



## **City of Mesa**

*Council Chambers  
57 E. First Street*

### **City Council Meeting Agenda - Final**

**Monday, May 16, 2016**

**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 Pastor Tim Thompson with Fountain of Life Christian Fellowship.**

**Pledge of Allegiance****Awards, Recognitions and Announcements**

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

**Items on the Consent Agenda**

**\*2 [16-0561](#) Approval of minutes of previous meetings as written.**

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

**\*3-a [16-0532](#) Oregano's Pizza Bistro**

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant License for OPB Restaurants Inc., 6821 East Superstition Springs Boulevard - Mark Steven Russell, agent. There is no existing license at this location. **(District 6)**

**\*3-b [16-0533](#) Starbucks Coffee #14378**

A restaurant that serves breakfast, lunch and dinner is requesting a new Series 12 Restaurant License for Coffee House Holdings Inc., 344 South Power Road, Suite 101 - Andrea Dahlman Lewkowitz, agent. There is currently no existing license at this location. **(District 2)**

**4 Take action on the following contracts:**

- \*4-a**    **16-0552**    Purchase of Electronic Document Review Equipment for the Development Information Management Enterprise Solution (DIMES) Project for the Information Technology Department **(Citywide)**

The Development Services Department is launching a new cloud-based DIMES to replace the existing system, Tidemark. As part of the upgrade, the City will begin providing electronic document review (EDR) for the development community for planning cases and construction plans. EDR will eliminate the vast majority of required physical storage space, document retrieval costs and plan printing costs for the department as well as costs for developers for printing and delivering plans. Viewing large, detailed plans electronically, requires high definition monitors with greater screen space than is currently available.

The Information Technology and Development Services Departments, and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contract with Dell Marketing, LP, at \$146,637.62. This purchase is funded by the Development Services Technology Fund.

- \*4-b**    **16-0551**    Three-Year Term Contract for Large Format Commercial Printing for the Business Services Department **(Citywide)**

This contract is used to print large format printing projects that Print Services is unable to complete because of a lack of proper equipment or because it is not economically possible to do so. Printed materials include: flatbed printed items, clings, posters/banners and oversized banners.

The evaluation committee recommends awarding the contract to the highest scored proposals from ARC Document Solutions and Perkinson Reprographics Inc., dba PRI Graphics (a Mesa business), cumulatively not to exceed \$96,200 annually, based on estimated requirements.

- \*4-c**    **16-0556**    One-Year Renewal of the Term Contract for AC Delco and Motorcraft Vehicle Parts for the Fleet Services Department **(Citywide)**

This contract provides genuine AC Delco (General Motors) and Motorcraft (Ford) parts for the City's fleet. The fleet consists of approximately 320 Ford automobiles, 285 Ford vans and light trucks, 115 General Motors automobiles and 225 General Motors vans and light trucks.

The Fleet Services Department and Purchasing recommend authorizing a one-year renewal with USD, Inc., at \$150,000 annually, based on estimated requirements.

- \*4-d**    **16-0553**    Purchase of One Replacement Heavy Duty Truck with a Telescopic 55' Pole Setting Derrick and Flatbed Body for the Transportation Department (Single Bid) **(Citywide)**

The new truck will replace two vehicles that have met established replacement criteria and both will be retired and sold at auction.

The Fleet Services and Transportation Departments, and Purchasing recommend awarding the contract to the single, responsive and responsible bidder, Altec Industries, Inc., at \$227,339.90. This purchase is funded by Local Street Sales Tax.

- \*4-e**    **16-0554**    Three-Year Term Contract for Storm Pump Maintenance and Repair for the Transportation Department **(Citywide)**

This contract will provide the City with the ability to maintain and repair storm water pumps at various locations throughout the City.

The Transportation Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidders, Precision Electric Company (Primary); and Phoenix Pumps, Inc. (Secondary); at \$196,000 annually, based on estimated requirements. This purchase is funded by the Environmental Compliance Fee.

- \*4-f**    **16-0555**    Purchase of Infrastructure Equipment to Support Closed-Circuit Television (CCTV) Cameras for the Police Department **(Citywide)**

The Police Department, Information Technology Division is requesting the purchase of infrastructure items in support of the CCTV upgrade project. Items needed include switching equipment to connect the cameras to the network, dedicated servers to process the video streams, and storage to retain video recordings. The current video recording solution is analog and fragmented between multiple manufacturers. A conversion to an enterprise video management system will resolve the current inconsistencies and offer centralized management of video recordings.

The Police and Information Technology Departments, and Purchasing recommend authorizing the purchase using the City of Tucson cooperative contract with CDW-G, at \$53,863.88. This purchase is funded by the 2015 Edward Byrne Memorial Justice Assistance Grant.

**\*4-g    [16-0549](#)    Replacement Purchase of Cisco Network Equipment for the Police Department (Citywide)**

Replacement of Mesa Police Department's existing firewalls is necessary to better guard against modern-day threats and take advantage of next-generation security services for malware and intrusion detection. The proposed replacement equipment will allow the Police Department to secure its network and ensure the integrity of law enforcement data.

The Police and Information Technology Departments, and Purchasing recommend authorizing the purchase using the State of Arizona contract with Insight Public Sector, at \$129,114.66.

**\*4-h    [16-0558](#)    Northwest Water Reclamation Plant - Variable Frequency Drives Replacements and Fiber Loop Project (District 1)**

The Northwest Water Reclamation Plant (NWWRP) currently treats an average of 9 million gallons of wastewater per day. The plant is equipped with 30 existing Variable Frequency Drives (VFD). The VFDs are beyond their useful life and replacing them with newer technology will increase reliability and reduce operating costs. A fiber optic communications loop will also be installed, thereby enhancing security, and increasing reliability.

Staff recommends awarding the project contract to Hunter Contracting, at \$2,169,260.35, based on a Guaranteed Maximum Price of \$1,972,054.86, plus an additional \$197,205.49 (10%) as a change order allowance. This allowance will only be utilized for City-approved change orders. Funding is available from the 2010 authorized Wastewater Bond.

**\*4-i    [16-0534](#)    Rio Salado Pathway - SR101L to Dobson Road (District 1)**

The City received a federal Congestion Mitigation and Air Quality (CMAQ) grant and a Transportation Alternative (TA) grant to construct a shared-use pathway along the Salt River Bank southern levee that will provide a regional connection to networks in the City of Mesa, City of Tempe and City of Phoenix.

Staff recommends awarding the project contract to the lowest, responsible bidder, J. Banicki Construction, Inc., in the amount of \$3,116,308.50, and authorize a change order allowance in the amount of \$311,630 (10%). The project funding is comprised of a \$1,599,999 grant from Federal Highway Administration CMAQ, a \$1,585,674 grant from Federal Highway Administration TA, and \$242,265.50 from the 2012 authorized Parks and Recreation Bond and City of Mesa Transportation Local Street Sales Tax, for a total amount of \$3,427,938.50

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

- \*5-a [16-0384](#)** Approving and adopting the updated City of Mesa Emergency Operations Plan (EOP) and, consistent with Federal Emergency Management Agency recommendations, authorizing City departments to make non-material modifications to the Plan. **(Citywide)**
- The EOP establishes policies and procedures that enable the City of Mesa to mitigate loss of life, minimize injuries, protect property, preserve a functioning administration, and maintain activities essential to the survival and recovery from natural and man-made hazards. In addition, it establishes the guidelines for conducting efficient, effective, and coordinated emergency management operations involving all resources available to the City of Mesa.
- \*5-b [16-0559](#)** Approving and authorizing the City Manager to enter into a Public Highway At-Grade Crossing Improvement Agreement with the Union Pacific Railroad (UPRR) for railroad safety improvements at Alma School Road. **(Districts 3 and 4)**
- This Agreement authorizes Mesa to use and maintain UPRR property to install sidewalk and modify the existing medians at the Alma School Road Crossing. These improvements and associated costs were approved by Council in November 2015 through an Intergovernmental Agreement with the Arizona Department of Transportation.
- \*5-c [16-0498](#)** Modifying fees and charges for the Arts and Culture Department. **(Citywide)**
- \*5-d [16-0499](#)** Modifying fees and charges for the Business Services Department. **(Citywide)**
- \*5-e [16-0501](#)** Modifying fees and charges for the Development Services Department. **(Citywide)**
- \*5-f [16-0502](#)** Modifying fees and charges for the Transportation Department. **(Citywide)**
- \*5-g [16-0503](#)** Modifying fees and charges for Municipal Court, Transcript Fee. **(Citywide)**
- \*5-h [16-0535](#)** Approving the FY 2016/2017 Annual Action Plan for submittal to the U.S. Department of Housing and Urban Development (HUD) and authorizing the City Manager to amend, sign and submit the Annual Action Plan for FY 2016/2017. **(Citywide)**

- \*5-i**    [16-0536](#)    Approving and authorizing the City Manager to prepare, sign and submit applications to the U.S. Department of Housing and Urban Development to receive FY 2016/2017 entitlement funds under the Housing and Community Development Act of 1974 (CDBG), as amended, for City department activities approved by the City Council. **(Citywide)**
- \*5-j**    [16-0537](#)    Approving and authorizing the City Manager to prepare, sign and submit applications to the U.S. Department of Housing and Urban Development to receive FY 2016/2017 entitlement funds under the Housing and Community Development Act of 1974 (CDBG), as amended, for non-profit organization activities approved by the City Council. **(Citywide)**
- \*5-k**    [16-0538](#)    Approving and authorizing the City Manager to prepare, sign and submit applications to the U.S. Department of Housing and Urban Development to receive FY 2016/2017 entitlement funds under the Housing and Community Development Act of 1974 (CDBG), as amended, to fund for-profit organization activities approved by the City Council. **(Citywide)**
- \*5-l**    [16-0539](#)    Approving and authorizing the City Manager to prepare, sign and submit applications to the U.S. Department of Housing and Urban Development to receive FY 2016/2017 entitlement funds under the Stewart B. McKinney Homeless Assistance Act of 1987 (ESG), as amended, for activities approved by the City Council. **(Citywide)**
- \*5-m**    [16-0540](#)    Approving and authorizing the City Manager to prepare, sign and submit applications to the U.S. Department of Housing and Urban Development to receive FY 2016/2017 entitlement funds under the HOME Investment Partnerships program (HOME), as amended, for City department activities approved by the City Council. **(Citywide)**
- \*5-n**    [16-0541](#)    Approving and authorizing the City Manager to prepare, sign and submit applications to the U.S. Department of Housing and Urban Development to receive FY 2016/2017 entitlement funds under the HOME Investment Partnerships program (HOME), as amended, for non-profit organization activities approved by the City Council. **(Citywide)**
- \*5-o**    [16-0542](#)    Approving and authorizing the City Manager to prepare, sign and submit applications to the U.S. Department of Housing and Urban Development to receive FY 2016/2017 entitlement funds under the HOME Investment Partnerships program (HOME), as amended, to fund for-profit organization activities approved by the City Council. **(Citywide)**

- \*5-p [16-0543](#)** Approving and authorizing the City Manager to disburse FY 2016/2017 Human Services funds for activities by non-profits approved by the City Council and to enter into agreements for the disbursement of Human Services funds.  
(Citywide)
- 6 Take action on the following resolution declaring proposed amendments to Title 8, Chapter 1 of the Mesa City Code to be a public record, and introduction of the following ordinance adopting such amendments and setting June 6, 2016 as the date of the public hearing on this ordinance:**
- \*6-a [16-0565](#)** A resolution declaring proposed amendments to Title 8, Chapter 1 pertaining to Back Flow Protection to be a public record. (Citywide)
- \*6-b [16-0566](#)** An ordinance amending the provisions of Title 8, Chapter 1 of the Mesa City Code pertaining to Back Flow Protection, for the purpose of enhancing compliance and the protection of the public water supply. (Citywide)
- 7 Introduction of the following ordinance and setting June 6, 2016 as the date of the public hearing on this ordinance:**
- \*7-a [16-0544](#)** Z16-020 (District 2) 1700 block of South Recker Road. Located north of Baseline Road on the east side of Recker Road (3.1± acres). Rezone from AG to RS-43-BIZ; and Site Plan Review. This request will allow development of a single-residential lot. Allen Willis, applicant; Marcus Ridgway, owner.
- Staff Recommendation: Approval with conditions  
P&Z Board Recommendation: Approval with conditions (Vote: 7-0)
- 8 Discuss, receive public comment, and take action on the following ordinances:**
- \*8-a [16-0446](#)** Amending Section 9-6-5 of the Mesa City Code increasing sidewalk width requirements to five-feet wide in the Desert Upland Development Standards to be consistent with the required sidewalk widths on local residential streets in the City. (Citywide)
- \*8-b [16-0500](#)** Amending section 1-12-3 of the Mesa City Code pertaining to the application of the existing Court Sustainability Fee. (Citywide)
- \*8-c [16-0466](#)** A16-01 (District 1) Annexation of property located north of the Loop 202 Red Mountain Freeway between Gilbert Road and Val Vista Drive (82.9+ acres). This request has been initiated by the City in order to bring a City-owned parcel into the municipal boundaries of Mesa.



**9 Take action on the following subdivision plat:**

- \*9-a**    [16-0509](#)    "Eastmark Development Unit 3/4 Parcels 3/4-1 Through 3/4-3" **(District 6)** The 9700 through 10000 blocks of East Ray Road (north side), located east of Ellsworth Road and north of Ray Road. 251 PC District - residential lots (51.4± AC.). DMB Mesa Proving Grounds, LLC, owner; Daniel Hemken, P.E. Hoskin Ryan Consultants, INC., engineer.

**Items not on the Consent Agenda****10 Conduct a public hearing and take action on the following resolution relating to the annual assessments for the Mesa Town Center Improvement District No. 228:**

- 10-a**    [16-0560](#)    Conduct a public hearing.
- 10-b**    [16-0545](#)    A resolution approving the 2016 District Assessments for Mesa Town Center Improvement District No. 228. For fiscal year 2016/17, the Town Center Improvement District will be assessing 546 parcels at a 3% increase, for a total of \$287,262.47. **(District 4)**

**11 Conduct a public hearing and take action on the following ordinances adopting modified City-owned utility terms/rates/fees/charges.**

- 11-a**    [16-0547](#)    Conduct a public hearing on modifications to terms/rates/fees/charges of City-owned utilities: items 11-b through 11-h.
- 11-b**    [16-0482](#)    An ordinance modifying terms/rates/fees/charges for electric utility services. **(Districts 1 and 4)**
- 11-c**    [16-0484](#)    An ordinance modifying terms/rates/fees/charges for natural gas utility services. **(Citywide)**
- 11-d**    [16-0486](#)    An ordinance modifying terms/rates/fees/charges for water utility services. **(Citywide)**
- 11-e**    [16-0488](#)    An ordinance modifying terms/rates/fees/charges for wastewater utility services. **(Citywide)**
- 11-f**    [16-0490](#)    An ordinance modifying terms/rates/fees/charges for solid waste utility services. **(Citywide)**
- 11-g**    [16-0514](#)    An ordinance modifying terms for district cooling utility service. Format and text amendment only. **(District 4)**

- 11-h [16-0516](#) An ordinance modifying terms/rates/fees/charges for utility service fees.  
(Citywide)
- 12 **Conduct a public hearing and take action on the proposed Five-Year Capital Improvement Program for fiscal years ending 2017-2021.**
- 12-a [16-0548](#) Conduct a public hearing.
- 12-b [16-0479](#) A resolution approving a Five-Year Capital Improvement Program for fiscal years ending 2017-2021. **(Citywide)**
- 13 **Items from citizens present. (Maximum of three speakers for three minutes per speaker).**
- 14 **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))