30. This purchase is funded by a Homeland Security Grant.

**\*4-g   [15-1228](#)   Purchase of Five Replacement Ford Interceptor Sport Utility Vehicles for the Police Department (**Citywide**)**

The vehicles being replaced have met established criteria and will be sold at auction.

The Fleet Services and Police Departments, and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, PFVT Motors, Inc., dba Peoria Ford, at \$169,427.21. This purchase is funded by the Vehicle Replacement Fund.

**\*4-h   [15-1212](#)   Dollar-Limit Increase to the Term Contract for Landscape Maintenance for Aquatics Facilities for the Parks, Recreation and Commercial Facilities (PRCF) Department (**Citywide**)**

PRCF has requested this increase due to the steadily increasing public and private use at the Aquatics Facilities, elongating the seasonal time period the facility is in use. It has become necessary to maintain the non-turf landscape at the Aquatics Facilities year-round.

The Parks, Recreation and Commercial Facilities Department, and Purchasing recommend authorizing a dollar-limit increase with Artistic Land Management, Inc., of \$30,021.12, for FY 15/16, increasing the annual contract amount from \$38,048.00 to \$68,069.12

**\*4-i   [15-1230](#)   Purchase of a New Eight-Station Challenge Fitness Course for the Parks, Recreation and Commercial Facilities Department (Single Bid) (**Citywide**)**

The purchase will provide an outdoor, eight-station Challenge Fitness Course for patrons, ages 5 to 12. The course will be located at Eagles Park and will include obstacles and activities that promote a well-rounded youth fitness routine including aerobic and muscle fitness, balance, speed, and flexibility. Installation is not included in this approval.

The Parks, Recreation and Commercial Facilities Department and Purchasing recommend awarding the contract to the single, responsive and responsible bidder, Game Time dba Game Time, c/o Triple M Recreation, at \$48,514.45.

**\*4-j    15-1233    Public Safety Training Facility - Burn Facility Expansion (District 5)**

The majority of the City's fire calls are in the Class A category, so it is important that a burn facility is designed and maintained to provide this training condition. The need for Class A combustion training and additional training scenarios will be addressed by constructing a new Class A burn building that will be a 4,000 square foot, two-story, and designed for Class A combustibles use by installation of a high temperature lining product and the latest design techniques.

Staff recommends that Council award a contract for this project to the lowest responsible bidder, JE Bowen Construction LLC, in the amount of \$1,467,600.00, which includes the base bid amount along with bid alternatives 1, 2, 3 and 6, and authorize a contingency in the amount of \$146,760.00. Funding is available from the 2013 authorized Public Safety Bond.

**\*4-k    15-1237    Three-Year Term Contract for Real Property Appraisal and Review Appraisal Services for the Engineering Department (District 4)**

This contract will provide qualified firms to perform appraisal and review appraisal services related to land acquisition for the Gilbert Road Light Rail Extension Project.

The evaluation committee recommends awarding contracts to the highest scored proposals from Loper and Associates LLC, for appraisal services, and Landpro Valuation LLC (a Mesa business), for review appraisal services, for a total project cost of \$168,900.00, based on estimated requirements.

**\*4-l    15-1239    Porter Park Shared-Use Pathway Project (District 1)**

The City received federal Transportation Alternative and Safe Routes to School grants to construct a shared-use pathway in the former Mesa Canal alignment starting in the vicinity of Porter Park. This multi-use pathway will provide a safer route for students to the neighboring schools, add to regional connectivity, promote non-vehicular transportation, and transform a former canal and existing alley into a recreational amenity.

Staff recommends that Council award a contract for this project to the lowest responsible bidder, Visus Engineering Construction, Inc., in the amount of \$1,279,000, and authorize a contingency in the amount of \$127,900.

**\*4-m [15-1235](#) Intelligent Transportation System Radio Communications Equipment Upgrades (Citywide)**

The City received a federal Congestion Mitigation and Air Quality (CMAQ) grant to procure radio equipment that will be installed as part of a regular program to upgrade aging equipment throughout the City's Intelligent Transportation System (ITS). The City's radio communications support a wide variety of ITS devices. Upgrading the aging radio equipment will improve ITS communications capabilities and will allow for continued efficient management of these devices.

Staff recommends Council award a contract for this project to the lowest, responsible bidder, RedHawk Solutions, LLC, in the amount of \$159,983.70, and authorize contingency in the amount of \$15,998.37. This project will be funded from a \$243,864.00 Federal Highway Administration CMAQ grant with the required 5.7% (\$13,900.24) match funded by City of Mesa Transportation Local Street Sales Tax.

**5 Take action on the following resolutions:**

**\*5-a [15-1118](#) Declaring that the City of Mesa Emergency Manager is designated as the Application Agent for filing applications with the Arizona Department of Emergency and Military Affairs for disaster relief funding. (Citywide)**

**\*5-b [15-1126](#) Approving the City of Mesa Hazard Mitigation Plan. This 5-year plan developed in collaboration with regional partners and Maricopa County Department of Emergency Management (MCDEM) will be included in MCDEM's 2015 Maricopa County Multi-Jurisdictional Multi-Hazard Mitigation Plan. (Citywide)**

**\*5-c [15-1221](#) Approving and authorizing the City Manager to enter into the First Amendment to the Amended and Restated Intergovernmental Agreement for the TOPAZ Regional Wireless Cooperative (TRWC) to facilitate the admission of the Fort McDowell Yavapai Nation as a member. (Citywide)**

**\*5-d [15-1226](#) Extinguishing a portion of an Easement for Public Utilities along the Hawes Road alignment south of Southern Avenue (District 6)**

The applicant has requested the City extinguish a portion of an Easement for Public Utilities in order to accommodate a Verizon Wireless service tower located within Arizona Department of Transportation right-of-way for the Red Mountain Freeway (SR 202L) and the Superstition Freeway (US 60).

**6 Discuss, receive public comment, and take action on the following ordinance:**

- \*6-a**    [15-1198](#)    Amending Mesa City Code, Title 8 (Health, Sanitation and Environment), Chapter 3 (Solid Waste), Sections 2 and 11 relating to definitions of "Business or Commercial Establishments" and "Residence" in accordance with changes to the Arizona Revised Statutes relating to regulation of solid waste, with an effective date of July 1, 2016. **(Citywide)**

**7 Take action on the following subdivision plats:**

- \*7-a**    [15-1192](#)    "Parkwood Ranch Marketplace" **(District 6)** The 10000 - 10060 block of East Southern Avenue (north side). The northeast corner of East Southern Avenue and North Crismon Road. 5 LC-PAD commercial lots (11.23± ac.). Pros Investments, LLC, owner; Jay E. Mihalek, JMA Engineering Corporation, surveyor.
- \*7-b**    [15-1193](#)    "Whispering Oaks" **(District 1)** The 1600 block of East Leland Circle (both sides). Located north and west of McKellips and Gilbert Roads. 6 RS-35 PAD single residence lots (4.5± ac.). Robert and Jean Holyoak, owners; David Bohn, Kinetix Engineering, engineer.

**Items not on the Consent Agenda****8 Take action on the following resolution:**

- 8-a**    [15-1173](#)    Approving the name change of the Utilities Building located at 640 North Mesa Drive, to the "Charles K. Luster Building". **(District 4)**

**9 Items from citizens present. (Maximum of three speakers for three minutes per speaker).****10 Adjournment.**

The Council may vote to hold an executive session for the purposes of obtaining legal advice from the City Attorney (A.R.S. §38-431.03A(3)) or to discuss and instruct the City Attorney regarding the City's position regarding contracts that are the subject of negotiations, in pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. (A.R.S. §38-431.03A(4))