



City of Mesa

*Council Chambers
57 E. First Street*

City Council

Meeting Agenda - Final

Monday, March 16, 2020

5:45 PM

CITIZEN PARTICIPATION

All citizens are permitted and encouraged to speak on agenda items including and preceding "Items from citizens present." If you are interested in speaking on such 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 Mark Freeman - District 1

Councilmember Jeremy Whittaker - District 2

Councilmember Francisco Heredia - District 3

Councilmember Jennifer Duff - District 4

Councilmember David Luna - District 5

Councilmember Kevin Thompson - District 6

Mayor's Welcome**Roll Call**

(City Council members participate in person or by telephone conference call.)

Invocation by Reverend Dana Reardon with First Evangelical Lutheran Church.

Pledge of Allegiance**Awards, Recognitions and Announcements****1 Take action on all consent agenda items.****Items on the Consent Agenda**

***2** **20-0300** Approval of minutes of previous meetings as written.

3 Take action on the following liquor license applications:

***3-a** **20-0328** Mesa United Way

This is a one-day event to be held on Thursday, April 9, 2020 from 6:00 A.M. to 9:00 P.M. at Roosevelt Water Conservation District, 6937 East Elliot Road.
(District 6)

***3-b** **20-0329** Mikey's League Inc.

This is a one-day event to be held on Thursday, April 2, 2020 from 5:00 P.M. to 9:00 P.M. at Desert Wind Harley Davidson, 922 South Country Club Drive.
(District 4)

***3-c** **20-0330** Square One Inc.

This is a one-day event to be held on Thursday, April 16, 2020 from 5:00 P.M. to 9:00 P.M. at Desert Wind Harley Davidson, 922 South Country Club Drive.
(District 4)

***3-d** **20-0331** Ultimate Imaginations Inc.

This is a one-day event to be held on Saturday, April 4, 2020 from 11:00 A.M. to 5:00 P.M. for the Downtown Mesa Association, on Macdonald, from Main Street to 1st Street and on Pepper Place, from Center Street to Robson. **(District 4)**

4 Take action on the following contracts:

- *4-a** **20-0288** Eighteen-Month Term Contract for Office Furniture Products and Millwork Services for Citywide Use as requested by the Parks, Recreation and Community Facilities Department (**Citywide**)

This contract will provide millwork services for Citywide departments as-needed. The City currently utilizes general contractors when soliciting millwork (cabinetry and countertops). By contracting with Arizona Correctional Industries, the City can reduce costs by avoiding markup fees on smaller projects that can be managed by City staff.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contract with Arizona Correctional Industries, at \$75,000 annually, based on estimated usage.

- *4-b** **20-0292** Dollar-Limit Increase to the Term Contract for Landscape Maintenance Services for Parks, Retention Basins and Sports Fields (Zone 1) for the Parks, Recreation and Community Facilities Department (**Citywide**)

The increase is needed to add landscaping maintenance services for Eastmark Phase III and Signal Butte Park, plus a 20% contingency.

The Parks, Recreation and Community Facilities Department and Purchasing recommend increasing the dollar-limit with Mariposa Landscape Arizona, Inc., by \$229,947.86 for Zone 1, from \$1,463,687.04 to \$1,693,634.90 for Year 3, based on estimated usage.

- *4-c** **20-0290** Dollar-Limit Increase to the Term Contract for Glock Handguns for the Police Department (**Citywide**)

In December 2019, Training Academy contingency funds were approved. This approval included the purchase of handguns and related accessories. The Training Division has requested the purchase of pistols and related accessories from the current contract with Proforce.

The Police Department and Purchasing recommend increasing the dollar-limit with Proforce Marketing, Inc., dba, Proforce Law Enforcement, by \$60,000 for Year 4, from \$105,000 to \$165,000, and by \$150,700 for Year 5, from \$80,000 to \$230,700, based on estimated requirements.

- *4-d** **20-0293** Three-Year Term Contract with Two Years of Renewal Options for Scott Self Contained Breathing Apparatus Air Equipment and Repair Parts for the Mesa Fire and Medical Department (Single Response) **(Citywide)**

This equipment is used to provide breathable air to firefighters in environments that are immediately dangerous to life or health. This contract will provide Self Contained Breathing Apparatus (SCBA) parts, supplies and equipment based on need and for expansion over the next three years. Replacement equipment will be used to replace damaged and approaching end-of-life SCBA bottles and masks.

The Mesa Fire and Medical Department and Purchasing recommend awarding the contract to the single, responsive, and responsible bidder, Municipal Emergency Services, at \$355,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-e** **20-0291** Dollar-Limit Increase to the Term Contract for Original Equipment Manufacturer Heavy-Duty Truck Parts and Repairs for the Fleet Services Department **(Citywide)**

This increase is needed because the manufacturer, DaDee Manufacturing, is no longer in business and the distributors/repair companies are no longer honoring DaDee warranties, thereby requiring Fleet Services to pay full repair costs when cylinders, control valves, etc., are sent out for repairs. Fleet Services estimates that an increase of \$300,000 will be adequate for the repairs and parts needed through the end of the contract on 7/31/2020.

The Fleet Services Department and Purchasing recommend increasing the dollar-limit 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; Freightliner of Arizona, Titan Machinery Inc., and Balar Holding Company; by \$300,000, from \$200,000 to \$500,000 annually, based on estimated usage.

***4-f** **20-0294** Three-Year Term Contract with Two Years of Renewal Options for Tire Maintenance and Repair Services for the Fleet Services Department **(Citywide)**

This contract will provide tire maintenance and repair services on all wheeled equipment, maintained by the Fleet Services Department. The City's overall fleet size of larger classes of vehicles is approximately 1,750 units. The contractor will perform inspections, scheduled maintenance, and repairs at the Fleet Services Sixth Street and East Mesa facilities and will also provide 24/7 emergency call-out service for all vehicles covered under this contract.

An evaluation committee recommends awarding the contract to the highest-scored proposal from Jack's Tire & Oil Management Company, Inc., at \$430,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-g** **20-0287** One-Year Term Contract with Two Years of Renewal Options for Class 250 Residential Gas Meters for the Materials and Supply Warehouse (for the Energy Resources Department) **(Citywide)**

This contract will provide new and refurbished gas meters used to monitor natural gas usage for the purpose of billing for new residential gas installations, as well as provide replacements, as-needed. The new meters are Automated Meter Reading and Advanced Metering Infrastructure compatible.

The Business Services and Energy Resources Departments, and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidders: Energy Economics, Inc.; and Tri-Pacific Supply, Inc.; at \$670,000 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

***4-h** **20-0295** Mesa City Center - Third Guaranteed Maximum Price (GMP No. 3) - ASU @ Mesa City Center (**District 4**)

GMP No. 1 was approved by Council on November 4, 2019 and included infrastructure improvements to the City's utilities, communications facilities, and streets needed to support the ASU building, the Plaza, the Studios and any future developments and improvements in the area.

GMP No. 2 was approved by Council on December 9, 2019 and included general site demolition, excavation of the building site, building pad preparation, foundations, the concrete building structure, and associated items.

This GMP is the third of the series of GMP's relating to City Center work. The scope of work includes all remaining construction necessary to complete the ASU @ Mesa City Center building.

Staff recommends awarding the contract for GMP No. 3 to the selected Construction Manager at Risk, DPR Construction, in the amount of \$46,548,058, and authorizing a change order allowance in the amount of \$2,327,402.90 (5%), for a total amount of \$48,875,460.90. This project is funded by the Economic Investment Fund and Excise Tax Bonds, with an additional \$10 million from ASU sources.

***4-i** **20-0339** Authorizing the Mayor to sign an employment contract with the Interim City Auditor.

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

***5-a** **20-0304** Approving and authorizing the City Manager to accept and administer \$30,000 in grant funds from the National League of Cities, Census Rapid Response Grant Program. The funds will be used for materials and staffing associated with the Mesa Census Van to support outreach to undercounted and hard-to-count communities for the 2020 U.S. Census. (**Citywide**)

***5-b** **20-0275** Approving and authorizing the City Manager to accept \$78,000 from the U.S. Department of Justice, U.S. Marshals Service, for Mesa Police Officer overtime worked in support of the Joint Law Enforcement Operations Task Force. (**Citywide**)

***5-c** **20-0276** Approving and authorizing the City Manager to enter into a Grant Agreement with the Arizona Criminal Justice Commission to accept \$63,105 in grant funds to be used for training, equipment, and supplies for the Police Department's Forensic Services Division. (**Citywide**)

- *5-d** [20-0299](#) Approving and authorizing the City Manager to enter into a Development Agreement with Signal Butte Grid LLC, relating to approximately 10.153 acres of property located near the northwest corner of Elliot Road and Signal Butte Road for the purpose of “opting-in” to the Elliot Road Technology Corridor zoning overlay. **(District 6)**
- *5-e** [20-0280](#) Modifying fees and charges for the Parks, Recreation and Community Facilities Department. **(Citywide)**

6 Introduction of the following ordinances and setting April 6, 2020 as the date of the public hearing on these ordinances:

- *6-a** [20-0143](#) ZON19-00806 **(District 5)** Within the 5600 to 6000 blocks of East Thomas Road (north side) and within the 3600 to 4000 blocks of North Recker Road (west side). Located north of Thomas Road and west of Recker Road (109.8± acres). Rezone from PS to RS-6-PAD and RS-7-PAD. This request will allow for the development of a single-residence subdivision. Desert Vista 100, LLC, applicant; City of Mesa, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions

- *6-b** [20-0279](#) ZON19-00651 **(District 5)** Within the 1300 block of North 46th Street (west side). Located north of Brown Road and east of Greenfield Road (4.85 acres). Rezone from RS-43 to RSL-2.5-PAD. This request will allow for the development of a single-residence subdivision. Adam Baugh, Withey & Morris, PLC, applicant; Spring Sun RE, LLC, owner.

Staff Recommendation: Approval with conditions

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

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

- *7-a** [20-0249](#) Repealing Mesa City Code Title 3, Chapter 3 (“Utility Departments”) and replacing it with a new Title 3, Chapter 3 titled “Water Resources, Energy Resources, and Environmental Management & Sustainability Departments.” The new language includes the creation of a Utility Assistance Program, the permitted uses for the utility system revenues, and the permitted transfer of Utility Funds, primarily for Public Safety. **(Citywide)**

- *7-b** [20-0172](#) ZON19-00710 (**District 6**) Within the 7000 to 7600 blocks of East Guadalupe Road (south side) and within the 2800 through 3100 blocks of South Sossaman Road (west side). Located south of Guadalupe Road and west of Sossaman Road. Rezone from NC-PAD to RS-6-PAD (6.7± acres); and major modification of an existing PAD (213.7± acres). This request will allow for the development of a single-residence subdivision. Sean Lake, Pew & Lake, PLC, applicant; B & K Land & Investment Co., owner.

Staff Recommendation: Approval with conditions

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

8 Take action on the following subdivision plat and resolution relating to the Estates at Hermosa Ranch development:

- *8-a** [20-0195](#) “Estates at Hermosa Ranch” (**District 5**) Located within the 4000 block of East Hermosa Vista Drive (north side). Located south of McDowell Road and east of Val Vista Drive (±12.7 acres). McDowell Citrus 100, LLC, developer; Anthony N. Zaugg, Allen Consulting Engineers, Inc., surveyor.
- *8-b** [20-0282](#) Approving and authorizing the City Manager to enter into a Maintenance Agreement with McDowell Citrus 100, LLC for the installation and maintenance of improvements in the right-of-way for a development known as Estates at Hermosa Ranch, generally located south of McDowell Road and east of Val Vista Drive. (**District 5**)

Items not on the Consent Agenda

- 9 Items from citizens present. (Maximum of three speakers for three minutes per speaker).**
- 10 Adjournment.¹**

¹ Prior to adjournment, at this Council meeting, the City Council may vote to go into executive session for legal advice on any item listed on this agenda pursuant to A.R.S. §38-431.03(A)(3); this notice is given pursuant to A.R.S. §38-431.02 to the members of the City Council and the public.