



COUNCIL MINUTES

April 15, 2013

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on April 15, 2013 at 5:48 p.m.

COUNCIL PRESENT

Scott Smith
Alex Finter
Christopher Glover
Dennis Kavanaugh
Dave Richins

COUNCIL ABSENT

Dina Higgins
Scott Somers

OFFICERS PRESENT

Christopher Brady
Donna Bronski
Dee Ann Mickelsen

(Mayor Smith excused Councilwoman Higgins and Councilmember Somers from the entire meeting.)

Invocation by Doctor of Divinity Blaine Mays of Community Church of New Thought.

Pledge of Allegiance was led by Eric Gudino, Director of Municipal Government Relations at Arizona State University (ASU).

Mayor's Welcome.

Mayor Smith welcomed everyone to the meeting. A videotaped presentation was aired that outlined meeting procedures and provided attendees with instructions relative to addressing the Council.

Awards, Recognitions and Announcements.

Utility Conservation Specialist Donna DiFrancesco advised that on Friday, April 26, 2013 a tree-planting event will take place at Candlelight Park in observance of Arbor Day. In addition, she said that volunteers will be reading "The Lorax" by Dr. Seuss to third grade classes at select Mesa Public Schools. She also reported that Mesa has been named a Tree City USA community by the Arbor Day Foundation for the third consecutive year.

Ms. DiFrancesco recognized Mesa business owners Dan Stevens with Living Tree Service Inc., and Andy Young with Tree Amigos, who recently competed in the Arizona Tree Climbing Championship in Prescott, Arizona. She also introduced Don Waltemeyer from Treeland Nursery, who read a proclamation declaring Friday, April 26, 2013 as Arbor Day.

Dee Tamminen, Chair of the Southeast Maricopa Regional Partnership Council for First Things First, addressed the Council and provided brief background information regarding the First Things First organization. She said that in Mesa, First Things First provides services, such as dental screenings, home visitation, parent education classes and nutritional support for preschool aged children.

Ms. Tamminen thanked the Council for their support and read a proclamation declaring April 14, 2013 to April 20, 2013 to be the Week of the Small Child.

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 Richins, seconded by Councilmember Glover, that the consent agenda items be approved.

Mayor Smith declared the motion carried unanimously by those present.

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

Minutes from the February 13, February 28, March 21, and April 1, 2013 Council meetings.

3. Take action on the following liquor license applications:

*3-a. Luke-Greenway Post Number 1 The American Legion

This is a one-day charitable event to be held on Saturday, April 20, 2013, from 12:00 p.m. to 10:00 p.m., at 263 North Center Street. **(District 4)**

*3-b. Luke-Greenway Post Number 1 The American Legion

This is a one-day charitable event to be held on Saturday, May 4, 2013, from 11:00 a.m. to 10:30 p.m., at 4155 East Virginia Street. **(District 5)**

*3-c. Tempe Police Foundation

This is a one-day charitable event to be held on Saturday, May 11, 2013, from 3:00 p.m. to 12:00 a.m., at 2017 North Greenfield Road. **(District 5)**

*3-d. Ultimate Imaginations Inc.

This is a one-day charitable event to be held on Friday, May 3, 2013, from 5:00 p.m. to 11:00 p.m., on Macdonald Street from Main Street to Pepper Place. **(District 4)**

4. Take action on the following contracts:

*4-a. Purchase of One Replacement Light-Duty Pickup Truck for the Police Department **(Citywide)**

This purchase will provide one replacement light-duty, two-wheel drive pickup truck. The proposed vehicle will replace a vehicle which has met established criteria for replacement. The vehicle being replaced will be retired and sold at auction.

Fleet Services and Police recommend awarding the contract to the lowest, responsive and responsible bidder, PFVT Motors, Inc., at \$26,613.38. This purchase is funded by the Vehicle Replacement Fund.

*4-b. Purchase of Eight Replacement Law Enforcement Vehicles (Sedans) for the Police Department **(Citywide)**

All proposed vehicles will be replacement patrol sedans for the Police Department. The replacement vehicles will be rear-wheel drive Chevrolet Caprices assigned as patrol units and up-fitted for patrol use. The vehicles being replaced were damaged beyond repair during police operations. Damage claims are pursued when appropriate.

Police and Fleet Services recommend awarding the contract to the lowest, responsive and responsible bidder, Brown and Brown Chevrolet (a Mesa business), at \$277,665.16. This purchase is funded by the Vehicle Replacement Fund.

*4-c. Three-Year Term Contract for Training and Duty Ammunition for the Police Department **(Citywide)**

Mesa, as the lead/issuing agency, together with City of Tempe Police Department, Navajo County Sheriff's Office and Cochise County Sheriff's Office, solicited bids to enter into a contract with vendors for the purchase of ammunition. Specifications and requirements of each agency were included in the bid solicitation; 156 vendors, including 39 Mesa vendors were notified.

Police and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidders: San Diego Police Equipment Co., Inc., at \$339,225.01, Miwall Corporation, at \$14,503.65 and Professional Police Supply, dba Adamson Police Products, at \$1,357.98. The combined award is \$355,086.64 annually.

*4-d. Purchase of Additional Hardware and Software to Expand the eCitation System for the Police Department **(Citywide)**

In 2011, the City implemented a pilot program deploying 25 Motorola handheld eCitation devices and Zebra mobile printers to motorcycle Traffic Enforcement motorcycle officers. This purchase will expand the system to 70 additional vehicle Patrol officers. Additional deployments would benefit the City by further reducing costs for processing citations in the Police Department and eliminating manual handling and data entry by temporary staff in the Municipal Court. Electronic Processing also improves the accuracy of violator data collected for Police records and allows the City to more quickly adjudicate citations and

collect fines. Same-day issuance and payment of a fine is now possible using eCitation; a process that would formerly take a week or more.

Information Technology, Police, Municipal Court and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Brazos Technology, at \$348,064.93.

***4-e. Purchase of Furniture for the Police Department (Citywide)**

Police Administration is remodeling a portion of the administration floor in the headquarters building to better utilize the existing space. Two additional offices and a conference room are being created and this purchase will provide the furniture needed for the remodel. Construction is currently underway, with completion anticipated in early April, 2013.

Police and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contract with Arizona Furnishings, at \$33,319.57. This purchase is funded by Asset Forfeiture RICO funds.

***4-f. Three-Year Term Contract for Chiller Maintenance and Repair Services for Citywide Facilities as Requested by Facilities Maintenance (Citywide)**

This contract will provide a qualified contractor for the inspection, preventative maintenance and repair of water chillers and related equipment at Citywide locations.

Facilities Maintenance recommends awarding the contract to the highest scored proposal from AAF McQuay Services, at \$50,000 annually, based on estimated requirements.

***4-g. Dollar-Limit Increase to the Term Contract for Commercial Printing for Print Services (various departments) (Citywide)**

This contract provides multiple vendors for various commercial printing services used by the City. Print Services uses multiple vendors for various printing needs. This contract is a new contract, pulling together small purchases into a single contract.

Printing Services recommends authorizing a dollar-limit increase with Century Graphics, in the amount of \$21,815, totaling \$98,815; Di-Mor Business Forms, Inc., in the amount of \$6,450, totaling \$27,450; and American Reprographics Company, LLC (a Mesa business), in the amount of \$20,000, totaling \$55,000; annually, based on estimated requirements. The contract amount will be increased by \$48,265, totaling \$184,265 annually.

***4-h. Purchase of Hardware and Software to Implement Remote and Redundant Support for Critical Business Systems for the Information Technology Department (Citywide) – DELETED**

***4-i. Purchase of a Hosted Online Recreation Registration Solution for the Parks, Recreation and Commercial Facilities Department (Citywide)**

Parks and Recreation offers over 4,500 activities with more than 20,000 registrants, 1,700 adult and youth sports teams and 110,000 pool admissions. The City of Mesa has utilized the same internally hosted, online customer recreation registration solution for ten years. This current system is out of date, relies on specialized City Information Technology (IT) staff for support and lacks web functionality and several marketing options now standard in other competitive programs.

A committee representing Parks, Recreation and Commercial Facilities, Arts and Culture, Information Technology and Purchasing evaluated proposal responses based on the required elements. The evaluation committee recommends awarding the contract to the highest scored proposal from The Active Network, Inc., at \$74,722.40, including applicable taxes. The ongoing system and payment acceptance costs are funded by transaction fees paid by the registrants.

*4-j. Three-Year Term Contract for Accessible Pedestrian Signal Push Buttons for the Materials and Supply Warehouse **(for Transportation) (Citywide)**

The contract will provide Accessible Pedestrian Signal (APS) Push Buttons for the visually impaired and those needing assistance at traffic signalized intersections. APS provides information in a non-visual format, both audible and vibro-tactile walk indications – audible cues assist the pedestrian to locate the pushbutton and once pressed and activated, the pedestrian will hear intersection information. While the City used to build these units in-house, the City is now required to provide units that are compliant with Federal regulations.

Transportation and Purchasing recommend awarding the three-year contract to the lowest, responsive and responsible single bidder, JTB Supply Co., at \$51,000.00 annually, based on estimated requirements.

*4-k. One-Year Renewal of the Term Contract for Tree Care Services for the Transportation Department **(Citywide)**

This contract provides a qualified contractor to furnish all labor, tools, equipment, permits, supplies, materials barricading and traffic control to perform tree care services (tree pruning and removals) as needed for Transportation, Field Operations. This is the second and final, one-year renewal (three year total).

Transportation and Purchasing recommend authorizing a one-year renewal with Urban Forest Tree Care, Inc., at \$97,884.80, based on estimated requirements.

*4-l. Three-Year Term Contract for Dust Stabilization for the Development and Sustainability Department **(Citywide)**

This contract will provide dust control/stabilizer and related items including application. Dust stabilization activities occur throughout the year to unpaved road shoulders, vacant lots and unpaved alleys. The County contract provides both materials and the flexibility of contractor application services.

Development and Sustainability recommends authorizing a three-year contract using the Maricopa County cooperative contract with Earthcare Consultants, LLC, at \$300,000 annually, based on estimated requirements.

5. Take action on the following resolutions:

- *5-a. Authorizing and supporting the submittal of a grant application by Arizonans for Children, Inc., to the Fort McDowell Yavapai Nation in the amount of \$30,000 to improve the lives of children in foster care in Maricopa County – Resolution No. 10206.
- *5-b. Authorizing and supporting the submittal of a grant application by Boy Scouts of America, Grand Canyon Council, to the Fort McDowell Yavapai Nation in the amount of \$75,000 to expand their traditional Scouting programs – Resolution No. 10207.
- *5-c. Authorizing and supporting the submittal of a grant application by the Child Crisis Center to the Fort McDowell Yavapai Nation in the amount of \$10,000 to provide trauma and attachment services for families caring for children with issues related to trauma – Resolution No. 10208.
- *5-d. Authorizing and supporting the submittal of a grant application by East Valley Adult Resources to the Fort McDowell Yavapai Nation in the amount of \$20,000 to support their “Meals While You Heal” program – Resolution No. 10209.
- *5-e. Authorizing and supporting the submittal of a grant application by Junior Achievement of Arizona to the Fort McDowell Yavapai Nation in the amount of \$15,000 to support enriching their business education programs within Mesa schools – Resolution No. 10210.
- *5-f. Authorizing and supporting the submittal of a grant application by A New Leaf, Inc., to the Fort McDowell Yavapai Nation in the amount of \$50,000 to support the construction of a new 16-unit energy efficient family emergency homeless shelter at their La Mesita property on West Main Street – Resolution No. 10211.
- *5-g. Authorizing and supporting the submittal of a grant application by Mesa Public Schools to the Fort McDowell Yavapai Nation in the amount of \$60,000 to support the improvement of the academic performance of targeted students at Salk Elementary, Fremont Junior and Red Mountain High Schools – Resolution No. 10212.
- *5-h. Authorizing and supporting the submittal of a grant application by Visit Mesa to the Fort McDowell Yavapai Nation in the amount of \$62,000 for the support of marketing and sales to promote tourism for the area – Resolution No. 10213.
- *5-i. Extinguish a Twenty (20) foot wide Easement for Water Line at 2920 East Baseline Road **(District 2)** – Resolution No. 10214.

When development on the property occurred in 1998, additional Public Utilities and Facilities Easements were granted for a compatible arrangement of utilities and facilities to allow a different site and building layout on the property. The unused 1987 easement now lies partially under a building. Easement requires abandonment as permanent structures should not occupy or encroach into easements.

- *5-j. A Resolution setting May 20, 2013, as the public hearing date to review the proposed 2013/2014 annual assessments for the Mesa Town Center Improvement District No. 228 **(District 4)** – Resolution No. 10215.
- *5-k. Ordering the sale of \$59,960,000 principal amount of City of Mesa General Obligation Bonds, Series 2013; and authorizing the reimbursement with bond proceeds of certain advances on construction projects – Resolution No. 10216.
- *5-l. Ordering the sale of \$47,290,000 principle amount of City of Mesa Utility Systems Revenue Bonds, Series 2013; and authorizing the reimbursement with bond proceeds of certain advances on construction projects – Resolution No. 10217.
- *5-m. Approving and supporting the Governor's fiscal year 2014 budget recommendation for Arizona State University at the Polytechnic campus – Resolution No. 10218.

6. Introduction of the following ordinance and setting May 6, 2013 as the date of the public hearing on this ordinance:

- *6-a. **Z13-07 (District 5)** The 7800 to 7900 blocks of East University Drive (south side) and the 200 to 300 blocks of South 80th Street (west side) (24± acres). Modification of the Villas at Montana Vista PAD. This request will allow modification to the development standards of single-residence lots. Eightieth & University Inc., owner; Ralph Pew, applicant. (PLN2013-00003)

Staff Recommendation: Approval with conditions

P&Z Recommendation: Approval with conditions (Vote 6-0, Boardmember Clement absent)

7. Take action on the following resolution and ordinance that was introduced at a prior meeting regarding the zoning code:

- *7-a. Declaring that a certain document filed with the City Clerk and entitled "Drainage Design Manual for Maricopa County, Erosion Control" dated November 2012, a public record – Resolution No. 10219.
- *7-b. Amending Title 8 (Health, Sanitation and Environment), Chapter 5 (Storm Water Pollution Control), Section 3 (Reduction of Pollutants in Stormwater) of the Mesa City Code for the purposes of compliance with the Arizona National Pollutant Discharge Elimination System permit requirements and adopt the Drainage Design Manual for Maricopa County, Erosion Control, dated November 2012. **(Citywide)** – Ordinance No. 5144.

Items not on the Consent Agenda

8. Conduct a public hearing

- 8-a. Public Hearing prior to the release of petition for signatures for the proposed annexation case A13-01, located at 8840 East Sunland Avenue, which is north of East Southern Avenue and west of South Ellsworth Road. **(District 5)**

Mayor Smith announced that this was the time and place for a public hearing regarding the proposed annexation case A13-01, located at 8840 East Sunland Avenue, which is north of East Southern Avenue and west of South Ellsworth Road.

There being no citizens wishing to speak on this issue, the Mayor declared the public hearing closed.

- 8-b. Public hearing prior to the release of petition for signatures for the proposed annexation case A13-02, located at the 8800-8900 blocks of East Range Rider Trail, north of East McDowell Road and east of North Ellsworth Road. **(District 5)**

Mayor Smith announced that this was the time and place for a public hearing regarding the proposed annexation case A13-02, located at the 8800-8900 blocks of East Range Rider Trail, north of East McDowell Road and east of North Ellsworth Road.

There being no citizens wishing to speak on this issue, the Mayor declared the public hearing closed.

9. Take action on the following Memorandum of Understanding:

- 9-a. Approving and authorizing the City Manager to execute a Memorandum of Understanding with Sunridge Properties, Inc., for the development of a hotel at Riverview. **(District 1) – this item was continued to the May 6, 2013 Regular Council meeting.**

10. Items from citizens present.

There were no items from citizens present.

Mayor Smith stated that Susan Gayhart submitted a speaker card in support of item 8-a, but did not wish to address the Council.

11. Adjournment.

Without objection, the meeting adjourned at 6:10 p.m.

SCOTT SMITH, MAYOR

ATTEST:

DEE ANN MICKELSEN, INTERIM 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 15th day of April, 2013. I further certify that the meeting was duly called and held and that a quorum was present.

DEE ANN MICKELSEN, INTERIM CITY CLERK

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