

COUNCIL MINUTES

November 23, 2015

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on November 23, 2015 at 5:53 p.m.

COUNCIL PRESENT

John Giles
Alex Finter
Christopher Glover
Dennis Kavanaugh
David Luna
Dave Richins
Kevin Thompson

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Jim Smith
Dee Ann Mickelsen

Mayor's Welcome.

Invocation by Pastor David Swope with Calvary Baptist Church.

Pledge of Allegiance was led by Councilmember Thompson.

Awards, Recognitions and Announcements.

There were no awards, recognitions or announcements.

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 Vice Mayor Kavanaugh, seconded by Councilmember Glover, that the consent agenda items be approved.

Carried unanimously.

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

Minutes from the October 15 and November 9, 2015 Council meetings.

3. Take action on the following liquor license applications:

*3-a. Companion Hospice Foundation of Arizona

This is a one-day charitable event to be held on Monday, November 30, 2015 from 5:00 p.m. to 8:00 p.m., at 1652 South Val Vista Drive, Suite 112. **(District 2)**

*3-b. Fountain of the Sun Community Association

This is a one-day civic event to be held on Saturday, February 13, 2016 from 4:00 p.m. to 9:00 p.m., at 560 South 80th Street. **(District 5)**

*3-c. Fountain of the Sun Community Association

This is a one-day civic event to be held on Wednesday, February 24, 2016 from 6:00 p.m. to 10:00 p.m., at 560 South 80th Street. **(District 5)**

*3-d. Fountain of the Sun Community Association

This is a one-day civic event to be held on Saturday, March 12, 2016 from 4:00 p.m. to 9:00 p.m., at 560 South 80th Street. **(District 5)**

*3-e. Fountain of the Sun Community Association

This is a one-day civic event to be held on Thursday, March 24, 2016 from 5:00 p.m. to 10:00 p.m., at 560 South 80th Street. **(District 5)**

*3-f. Valero in the Zone

A convenience grocery store and gas station is requesting a new Series 9 Liquor Store License for Two Brothers VI Inc., 1163 West Broadway Road – Saad Nemer Saad, agent. The existing license held by Two Brothers VI Inc., will revert back to the State. **(District 4)**

*3-g. Beer World

A convenience store with a drive-thru window is requesting a new Series 10 Beer & Wine Store License for WV & Sons LLC, 1530 North Country Club Drive, Suite 20 – Victoria M. Rouland, agent. The existing license held by Zipster LLC will revert back to the State. **(District 1)**

*3-h. Starbucks Coffee #14520

A restaurant that serves breakfast, lunch and dinner is requesting a new Series 12 Restaurant License for Coffee House Holdings Inc., 4409 East McKellips Road – Andrea Dahlman Lewkowitz, agent. There is currently no existing license at this location. **(District 5)**

*3-i. Fry's Marketplace #686

A grocery store is requesting a new Series 7 Beer and Wine Bar License for Smith's Food & Drug Centers Inc., 2724 South Signal Butte Road – Lauren Kay Merrett, agent. There is currently no existing license at this location. **(District 6)**

*3-j. Fry's Marketplace #686

A grocery store is requesting a new Series 9 Liquor Store License for Smith's Food & Drug Centers Inc., 2724 South Signal Butte Road – Lauren Kay Merrett, agent. There is currently no existing license at this location. **(District 6)**

*3-k. Monastery

A bar with a restaurant is requesting a new Series 6 Bar License for The Monastery @ Falcon Field LLC, 4810 East McKellips Road – Jesus Manuel Altamirano, agent. The existing license held by The Monastery @ Falcon Field LLC will revert back to the State. **(District 5)**

4. Take action on the following contracts:

*4-a. PC Cycle Replacement Program for Purchase of Computers, Ruggedized Laptops and Tablets for Various City Departments as requested by the Information Technology Department. **(Citywide)**

The contract award amount reflects the IT Department's funded and forecasted Lifecycle amounts for Cycle Replacement for FY 16 and FY 17, plus estimated supplemental purchases that individual departments may need outside of the cycle program. Approval of this request assures that IT can continue to provide appropriate technology to employees and helps to prepare the City for the deployment of Windows 10. Nearly 2,400 devices are programmed to be replaced in the two fiscal years. Obsolete devices, five years or older at replacement, will be replaced throughout the City, including the Fire and Medical and the Police Departments. Because of changing technologies and work processes, having the flexibility to provide different types of devices supplied by the different manufacturers is advantageous.

The Information Technology Department and Purchasing recommend authorizing a two-year contract using the State of Arizona, National IPA and US Communities cooperative contracts with Dell Marketing LP; Apple Computer, Inc.; Panasonic; and Insight Public Sector; cumulatively not to exceed \$4,235,000.00, based on estimated quantities.

*4-b. Purchase of One Addition, Light Duty Medium Roof Transit Cargo Van for the Communications Department. **(Citywide)**

The Communications Department held a pilot program enhancing its service delivery model to provide mobile communications maintenance and repair services to the Department's customers. Based on the successful outcome of the pilot, the Department is recommending the vehicle purchase to continue the enhanced service delivery model.

The Fleet Services and Communications Departments and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Berge Ford (a

Mesa business), at \$36,859.98. This purchase is funded by the Communications Department operating budget.

- *4-c. Renewal of the Term Contract to Repair and Refurbish Metal Bins and Roll-Offs for the Environmental Management and Sustainability Department. **(Citywide)**

This contract provides for the repair and refurbishment of metal bins and roll-off containers used to service commercial and residential customers. During their lifecycle, the bins and containers become damaged due to normal usage, wear and tear.

The Environmental Management and Sustainability Department and Purchasing recommend authorizing a one-year renewal with Wastebuilt Southwest LLC, at \$150,000.00 annually based on estimated requirements.

- *4-d. Resurface the FlowRider at Rhodes Aquatics Complex as requested by the Parks, Recreation and Commercial Facilities Department (Sole Source). **(Citywide)**

This purchase will provide a replacement FlowRider ride surface. The current surface is original from its construction in 2009 and it has been inspected and tensioned on a regular maintenance schedule. The surface needs to be replaced for the FlowRider to be operational for the 2016 swim season.

The Parks, Recreation and Commercial Facilities Department and Purchasing recommend authorizing the purchase from the sole source vendor, Hydrotech Systems LTD, a subsidiary of Aquatic Development Group, at \$38,376.81, based on estimated requirements.

- *4-e. Dollar-Limit Increase to the Term Contract for Central Control Irrigation Systems and Replacement Parts for the Parks, Recreation and Commercial Facilities Department. **(Citywide)**

This increase is to purchase irrigation clocks for basins and parks as allocated in the FY 2015/16 Capital Improvement Program budget. The requested increase is to acquire parts that were not purchased as initially intended in the FY 13/14 and FY 14/15 years and the additional equipment needed.

The Parks, Recreation and Commercial Facilities Department and Purchasing recommend authorizing a dollar-limit increase with Global Data Specialists (a Mesa business), of \$291,000.00 for FY 15/16, increasing the contract amount for FY 15/16 from \$286,656.00 to \$577,656.00, increasing the overall six-year contract award amount from \$1,917,600.00 to \$2,208,600.00.

- *4-f. Purchase to Refurbish and Upgrade Three Helicopter Spotlights for the Police Department (Sole Source). **(Citywide)**

The Police Aviation Unit currently has three SX-16 Nightsun spotlights, two of which are operational but degraded, and the third spotlight is in marginal working order. Two of the spotlights are approximately 20 years old and the third is approximately ten years old. This purchase will refurbish and upgrade the spotlights with a new controller system, known as Spectrolink, for each unit. Aged and obsolete components will be replaced with modern components and technology. The new technology will help reduce maintenance and increase reliability, as well as provide redundancy for mission-critical

equipment. The total estimated savings by refurbishing and upgrading existing units, rather than purchasing new, is approximately \$38,000.00.

Based on estimated requirements, the Police Department and Purchasing recommend awarding the contract to the sole source vendor, Spectrolab, Inc., at \$168,386.67. Funding is available from the insurance proceeds due to the total loss of the Aviation Unit's Helicopter N504MP on June 8, 2014.

- *4-g. Purchase of Two Replacement Sport Utility Vehicles for the Police Department. **(Citywide)**

These vehicles are used for Police Department operations. The vehicles being replaced have met established criteria and will be retired and sold at auction.

The Fleet Services and Police Departments and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Midway Chevrolet, at \$78,562.59. This purchase is funded by the Vehicle Replacement Fund.

- *4-h. Purchase of Two Replacement Sport Utility Vehicles for the Police Department. **(Citywide)**

These vehicles are used for Police Department operations. The vehicles being replaced have met established criteria and will be retired and sold at auction.

The Fleet Services and Police Departments and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Berge Ford (a Mesa business), at \$58,892.93. This purchase is funded by the Vehicle Replacement Fund.

- *4-i. Purchase of One Replacement Pneumatic Tire Lift Truck with Rotator Attachment for the Environmental Management and Sustainability Department. **(Citywide)**

This purchase will provide a Pneumatic Tire Lift Truck with Rotator Attachment to move solid waste containers during maintenance welding and repairs. The vehicle being replaced has met established criteria and will be retired and sold at auction.

The Fleet Services and the Environmental Management and Sustainability Departments and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Arnold Machinery Company, at \$71,501.83. This purchase is funded by the Capital – Enterprise, Solid Waste Fund.

- *4-j. Three-Year Term Contract for Traffic Signal Loop Detection Installation Services for the Transportation Department. **(Citywide)**

This contract will provide for the installation of new and the maintenance/replacement of existing traffic signal loops for the Transportation's Intelligent Transportation System Operations group. Functional loop detectors are essential for detecting vehicles so traffic signals move vehicles efficiently. Work includes barricade set-up, saw-cutting and traffic loop installation.

The Transportation Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Kimbrell Electric, Inc., at \$131,000.00 annually, based on estimated requirements.

- *4-k. One Year Renewal of the Term Contract for Gradation Glass Beads for Pavement Markings for the Materials and Supply Warehouse (for the Transportation Department). **(Citywide)**

This contract provides gradation glass beads essential for the liquid application of pavement markings, including approximately 1,200 miles of lines per year, crosswalks, stop bars, traffic symbols and curbs. The gradation beads enhance the reflectivity of pavement markings.

The Transportation Department and Purchasing recommend authorizing a one-year renewal using the State of Arizona cooperative contract with Potters Industries, LLC, at \$40,000.00, based on estimated requirements.

- *4-l. Purchase of Replacement Furniture for Three Console Workstations to Refurbish the Utility Control Center for the Water Resources Department. **(Citywide)**

Water Resource's Utility Control Center (UCC) uses a Supervisory Control and Data Acquisition (SCADA) system to control the City's water distribution system and to monitor the gas, electric and wastewater systems. The UCC is also the emergency contact point for multiple City departments after business hours. The UCC's existing furniture was installed in the 1990's and needs to be replaced with three modern, ergonomic workstations with current technology.

The Water Resources Department and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contract with Interior Solutions of Arizona, LLC at \$70,990.60. This purchase is funded by Enterprise Capital Project Funds – Water Bonds.

- *4-m. Three-Year Term Contract for Red Lion Controls Operator Interface Terminals for the Water Resources Department. **(Citywide)**

This contract will provide Operator Interface Terminals to monitor critical Water and Wastewater operations at various City locations and also provide training on an as-needed basis.

The Water Resources Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, LKCM CW Distribution LLC, dba Relevant Solutions (a Mesa business), at \$33,000.00 annually, based on estimated requirements.

- *4-n. Purchase of Five Replacement Full Bore Electromagnetic Flowmeters for the Water Resources Department. **(Citywide)**

This purchase will provide five Full Bore Electromagnetic Flowmeters in multiple sizes for the ten-year cycle replacement at the Brown Road Water Treatment Plant.

The Water Resources Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Winn-Marion Barber, LLC, at \$25,124.60.

- *4-o. Consolidation of Verizon Wireless Voice and Data Service Plan for Citywide Departments as requested by the Information Technology Department. **(Citywide)**

This contract will provide an estimated \$82,000 in savings annually for such devices as smartphones, basic cell phones and mobile broadband devices by consolidating individual plans. Through the program, City devices can draw from the Citywide voice or data allowance if usage exceeds an individual plan's limit, mitigating overage charges. In addition, equipment upgrades can be leveraged from a Citywide perspective allowing aging or failing devices to be replaced as needed. The City is also now utilizing a procurement card to make payment under the agreement, which should increase the City's procurement card rebate.

The City's non-Public Safety Departments have 811 wireless devices for approximately \$409,106.00 annually. The Fire and Medical and Police Departments have 1,292 devices for approximately \$671,064.00 annually.

The Information Technology Department and Purchasing recommend authorizing the contract using the State of Nevada/Western States Contracting Alliance contract with Cellco Partnership, dba Verizon Wireless, at \$1,030,000.00 annually, based on estimated requirements.

- *4-p. Purchase of IT Security Infrastructure for the Utilities Supervisory Control and Data Acquisition (SCADA) Network for the Water Resources and Energy Resources Departments. **(Citywide)**

This purchase will provide new security-monitoring software to improve performance and provide increased security monitoring and alerting for the SCADA system.

Information Technology, Water Resources, Energy Resources and Purchasing recommend authorizing the purchase using the State of Arizona/Western States Contracting Alliance (WSCA) cooperative contract with SHI International, at \$32,991.27.

5. Take action on the following resolutions:

- *5-a. Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with the Arizona Department of Transportation (ADOT) for railroad safety improvements at Alma School Road. **(Districts 3 and 4)** – Resolution No. 10714.

Following federal guidelines, Mesa will perform construction and contract administration duties for its portion of the project. The estimated cost of the construction project is \$228,040. ADOT will reimburse the City \$208,592 and the City's portion (\$19,448) of the funds are available from Street Sales Tax.

- *5-b. Approving and authorizing the City Manager to enter into a Public Highway At-Grade Crossing Improvement Agreement with the Union Pacific Railroad Company for railroad safety improvements at Dobson Road, approximately 650 feet south of 1st Avenue. **(District 3)** – Resolution No. 10715.

This Agreement will allow for the necessary safety gates required to create a Quiet Zone through the Southern Avenue grade crossing. The cost of the gate installation will be \$551,089. The funds are available from Street Sales Tax.

- *5-c. Approving and authorizing the City Manager to enter into a Foreign-Trade Zone Operator Agreement with Apple, Incorporated for Foreign-Trade Zone #221 located at 3740 South Signal Butte Road. **(District 6)** – Resolution No. 10716.

The Agreement allows for Apple, Inc., to operate at the premises for the purposes of importing, consuming, testing, repairing, packaging, re-packaging, storing, exhibiting, and shipping merchandise.

6. Introduction of the following ordinances and setting December 1, 2015 as the date of the public hearing on these ordinances:

- *6-a. **Z15-035 (District 2)** The 1600 block of South Greenfield Road and the 1700 block of South Old Greenfield Road (east side). Located south of the Superstition Freeway and east of Greenfield Road (23.09 ± acres). Rezone from AG, LC, and LI-PAD to LC and RM-3-PAD and Site Plan Modification. The request will allow for the development of a multi-residential complex. Stephen C. Earl – Earl, Curley & Lagarde, applicant; Kay and Judy Toolson, Crisko, LLC and Mervin and Juletta Ellingson, owner.

Staff Recommendation: Approval with Conditions

P&Z Board Recommendation: Approval with Conditions (Vote: 7-0)

- *6-b. **Z15-030 (District 2)** 6350 East Main Street. Located east of Recker Road on the north side of Main Street (1± acres). Rezone from LC to ID-1 and Site Plan Review. This request will facilitate infill development on East Main Street. Nicholas A. Sobraske, Gammage and Burnham c/o Lindsay C. Schube, Esq., applicant; Granite Reef, Inc., owner.

Staff Recommendation: Approval of the ID-1 zoning and Phase 1 conceptual Site Plan Review with Conditions

P&Z Board Recommendation: Approval of the ID-1 zoning and Phase 1 conceptual Site Plan Review with Conditions (Vote: 7-0)

Items not on the Consent Agenda

7. Items from citizens present.

Mayor Giles stated that normally, a maximum of three citizens are permitted to speak under this item. He explained that he was handed four speaker cards and would exercise his discretion to allow all four individuals to address the Council.

Judith Dandria, a Mesa resident, spoke regarding the issue of safety at the Mesa Drive light rail station and nearby Pioneer Park. She suggested that it might be appropriate for the City to assign a park ranger, a police officer or a contract security officer to patrol those areas not only to ensure the safety of the light rail passengers, but also the residents in the neighborhood.

Jesus Lopez, a resident of Mesa Royale Trailer Park, addressed the Council and stated that he was representing the children who live at the park. He urged the City to work with the property owner in an effort to reach a solution that would be favorable for all of the residents of Mesa Royale.

Mayor Giles noted that the City Council was conducting a public meeting and requested that members of the audience refrain from clapping after a citizen has concluded his or her remarks to the Council.

Rosa Ramirez, a Mesa Royale resident, voiced a series of concerns regarding the lack of security at the trailer park. She explained that some of the residents have vacated their trailers and stated that people who reside at a nearby hotel are conducting criminal activity in the abandoned structures. She also commented that in order to keep her children safe from such activity, it was necessary for her to move from her home. She urged the City Council not only to address the criminal activity occurring in her neighborhood, but also to provide security for the residents of Mesa Royale.

Mayor Giles reiterated that at the outset of this agenda item, he indicated his willingness to allow four speakers to address the Council. He explained that since members of the audience have persisted in clapping, despite his request that they refrain from doing so, he has decided that no additional speakers will be allowed to address the Council this evening.

8. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:09 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 23rd day of November, 2015. 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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