



COUNCIL MINUTES

August 20, 2018

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on August 20, 2018 at 5:45 p.m.

COUNCIL PRESENT

John Giles
David Luna
Mark Freeman
Christopher Glover
Francisco Heredia
Kevin Thompson
Jeremy Whittaker

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Dee Ann Mickelsen
Jim Smith

Mayor's Welcome.

Mayor Giles asked everyone to stand and observe a moment of silence to honor the memory of Mesa Firefighter Craig Chenery.

Pledge of Allegiance was led by Josiah Stephens, Scout Troop #496.

Awards, Recognitions and Announcements.

Mayor Giles recognized Public Safety Communication Administrators Kristen Molander and Christine Pantoja-Young, along with City staff, for implementing Text to 911 and receiving the Desert Peaks Award from the Maricopa Association of Governments.

Councilmember Glover acknowledged City Manager Christopher Brady for being a steady and consistent leader for the City of Mesa. He congratulated Mr. Brady on receiving the Gabe Zimmerman Award as the Community Builder honoree from the Center for the Future of Arizona.

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.

Mayor Giles stated item 6-b will be removed from the consent agenda.

It was moved by Councilmember Glover, seconded by Vice Mayor Luna, that the consent agenda items be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Luna-Freeman-Glover-Heredia-Thompson-Whittaker

NAYS – None

Carried unanimously.

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

Minutes from the June 14, 18, 21, 28, July 2 and July 9, 2018 Council meetings.

3. Take action on the following liquor license applications:

*3-a. Christ the King Roman Catholic Parish Mesa

This is a one-day event to be held on Saturday, October 20, 2018 from 5:00 P.M. to 10:00 P.M. at Christ the King Roman Catholic Parish, 1551 East Dana Avenue. **(District 4)**

*3-b. Downtown Mesa Association

This is a one-day event to be held on Friday, September 7, 2018 from 6:00 P.M. to 10:00 P.M. for Ultimate Imaginations on Main Street from Center to Robson, and on Macdonald from 1st Street to 1st Avenue. **(District 4)**

*3-c. Sweet Jane Market

A convenience store is requesting a new Series 10 Beer & Wine Store license for Wingfoot Mini Mart LLC, 2760 East Main Street, Suite 104 - Russell Gregory Moore, agent. There is no existing license at this location. **(District 2)**

*3-d. Holiday Inn Phoenix-Mesa-Chandler

A hotel with a restaurant that serves breakfast, lunch, and dinner is requesting a new Series 11 Hotel/Motel Liquor license for South Country Club Hospitality LP, 1600 South Country Club Drive - John Dean Curtis II, agent. The existing license held by Mesa Estates Hotel LLC will revert to the State. **(District 3)**

*3-e. Mariscos Mi Nuevo Nayarit #2

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant license for Mariscos Mi Nuevo Nayarit LLC #2, 1038 East Main Street - Jose Luis Diaz Sanchez, agent. The existing license held by Joey's PSG LLC will revert to the State. **(District 4)**

*3-f. Matty G's

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant license for Empire Restaurants AZ Corp., 1958 East Brown Road, Suite 103 - Matthew Allan Gorman, agent. There is no existing license at this location. **(District 1)**

4. Take action on the following contracts:

- *4-a. One-Year Renewal and New Vendor Award to the Term Contract for Off-Site Vehicle Washing for Various City Departments as requested by the Business Services Department **(Citywide)**

This contract provides pre-qualified vendors for off-site vehicle washing services on an as-needed basis for City vehicles. The City re-solicited to determine if any additional carwash vendors could be added to the contract. Current vendors were not required to reply to the re-solicitation. Rinse n Ride Car Wash is being added to the contract through the remainder of the contract term.

The Business Services Department and Purchasing recommend authorizing the renewal with Cobblestone Auto Spa V LLC; Gecko Car Care Inc., dba Full Circle Autowash; TNS Enterprises, dba Campbells Car Wash; The Carwasher, Inc.; and Twin Palms Investments LLC, dba Genie Car Wash; and awarding the contract to Car Wash 1, LLC, dba Rinse n Ride Car Wash (all local Mesa businesses); at \$47,500.

- *4-b. Three-Year Term Contract with Two Years of Renewal Options for Temporary Agency Worker Services for Various City Departments as requested by the Human Resources Department **(Citywide)**

Temporary agency workers may be needed in a variety of job classifications when a need for substitute or additional resources exists on a short-term basis, either due to an employee's absence or a short-term or defined project, and the hiring of an additional employee is not warranted. The City contracts to fill a requisition for such an assignment and the contractor provides a temporary worker who can fill the assignment requirements.

An evaluation committee recommends awarding the contract to the three highest-scored proposals from Marathon Staffing Corporation, Inc.; Allstaff Services, Inc.; and Creative Human Resources Concepts, LLC, dba CHRC; at \$5,000,000 annually, with an annual increase allowance of up to 5%.

- *4-c. One-Year Renewal to the Term Contract for Janitorial and Sanitation Supplies for the Materials and Supply Warehouse (for Citywide Departments) **(Citywide)**

City departments require janitorial and sanitation products to support daily maintenance operations outside the City's contracted custodial services. This contract provides supplies including sanitizing and disinfecting cleaners; waste receptacles; paper products including paper towels, cups and napkins; brooms, brushes and handles; latex gloves; etc.

The Business Services Department and Purchasing recommend authorizing the renewal using the National IPA/City of Tucson cooperative contract with Waxie Sanitary Supply (a Mesa business), at \$100,000, based on estimated usage.

- *4-d. Two-Year Renewal to the Term Contract for Heavy-Duty Truck Parts and Repairs for the Fleet Services Department **(Citywide)**

This contract provides a full line of parts, accessories and service for City-owned heavy-duty trucks, construction and industrial fleet, equipment parts, services and accessories.

The Fleet Services Department and Purchasing recommend authorizing the renewal using the Maricopa County cooperative contract with Empire Southwest, LLC (a Mesa business); Drake Equipment; Kenz & Leslie of Arizona; Lubrication Equipment and Supply Company; Norwood Equipment, Inc.; PTO Sales; and RDO Equipment; at \$150,000 annually, based on estimated usage.

- *4-e. Three-Year Term Contract with Two Years of Renewal Options for AC Delco and Motorcraft Vehicle Parts for the Fleet Services Department **(Citywide)**

This contract will establish a reliable source for genuine AC Delco (General Motors) and Motorcraft (Ford) parts for the maintenance and repairs of the City's fleet of sedans, light trucks and vans.

The Fleet Services Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Parts Mart Inc., at \$200,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-f. One-Year Renewal to the Term Contract for Heavy-Duty Automotive Body Repair Services for the Fleet Services Department **(Citywide)**

This contract provides a qualified vendor list of pre-qualified automotive body repair vendors for non-exclusive repair services for the City's fleet of approximately 300 heavy-duty trucks on an as-needed basis. The City requests repair estimates from the qualified vendor list and the repair work is awarded to the lowest priced, responsive, responsible repair estimate submitted.

The Fleet Services Department and Purchasing recommend authorizing the renewal with Rush Truck Center - Phoenix; Vanguard Truck Center; Freightliner of Arizona; and MAACO Collision Repair (a Mesa business); at \$75,000, based on estimated usage.

- *4-g. One-Year Renewal to the Term Contract for Fire Protective Clothing for the Fire and Medical Department **(Citywide)**

This contract provides fire turnout coats and turnout pants for approximately 400 firefighters. Fire protective clothing is purchased on an as-needed basis to replace damaged, failed, or old ensembles, in accordance with National Fire Protection Association Standards. Ensembles are also purchased for new hires during the contract term.

The Fire and Medical Department and Purchasing recommend authorizing the renewal with United Fire Equipment Company, at \$400,000, based on estimated usage.

- *4-h. Purchase of a Geographic Information System to Expand the Current ESRI System for Crime Analysis as requested by the Police Department **(Citywide)**

The Police Department requires a Geographic Information System (GIS) that produces a series of dashboards for real-time computer-aided dispatch events and another dashboard for near real-time incident information. This purchase will allow crime analysts to create dynamic dashboards that provide up-to-date crime information to internal users. In addition, an expansion of the current ESRI is required to provide the dashboards for Command and Executive Staff.

The Police Department and Purchasing recommend awarding the contract to the sole source vendor, Environmental Systems Research Institute, Inc. (ESRI), at \$45,205.68. This purchase is funded by Asset Forfeiture (RICO) Funds.

- *4-i. One-Year Term Contract for Randox Drug Screening and Testing Supplies for the Police Department (Sole Source) **(Citywide)**

The City's Randox Evidence Investigator Biochip Analyzer allows multiple tests to be carried out from a single patient sample, thus reducing the time and labor spent on individual tests. This instrument utilizes biochips with multiple antibody/antigen reaction sites and other associated reagents that are exclusively manufactured by, and available only through, Randox Laboratories.

The Police Department and Purchasing recommend awarding the contract to the sole source vendor, Randox Toxicology at \$140,000, based on estimated usage.

- *4-j. Five-Month Extension to the Term Contract for C-Cure Security Access System Upgrades for the Police Department **(Citywide)**

Over the last three years, Tyco Integrated Security has implemented C-Cure version 9000 and upgraded all City building controllers to iStar, implemented C-Cure at the Regional Dispatch Center, provided labor services for C-Cure hardware repairs for Police Department - Information Technology, and recently upgraded C-Cure in the lobby of the Charles K. Luster building. The contract is being extended to provide enough time to rebid.

The Police Department and Purchasing recommend authorizing the renewal with the sole source vendor, Life Technologies Corporation, at \$175,000, based on estimated usage.

- *4-k. One-Year Renewal to the Term Contract for DNA Crime Lab Supplies for the Police Department (Sole Source) **(Citywide)**

This contract provides supplies for the Forensic Services Division to process evidence and conduct forensic DNA testing for criminal investigations. The supplies include reagents and consumables to determine the quantity of DNA present, to make copies of the DNA and to detect the DNA on genetic instruments.

The Police Department and Purchasing recommend authorizing the renewal with the sole source vendor, Life Technologies Corporation, at \$175,000, based on estimated usage.

- *4-l. One-Year Renewal to the Term Contract for Custom Uniform Badges for the Police Department **(Citywide)**

This contract provides a qualified manufacturer for custom uniform badges to include shirt badges, flat badges mounted in black leather wallets, and cap pieces for the Police Department. Orders are placed on an as-needed basis.

The Police Department and Purchasing recommend authorizing the renewal with Sun Badge Company, at \$50,000, based on estimated usage.

- *4-m. Dollar-Limit Increase to the Term Contract for Hach Bench Services, Replacement Equipment and Supplies for the Water Resources Department (Sole Source) **(Citywide)**

Hach bench services, replacement equipment and supplies are used throughout the City's water treatment plants, water reclamation plants, and wastewater collections. The initial three-year term contract began on March 1, 2018, with the first-year contract amount of \$250,000. Water Resources spent \$211,911 by mid-July, mostly for new equipment and supplies for the Signal Butte Water Treatment Plant. The increase requested is to allow for needed services, equipment, and supplies for the remainder of the first-year term.

The Water Resources Department and Purchasing recommend increasing the dollar-limit with the sole source vendor, Hach Company, by \$70,000, from \$250,000 to \$320,000, for the first-year term.

- *4-n. Purchase of Carbon Replacement for Aeration Basin Towers at the Greenfield and Northwest Wastewater Reclamation Plants as requested by the Water Resources Department **(Citywide)**

The Greenfield plant has three odor control tanks/towers and anticipates having the carbon replaced in two during the first year of the contract and the third in the second year. The Northwest plant has three odor control tanks/towers and intends to have the carbon replaced in two and the carbon removed from the third, so it can be decommissioned during the first year.

The Water Resources Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Carbon Activated Corp., at \$243,266, with \$199,370 funded in FY 2018/19 and \$43,896 funded in FY 2019/20. This purchase is funded in the Water Resources Department operating budget through the Greenfield WRP Joint Venture Fund and Wastewater Operations and Maintenance budget.

- *4-o. Three-Year Term Contract with Two Years of Renewal Options for Pavement Marking Services for the Transportation Department **(Citywide)**

This contract will provide for the installation and removal of mainline and shortline pavement marking services on an as-needed basis. Mainline and shortline markings (lane lines, center lines, edge lines, traffic marking symbols, and legends) are used for traffic control throughout the City.

The Transportation Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, MRM Construction Services, Inc., at \$368,040 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-p. Three-Year Term Contract with Two Years of Renewal Options for Concrete Installation and Repair Services for the Transportation Department **(Citywide)**

This contract will provide concrete removal, installation, repair and other related services on an as-needed and where-needed basis, for the efficient performance of removal, repair, and maintenance of City concrete assets and any other pertinent work.

The Transportation Department and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Lincoln Constructors, Inc., at \$4,553,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. This purchase is funded in the Local Streets Fund.

- *4-q. Three-Year Term Contract with Two Years of Renewal Options for Cabinet Lighting Controls for Streetlights for the Materials and Supply Warehouse (for the Transportation Department) **(Citywide)**

This contract will provide cabinet lighting controls for the maintenance and construction of new streetlight controls. Materials and Supply places orders and maintains inventory stock as-needed.

The Business Services and Transportation Departments, and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Clark Electric Sales Inc., dba Clark Transportation Solutions, at \$53,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-r. Three-Year Term Contract with Two Years of Renewal Options for Vactor Services for the Transportation and Fleet Services Departments **(Citywide)**

This contract will provide vactor truck/high velocity jet rodding services for storm drain cleaning, storm drain pipe cleaning, culvert cleaning, box culvert cleaning, wet well, drywell cleaning and inspection; and suction/pumping services on a variety of pressure washer sumps, sumps, separators, and vaults. Work will be performed at a variety of locations.

The Transportation and Fleet Services Departments, and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Pipeline Video Inspection, LLC, dba AIMS Companies, at \$265,500 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. This purchase is funded by the Environmental Compliance Fee.

- *4-s. One-Year Renewal to the Term Contract for Waste Pumping and Hydro-Jetting Services for the Parks, Recreation and Community Facilities Department **(Citywide)**

This contract provides scheduled and as-needed waste pumping and hydro-jetting services at City facilities. Services include removal, cleaning, and disposal of liquid and solid waste from traps, sand and oil interceptors, flow-through tanks, cesspools, septic tanks, and lift stations, as specified.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing the renewal with Western Utility Contractors, LLC, dba Overley's, at \$35,000, based on estimated usage.

- *4-t. Contract Renewals and Contract Award of Contracts for HVAC Services and Equipment for the Parks, Recreation and Community Facilities (PRCF) Department **(Citywide)**

Facilities Maintenance uses cooperative contracts to manage their heavy HVAC equipment and services workload. Approval of a two-year renewal of the US Communities cooperative contract with Trane; a one-year renewal with one, one-year renewal option of the National IPA cooperative contract with Comfort Systems USA, and HACI Service LLC; a one-year award with four, one-year renewal options of the 1GPA

cooperative contract with Midstate Energy, and Pueblo Mechanical & Controls, is requested.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing renewals with Trane, Comfort Systems USA, and HACI Service LLC; and authorizing award to Midstate Energy and Pueblo Mechanical & Controls; at \$2,700,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-u. Authorizing the Mayor to sign an amendment to the employment contract with the City Auditor.
- *4-v. Authorizing the Mayor to sign an amendment to the employment contract with the City Clerk.
- *4-w. Authorizing the Mayor to sign an amendment to the employment contract with the City Attorney.
- *4-x. Authorizing the Mayor to sign an amendment to the employment contract with the City Manager.

5. Take action on the following resolutions:

- *5-a. Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with the Arizona Game and Fish Commission for a five-year term regarding the Community Fishing Program. The City's cost is \$15,785 for year 1, and \$18,080 annually, for years 2-5, for a total of \$88,105 for the five-year Agreement. **(Districts 1, 2, and 5)** – Resolution No. 11192
- *5-b. Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with the Arizona Department of Transportation (ADOT) for the designation of an alignment for a future shared-use pathway along the State Route 24 corridor, and to negotiate a future agreement that addresses the pathway costs, roles and maintenance responsibilities. **(District 6)** – Resolution No. 11193
- *5-c. Approving and authorizing the City Manager to enter into an agreement with the U.S. Department of Justice, Drug Enforcement Administration (DEA), to assign two Mesa Police officers to the DEA Phoenix Task Force and to receive up to \$36,687.50 in reimbursement for the officers' overtime. **(Citywide)** – Resolution No. 11194
- *5-d. Extinguishing portions of public utility easements, drainage easements, and a temporary drainage easement located at 1224 South Signal Butte Road to accommodate a retail development; requested by the property owner. **(District 6)** – Resolution No. 11195
- *5-e. Extinguishing a portion of a water line and sewer line easement located at 3156 North Recker Road to accommodate the development of an In-N-Out Burger restaurant; requested by the property owner. **(District 5)** – Resolution No. 11196
- *5-f. Approving and authorizing the City Manager to enter into a Grant Agreement with the City of Tucson to accept \$52,000 in grant funds under the High Intensity Drug Trafficking Area (HIDTA) Program to be used for overtime for the Police Department's Violent Offender Unit. **(Citywide)** – Resolution No. 11197

- *5-g. Approving and authorizing the City Manager to enter into an Award Agreement with the Arizona Attorney General's Office to accept \$45,602 in grant funds from the FY 2019 Victims' Rights Program to be used for salaries and employee benefits of two Victim Notification Clerks at the Police Department's Mesa Family Advocacy Center. **(Citywide)**
– Resolution No. 11198

6. Introduction of the following ordinances and setting August 27, 2018 as the date of the public hearing on these ordinances:

- *6-a. **ZON18-00149 (District 6)** The 9800 through 9900 blocks of East Hampton Avenue (south side) and the 1400 block of South Crismon Road (west side). Located at the northwest corner of US-60 and Crismon Road (15± acres). Rezoning from PEP-PAD-CUP to PEP-PAD. This request will allow for an office and commercial development. Gilmore Planning and Landscape Architecture, applicant; Crismon Superstition Partners, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 4-0)

- *6-b. See: **Items not on the Consent Agenda.**

- *6-c. **ZON18-00310 (District 3)** The 1700 to 1900 blocks of South Horne (west side), the 1700 to 1900 blocks of South Hobson (east side), and the 600 to 800 blocks of Auto Center Drive (south side). Located north of Baseline Road and east of Mesa Drive (22± acres). Rezoning from LI and LI-PAD to LI-PAD; and Site Plan Review. This request will allow for the development of an industrial park. Jeff McCall, McCall and Associates Architects, Inc., applicant; Puppyfeathers Limited Partnership, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 6-0)

- *6-d. **ZON18-00221 (District 1)** The 1100 block of North Miller Street (east side) and the 1000 block of East Brown Road (south side). Located on the south side of Brown Road and west of Stapley Drive (0.2± acres). Rezoning from OC to RS-9-BIZ; and Site Plan Review. This request will allow for the development of a single-family residence. Richard Corrow, applicant; NICHA, LLC, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 4-0)

- *6-e. **ZON18-00359 (District 4)** The 1100 block of South Stapley Drive (east side). Located east of Stapley Drive and north of Southern Avenue (1.6± acres). Rezoning from LC to RM-2-PAD; and Site Plan Review. This request will allow for the development of an attached single-residence development. Dane Astle, Edifice Architecture, applicant; Stapley & Southern Partners, LLC, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 5-1)

- *6-f. **ZON18-00360 (District 2)** The 3100 block of East Broadway Road (south side). Located east of Lindsay Road on the south side of Broadway Road (3.1± acres). Rezoning from RS-9 to RM-2-PAD; and Site Plan Review. This request will allow for the development of an attached single-residence development. Dane Astle, Edifice Architect, applicant; David and Carla Weaver, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 5-1)

- *6-g. **ZON18-00121 (District 6)** The 3600 to 5200 blocks of South Ellsworth Road (east side), the 9200 to 10800 blocks of East Elliot Road (south side), and the 3600 to 6000 blocks of the South Signal Butte Road alignment (west side). Located south of Elliot Road between Ellsworth Road and Signal Butte Road (3200± acres). Major Amendment to the Eastmark Community Plan. This request will make changes that impact Development Units ("DUs") 1, 2, 3, and 4 related to Land Use Groups, the Land Use Budget, refinements to the DU character descriptions, and corresponding modifications to various sections of the Community Plan including the removal of the requirement for a non-potable water master plan. DMB Mesa Proving Grounds, LLC, applicant; DMB Mesa Proving Grounds, LLC, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 6-0)

- *6-h. **ZON18-00335 (District 5)** 6606 East McKellips Road. Located west of Power Road on the north side of McKellips Road (1± acres). Rezoning (removal of condition of approval); and Site Plan Modification. This request will remove condition #10 from the original zoning approval to allow restaurant uses; and modification of the approved site plan to add a drive-thru. Alfred Patterson, Bar Napkin Productions, applicant; Travis Hackett, Rielly Red Mountain LLC/H J Red Mountain, ETAL, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 6-0)

- *6-i. **ZON18-00066 (District 3)** The 1000 through 1100 blocks of South Alma School Road (west side) and the 1200 through 1300 blocks of West Southern Avenue (north side). Located at the northwest corner of Alma School Road and Southern Avenue (16± acres). Rezoning from LC to RM-5 PAD for 10.5± acres, Rezoning from LC to LC-PAD for 5.5± acres; and Site Plan Review for 16± acres. This request will allow for development of multi-residential and commercial uses. Adam Baugh, Withey Morris, PLC, applicant; WM Grace Development Co., ETAL, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 6-0)

For continuance to the October 1, 2018 City Council meeting.

- *6-j. Repealing and replacing, in its entirety, the existing Mesa City Code Title 5 (Business Regulations), Chapter 7 entitled "Auctioneers, Pawnbrokers, Scrap Metal Dealers, and Secondhand Dealers" for the simplification and modification of requirements related to the operation and licensing of auctioneers, pawnbrokers, scrap metal dealers, and secondhand dealers in the City of Mesa. **(Citywide)**
- *6-k. Amending Title 5 of the Mesa City Code (Business Regulations) by adopting a new Chapter 22 entitled "Automated Kiosks" requiring the license and regulation of automated kiosks in the City of Mesa. **(Citywide)**

7. Take action on the following subdivision plats:

- *7-a. "Estates at Mandarin Grove" **(District 5)** The 3700 block of East McKellips Road (south side). Located east of the southeast corner of Val Vista Drive and McKellips Road (52± acres). 11 RS-35-PAD single residence lots (11.4 ± acres). McDowell Citrus 100 LLC, developer; Gabriel S. Rios, Wood Patel and Associates, surveyor.
- *7-b. "The Estates at Eastmark, Signal Butte Road" **(District 6)** The 5100 to 5700 blocks of South Signal Butte Road (both sides). Signal Butte Road between Ray Roads and Eastmark Parkway (14.5 ± acres). Jen Arizona 4, LLC, developer; Raymond S. Munoz III, EPS Group, surveyor.
- *7-c. "The Estates at Eastmark, Parcel 8-6" **(District 6)** The 10000 to 10800 blocks of East Ray Road (south side) and the 5200 to 5300 blocks of South Signal Butte Road (west side). Located on the southwest corner of Signal Butte and Ray Roads. 91 PCD single residence lots (23.3 ± acres). Jen Arizona 4, LLC, developer; Raymond S. Munoz III, EPS Group, surveyor.
- *7-d. "The Estates at Eastmark, Parcel 8-7" **(District 6)** The 5300 to 5500 blocks of South Signal Butte Road (west side). Located south of the southwest corner of Signal Butte and Ray Roads. 73 PCD single residence lots (28.8 ± acres). Jen Arizona 4, LLC, developer; Raymond S. Munoz III, EPS Group, surveyor.
- *7-e. "The Estates at Eastmark, Parcel 8-8" **(District 6)** The 5500 block of South Eastmark Parkway (northeast side). Located south and west of the southwest corner of Signal Butte and Ray Roads. 38 PCD single residence lots (15.4 ± acres). Jen Arizona 4, LLC, developer; Raymond S. Munoz III, EPS Group, surveyor.
- *7-f. "The Estates at Eastmark, Parcel 8-9" **(District 6)** The 5600 block of South Signal Butte Road (west side) and the 5600 block of South Eastmark Parkway (northeast side). Located south of the southwest corner of Signal Butte and Ray Roads. 65 PCD single residence lots (25.3 ± acres). Jen Arizona 4, LLC, developer; Raymond S. Munoz III, EPS Group, surveyor.

8. Conduct a public hearing and take action on the following resolution relating to a Minor General Plan amendment, and discuss, receive public comment, and take action on the following ordinance relating to the property located at the 5800 through 5900 blocks of East Thomas Road:

- 8-a. Conduct a public hearing on the Minor General Plan amendment ZON17-00572.

For continuance to the October 15, 2018 City Council meeting.

- 8-b. **ZON17-00572 (District 5)** Resolution. The 5800 through 5900 blocks of East Thomas Road (south side) and 3400 through 3500 blocks of North Recker Road (west side). Located at the southwest corner of Recker Road and Thomas Road (27± acres). Minor General Plan amendment to change Character Type from Mixed Use Activity District to Neighborhood. The request will allow for the development of a single-residence subdivision. Sean Lake, Pew & Lake, PLC, applicant; DTD-DEVCO 13, LLC, owner.

Staff Recommendation: Denial

P&Z Board Recommendation: Adoption (Vote: 5-2)

For continuance to the October 15, 2018 City Council meeting.

- 8-c. **ZON17-00320 (District 5)** Ordinance. The 5800 through 5900 blocks of East Thomas Road (south side), and the 3400 through 3500 blocks of North Recker Road (west side). Located at the southwest corner of Recker and Thomas Roads (27± acres). Rezoning from RS-90 to RSL-4.5-PAD; and Site Plan Review. This request will allow for the development of a single-residence subdivision. Sean Lake, Pew & Lake, PLC, applicant; DTD-DEVCO 13, LLC, owner.

Staff Recommendation: Denial

P&Z Board Recommendation: Approval with conditions (Vote: 5-2)

For continuance to the October 15, 2018 City Council meeting.

Items not on the Consent Agenda

6. Introduction of the following ordinance and setting August 27, 2018 as the date of the public hearing on this ordinance:

- *6-b. **ZON18-00171 (District 6)** The 8200 to 8400 blocks of East Baseline Road (north side). Located west of South Channing (Hawes Road) alignment on the north side of Baseline Road (54± acres). Rezoning 1.6± acres from RM-4 to RSL-2.5-PAD, incorporating the acreage into the approved 52.4± acres Baseline Mixed-Use PAD (Z14-021 and ZON18-00169); and Site Plan Review. This request will allow for the incorporation of additional acreage into an existing PAD to allow for the development of a residential small-lot subdivision. Woodside Homes, applicant; Baseline Mesa, LLC, and NSHE POWELL LLC, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval (Vote: 6-0)

Beverly Selvage, a Mesa resident, expressed frustration with the lack of communication between the City and the citizens that reside near the proposed development. She explained the area is overcrowded and it is unnecessary to continue to develop in the neighborhood.

Councilmember Thompson stated the opinion that Ms. Selvage is not in favor of any type of development near Sunland Springs. He pointed out the property where the proposed development will be located is zoned residential and the property owner has a right to

build homes in that area. He requested that Ms. Selvoge address her concerns with City staff and the developer to work out their differences and to ensure that she is well informed regarding the additions to the neighborhood.

It was moved by Councilmember Thompson, seconded by Vice Mayor Luna, that the ordinance be introduced, and that August 27, 2018 be set as the date of the public hearing.

Upon tabulation of votes, it showed:

AYES – Giles-Luna-Freeman-Glover-Heredia-Thompson-Whittaker

NAYS – None

Carried unanimously.

9. Items from citizens present.

Jarred Hamm, a Mesa resident, reported in 2019 the Maricopa County Animal Care and Control shelter, located on Rio Salado Parkway, will be closing. He requested the City open a new animal shelter and he emphasized the importance of having an animal shelter to replace the one that is closing. He expressed concern for residents who will need to travel to Phoenix to retrieve a lost animal once the shelter closes and hopes the City will find a proper solution to the problem.

City Manager Christopher Brady advised City staff will contact Mr. Hamm to further discuss the issue.

Peter Kovacs, a Mesa resident, advised he is a new resident and described Mesa as a “antiseptic and sanitary town.” He wished to introduce himself to Council and stated he plans to pay attention to the upcoming election.

Dana Lewis, a Mesa resident, expressed concern with the inundation of street food vendors along Broadway Road. She stated the number of food vendors in the area is excessive and requested the problem be addressed at a future Council meeting.

Mr. Brady advised City staff will contact Ms. Lewis to address her concerns.

10. Adjournment:

Without objection, the Regular Council Meeting adjourned at 6:23 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 20th day of August, 2018. 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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