



## COUNCIL MINUTES

July 8, 2014

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on July 8, 2014 at 5:45 p.m.

### COUNCIL PRESENT

Christopher Glover  
Terry Benelli  
Dennis Kavanaugh  
David Luna  
Dave Richins  
Scott Somers

### COUNCIL ABSENT

Alex Finter

### OFFICERS PRESENT

Christopher Brady  
Debbie Spinner  
Dee Ann Mickelsen

(\*Councilmember Somers participated in the meeting through the use of telephonic equipment)

Vice Mayor Glover excused Mayor Finter from the entire meeting.

Invocation by Rabbi Bonnie Koppell with Temple Chai.

Pledge of Allegiance was led by Boy Scout Kaden Knuphf from Troop Number 956.

Mayor's Welcome.

Awards, Recognitions and Announcements.

Councilmember Richins introduced Lila Shoemaker and announced that she has been recognized as the 2014 Arizona Mother of the Year by American Mothers Incorporated. He stated that the goal of American Mothers Incorporated is to promote positive mothering, and to strengthen the morale and foundation of every family. He explained that Ms. Shoemaker has been a life-long Mesa resident who has six children and 19 grandchildren and has spent most of her life making a positive impact in the Mesa Community. He added that she teaches reading and math skills at Emerson Elementary School, she is a violin and guitar teacher at Burke Basic School, volunteers her time as an interpreter for the deaf, leads the church choir, has performed with many Arizona choirs, theater companies, and in adult dance troops. He noted that Ms. Shoemaker has been involved in American Mothers Incorporated for more than 30 years, serving on the State Board for Ten years and on the National Board for Seven years.

Vice Mayor Glover congratulated Ms. Shoemaker and thanked her for her many contributions to the Community.

Vice Mayor Glover recognized 15 high school students in the audience who are participating in the Mesa Sister Cities Youth Ambassador Exchange Program which fosters international cooperation and understanding through community involvement and one-on-one relationships between Mesa citizens and those of other countries. He explained that the goal of Mesa Sister Cities is to develop lasting and meaningful exchanges in areas including education, business, culture, technology and medicine. He added that the exchange students here tonight represent the City of Mesa, Burnaby, Canada, Caraz, Peru, and Guaymas, Mexico. He thanked Ana Cadillo, President of Arizona Sister Cities for her participation in coordinating this event and noted how important this program is in order to build bridges of understanding with other countries and cultures. He thanked the students for their participation in this program.

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.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Richins, that the consent agenda items be approved.

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

Minutes from the June 5, June 16 and July 1, 2014 Council meetings.

3. Take action on the following liquor license applications:

\*3-a. The International Athletic Sportsmanship Accord, Inc.

This is a one-day charitable event to be held on Saturday, July 19, 2014 from 11:00 a.m. to 11:00 p.m., at 1300 South Country Club Drive, Suite 105. **(District 3)**

\*3-b. One Stop Food Mart

A convenience store is requesting a new Beer and Wine Store License for VGS C – Stores, LLC, 1620 West University Drive, Suite 1 – George Ibrahim, agent. The existing license held by Mohammed Khata Ghori will revert back to the State. **(District 3)**

\*3-c. The Beer Research Institute

A restaurant that serves lunch and dinner is requesting a new Restaurant License for The Beer Research Institute, LLC, 1641 South Stapley Drive, Suite 104 – Matthew Trethewey, agent. There is no existing license at this location. **(District 3)**

\*3-d. The Beer Research Institute

A microbrewery in conjunction with a restaurant that serves lunch and dinner is requesting a new Microbrewery License for The Beer Research Institute, LLC, 1641 South Stapley Drive, Suite 104 – Matthew Trethewey, agent. There is no existing license at this location. **(District 3)**

4. Take action on the following contracts:

\*4-a. Purchase Additions of One Comparison Microscope and One Stereoscope for the Police Department (Sole Source). **(Citywide)**

Police, Forensic Services has requested the purchase of one Leica FSM Comparison microscope and one Leica M60 Stereomicroscope for the Firearms Unit. The majority of the inventory of microscopes used by the Firearms Unit is comprised of Leica products. Comparison microscopes are used to identify or exclude ammunition components as being from a common source. Stereomicroscopes are used to make observations on ammunition components and other evidence.

Police and Purchasing recommend awarding the contract to the sole source vendor, North Central instruments, Inc., at \$79,346.14. This purchase is funded by Gilbert Regional Lab Funds.

\*4-b. Three-Year Term Contract for Safety Supplies for the Materials and Supply Warehouse (for Various City Departments). **(Citywide)**

This supply contract will provide various safety supplies including sand bags; protective gloves; head, ear, eye and face protection; rainwear; tape, barrier flagging; first aid cabinets, kits and refills; respiratory protection equipment and parts; safety vests; traffic cones; and rubber boots. These supplies are stocked in the City's Warehouse for use by various departments.

Business Services and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidders: HDS White Cap Construction Supply; Acme Construction Supply Co., Inc. (a Mesa business); Zee Medical, Inc.; Fisher's Tools & Handles, Inc.; Masthead Industries, dba Complete Safety/Hose Power USA; and Arizona Glove & Safety, Inc., dba AGS Safety & Supply; cumulatively not to exceed \$56,000.00 annually, based on estimated requirements.

\*4-c. Purchase of Storage Network Interface Cards for the Information Technology Department. **(Citywide)**

The existing storage network interface cards have reached the end of life cycle (seven years old) and will be replaced as part of this planned infrastructure lifecycle program. Without this replacement, the City can no longer receive firmware updates or support on a critical part of the storage infrastructure.

Information Technology and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contract with EMC Corporation, at \$54,293.00.

- \*4-d. Three-Year Term Contract for Barricades and Traffic Control Devices for the Transportation Department. **(Citywide)**

This contract will provide for the purchase of barricades and traffic control devices to be used to support Transportation Road Hazard Response and Storm Hazard Response by Transportation's Field Operations group.

Transportation and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Trafficade Signs & Sales, Inc., at \$89,200.00 annually, based on estimated requirements.

- \*4-e. Northwest Water Reclamation Plant (NWWRP) – Odor Control Project. **(District 1)**

The existing odor control complex consists of scrubber towers, large negative pressure fans, chemical storage and feed systems, and recirculation pumps. This infrastructure was originally constructed as part of the NWWRP expansion project completed in 2000 and has reached the end of its lifecycle and now requires replacement to maintain reliability.

Recommend award to the construction manager at risk, Hunter Contracting, for a total award amount of \$1,402,162.67, based on the construction cost of \$1,274,693.34, plus an additional \$127,469.33 (10%) for contingencies. This project is funded by the 2010 authorized waste water bond fund.

- \*4-f. Three-Year Term Contract for Replacement Filter Membrane Panels for the Water Resources Department (Sole Source). **(Citywide)**

This contract will provide filter membrane panels for the Greenfield Water Reclamation Plant (GWRP) Tertiary Disc Filters. The current filters have been experiencing an unusually high amount of filter replacement due to failures and they are reaching their end of life cycle (seven years).

Water Resources and Purchasing recommend awarding the contract to the sole source vendor, Kruger, Inc., at \$50,000 annually, based on estimated requirements. This purchase is funded by the GWRP partners, 41.8% Mesa, 39.8% by Gilbert and 18.4% by Queen Creek.

- \*4-g. One-Year Renewal of the Term Contract for Water and Wastewater Laboratory Services for the Water Resources Department. **(Citywide)**

This contract provides analytical testing of water quality and wastewater for compliance by qualified licensed environmental laboratories to ensure the City is compliant with continually changing federal, state and local regulations.

Water Resources and Purchasing recommend authorizing a one-year renewal using the City of Tempe cooperative contract with: Aquatic Consulting & Testing, Inc.; Bio-Aquatic Testing, Inc.; Legend Technical Services of Arizona, Inc.; Eurofins Eaton Analytical, Inc.; and Test America Laboratories, Inc., cumulatively not to exceed \$105,000 annually, based on estimated requirements.

5. Take action on the following resolutions:

- \*5-a. Approving and authorizing the City Manager to enter into an agreement with the Department of Public Safety through the Victims of Crime Act to accept grant funds in the amount of \$120,632. The funds will be used for salaries and employee related expenses for two full-time Victim Services Assistants in the Prosecutor's Office who provide criminal justice support/advocacy to domestic violence and restitution-eligible victims of crime **(Citywide)** – Resolution No. 10504.
- \*5-b. Approving and authorizing the City Manager to enter into an agreement to accept funds in the amount of \$100,000 for overtime to enhance DUI Enforcement and Education throughout the City of Mesa. These funds are made available from the DUI Abatement Grant Program with the Governor's Office of Highway Safety **(Citywide)** – Resolution No. 10505.
- \*5-c. Approving and authorizing the City Manager to enter into an agreement to accept funding in the amount of \$40,000 for the Police Department's Violent Offender Unit for overtime. These funds are made available from a High Intensity Drug Trafficking Area grant agreement with the City of Tucson **(Citywide)** – Resolution No. 10506.

6. Discuss, receive public comment, and take action on the following ordinances:

- \*6-a. **A14-03 (District 1)** Annexing land located north of McLellan Road and east of Alma School Road (6.9 ± acres). Initiated by the property owners, Denvon and Mona Rogers and Mortgages, LTD, 401K Plan/G A Libling-Mark Winkleman – Ordinance No. 5235.
- \*6-b. **Z14-035 (District 1)** 1008, 1058, 1060 and 1102 West McLellan Road. Located south of the Loop 202 Freeway and east of Alma School Road (12.8± acres). Rezone from Maricopa County RU-43 to City of Mesa RS-43. This request will establish City of Mesa zoning on recently annexed property. Dennis Newcombe, Beus Gilbert PLLC, applicant – Ordinance No. 5236.

Staff Recommendation: Approval with Conditions

P&Z Board Recommendation: Approval with Conditions (Vote: 5-0-1, Boardmember Arnett, absent; Vice Chair Coons, abstains)

- \*6-c. **Z14-029 (District 1)** 1008, 1058, 1060 and 1102 West McLellan Road. Located south of the Loop 202 Freeway and east of Alma School Road (12.8± acres). Rezone from RS-43 to RSL-4.5 PAD and Site Plan Review. This request will allow the development of a single-residence small-lot subdivision. Dennis Newcombe, Beus Gilbert PLLC, applicant – Ordinance No. 5237.

Staff recommendation: Approval with Conditions

P&Z Board Recommendation: Approval with Conditions (Vote: 5-0-1, Boardmember Arnett, absent; Vice Chair Coons, abstains)

- \*6-d. **Z14-031 (District 4)** 1542 East Dana Avenue. Located south of Main Street and east of Stapley Drive (1± acres). This request is for a Council Use Permit for a Social Service Facility in the RM-2 zoning district – Ordinance No. 5238.

Staff Recommendation: Approval with Conditions

P&Z Board Recommendation: Approval with Conditions (Vote: 5-0, Vice Chair Coons and Boardmember Arnett, absent)

7. Take action on the following subdivision plats:

- \*7-a. “Dahlia Pointe” **(District 6)** The 3100 block of South Power Road (east side) Located south and east of South Power East Guadalupe Roads. 100 RSL2.5 pad lots (16.38± acres). Andrew Gasparro, KB Home Phoenix, Inc., developer, Daniel Auxier, EPS Group, Inc., engineer.– **DELETED.**
- \*7-b. “Higley Heights Phase I” **(District 5)** The 1200 to 1500 blocks of North Higley Road (west side). Located at the northwest corner of Higley and Brown Roads. 36 RSL2.5-PAD lots and 71 RSL4.5-PAD lots (17.25± acres). Andrew Gasparro, KB Home Phoenix Inc., developer; Daniel Auxier, EPS Group, Inc., engineer.
- \*7-c. “Mission Heights” **(District 6)** The 8600 block of East Desert Lane (south side) and the 8600 block of East Medina Avenue (north side). Located east of Hawes and south of Baseline Roads. 43 RSL-4.5 PAD lots (7.24± acres). Doug Sweeney, Brighton Companies LLC, applicant; Duran Thompson, D&M Engineering, engineer.
- \*7-d. “Eagle Ridge at Mountain Bridge” **(District 5)** The 8800 block of East Upper Canyon Drive (north side). Located north of McKellips Road and west of Ellsworth Road. 35 RS-15 PAD-PAD lots (7.69± acres). Paul Dugas, Pinnacle Ridge Holdings, LLC, owner; Daniel Matthews, Wood, Patel & Associates; engineer.
- \*7-e. “Bella Victoria” (Previously Villa Escala) **(District 6)** 1350 South Ellsworth Road. Located east of 88<sup>th</sup> Drive alignment, west of Ellsworth Road, north of Garnet and south of Southern Avenue. 42 Buildings, 240 Units RM-3 PAD (14.4± acres). Hudd Hassell, owner; Daniel Gonzalez, O’Neil Engineering, engineer.

8. Items from citizens present.

There were no items from citizens present.

9. Adjournment.

Without objection, the Regular Council Meeting adjourned at 5:57 p.m.

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CHRISTOPHER GLOVER, VICE MAYOR

ATTEST:

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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 8<sup>th</sup> day of July 2014. I further certify that the meeting was duly called and held and that a quorum was present.

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DEE ANN MICKELSEN, CITY CLERK

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