



City of Mesa
Notice of Meeting Agenda - Final
City Council

Monday, February 26, 2024
5:45 PM

Council Chambers
57 East 1st Street

DECORUM: The public is encouraged to attend City Council meetings in person, telephonically, or electronically. All persons attending the City Council meeting are asked to observe the rules of politeness, propriety, decorum, and good conduct. Anyone disrupting the meeting will be asked to leave or will be removed and may not be allowed to return.

PARTICIPATION: Members of the public at the meeting may address the City Council by providing comments on a specific agenda item or during "Items from Citizens Present." **To request to speak, submit a blue speaker card to the City Clerk prior to the start of a meeting.** When called to speak, please step up to the lectern, speak clearly into the microphone, and begin by stating your name and address for the record. To give everyone an opportunity to speak, comments are generally limited to three minutes unless otherwise determined by the Mayor. If you are with a group, please designate a spokesperson.

For agendized items, comments should be relevant to the item being discussed. During "Items from Citizens Present," the speaker may address the City Council on more general issues. Councilmembers are normally not permitted to discuss or take legal action on any matters raised by the public that are not specifically on the agenda.

If you would like handouts distributed to the City Council, please give them to the City Clerk at the time you submit your blue speaker card. Eleven copies of each document is requested.

CONSENT AGENDA: All items listed on the agenda with an asterisk (*) are on the consent agenda which means they will be considered by the City Council as a group, without any separate discussion of these items, unless a Councilmember or citizen requests the item be removed from the consent agenda to be considered separately. To request removal of an item from the consent agenda, please submit a blue speaker card to the City Clerk prior to the start of the meeting.

ACCESSIBILITY: 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.

Servicios en Español: Si necesita asistencia o servicio de interpretación en Español, comuníquese con la Ciudad al menos 48 horas antes de la reunión al 480-644-2767.

For more information regarding City Council meetings, including agendas, approved minutes and ways to participate electronically, please visit <https://www.mesaaz.gov/government/city-council-meetings>.

NOTICE: Pursuant to A.R.S. § 38-431.02, notice is hereby given that the City Council will hold a meeting open to the public at the date and time above. If indicated in the agenda, pursuant to A.R.S. § 38-431.03, the City Council may vote to go into executive session which will not be open to the public. Members of the City Council may appear at the meeting in person, telephonically, or electronically. Children are welcome at City Council meetings, but please remember meetings are video recorded; by allowing your child to attend, you consent to your child being recorded. A.R.S. § 1-602(A)(9).

Mayor John Giles
Vice Mayor Francisco Heredia - District 3
Councilmember Mark Freeman - District 1
Councilmember Julie Spilsbury - District 2
Councilmember Jennifer Duff - District 4
Councilmember Alicia Goforth - District 5
Councilmember Scott Somers - District 6

Mayor's Welcome**Roll Call**

Invocation by Bishop William Hudson with Shield of Faith Christian Center.

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

***2 [24-0006](#)** Approval of minutes of previous meetings as written.

3 Take action on the following contracts:

***3-a [24-0135](#)** Purchase of One Gas Chromatograph Mass Selective Detector System
(Replacement) for the Mesa Police Department (Sole Source) **(Citywide)**

The purchase will provide a Gas Chromatograph Mass Selective Detector for Forensic Services Toxicology Unit. The new equipment will be used to test blood and urine specimens for the presence of impairing drugs of abuse. The new equipment will replace a ten-year-old system that is nearing its end of life.

The Police Department and Purchasing recommend awarding the contract to the sole source vendor, Agilent Technologies, Inc. for \$125,000. This purchase is funded by Police Department Capital General Funds.

3-b [24-0136](#) Dollar Limit Increase to the Term Contract for Information Technology Solutions for the Purchase of a Capital Improvement Program Project Management (CIPPM) Solution (Replacement) for the Engineering Department **(Citywide)*

The City's current CIP software solution is over a decade old, and relies on outdated and depreciated technology, and has resulted in functional challenges with modern internet browsers. Without a new CIP project management solution, Engineering would have increased challenges to effectively manage projects resulting in increased staff time required, delays, and cost increases. The Kahua solution will provide a cloud-hosted CIPPM that will improve Engineering's ability to manage CIP projects more effectively and improve communication with department customers and contractors.

The Engineering Department, Department of Innovation and Technology, and Purchasing recommend increasing the dollar limit with CDW Government LLC; and SHI International Corp., by \$2,970,211.38, from \$11,000,000 to \$13,970,211.38, with an annual increase allowance of up to 5% or the adjusted Consumer Price Index.

3-c [24-0134](#) Use of a Cooperative Contract for the Purchase of One Asphalt/Oil Distributor Truck (Replacement) for the Transportation Department **(Citywide)*

This asphalt/oil distributor truck is used to support Transportation's Pavement Preservation and Asphalt Repair work groups apply fog seal treatment and spray emulsion tack on milled asphalt before it is applied to new asphalt. The new truck will be replacing a unit that has met established replacement criteria.

The Fleet Services and Transportation Departments and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contract with Empire Southwest (a Mesa business) for \$408,399.47. This purchase is funded by the Local Streets Fund.

3-d [24-0138](#) Three-Year Term Contract with Two Years of Renewal Options for Slurry Seal Sand for the Transportation Department (Single Response) **(Citywide)*

This contract will provide slurry seal sand used by Transportation crews maintain the City's roadways and extend the life of the pavement.

The Transportation Department and Purchasing recommend awarding the contract to the single, responsive, and responsible bidder, Calmat Co. dba Vulcan Materials Company at \$1,200,000 annually, with an annual increase allowance of up to 5% or the adjusted Producer Price Index.

***3-e [24-0137](#)** Dollar Limit Increase to the Term Contract with Two Years of Renewal Options for Private Security Guard Services for Various City Departments **(Citywide)**

This increase is for security officer salary increases based on industry standards for security guards, which are allowable per the contract. The respective departments are in support of the increases and agree this will attract high-quality security personnel to our contract pool. Additionally, Economic Development will begin using this contract at AZLabs.

The Mesa Police, Economic Development, Arts and Culture, and Library Departments and Purchasing recommend increasing the dollar limit with Universal Protection Service, LP dba Allied Universal Security Services by \$615,000 from \$1,540,000 to \$2,155,000 annually, based on estimated usage, and with an annual increase allowance of up to 5% or the adjusted Consumer Price Index.

***3-f [24-0139](#)** Dollar Limit Increase to the Term Contract for Wireless Voice, Data, Equipment, Products, and Services for Citywide Use **(Citywide)**

Fire and Medical requires this increase to cover anticipated wireless expenditures due to the Department's continuing growth with new stations and ambulance expansions.

The Mesa Fire and Medical Department and Purchasing recommend increasing the dollar limit using the NASPO/State of Arizona cooperative contracts with AT&T; DiscountCell, T-Mobile, and Verizon Wireless, Year 3 by \$500,000, from \$1,755,000 to \$2,255,000 annually and years 4 on by \$500,000 from \$1,755,000 to \$2,255,000 annually, based on estimated usage.

4 Take action on the following resolutions:

***4-a [24-0126](#)** Approving and authorizing the City Manager to execute a waiver of the Arizona Department of Transportation's (ADOT) four-year notice provision for right-of-way abandonment as allowed by A.R.S. § 28-7209. Execution of the Waiver will allow ADOT to proceed with the abandonment and transfer to the City of previously identified traffic interchanges at the Red Mountain freeway (Loop 202) and University Drive. **(District 5)** Resolution No. 12154

***4-b [24-0131](#)** Approving and authorizing the City Manager to execute a waiver of the Arizona Department of Transportation's (ADOT) four-year notice provision for right-of-way abandonment as allowed by A.R.S. § 28-7209. Execution of the Waiver will allow ADOT to proceed with the abandonment and transfer to the City of previously identified areas on Southern Avenue and Hawes Road at the Red Mountain Freeway (Loop 202) and the U.S. 60 traffic interchange. **(District 5)** Resolution No. 12155

- *4-c** [24-0140](#) Approving and authorizing the City Manager to accept funds of \$916,300.00 for non-residential water conservation program enhancements through a grant agreement with the Water Infrastructure Finance Authority of Arizona with the largest portion of the grant funding designated for incentives for non-residential customers who plan to remove grass and replace it with xeriscape. **(Citywide)** Resolution No. 12156
- *4-d** [24-0143](#) Approving and authorizing the submission of grant applications by the City of Mesa Police Department to the Arizona Governor's Office of Highway Safety for FY 2025 grant funds in the amount of \$370,540 and authorizing the City Manager to negotiate and accept the Governor's Office Highway Safety Contracts. **(Citywide)** Resolution No. 12157
- *4-e** [24-0167](#) Approving and authorizing the City Manager to enter an amendment to the advanced metering infrastructure/smart metering solution project agreement to update the project scope and increase the project dollar limit to \$86,404,000 for the initial term, which will implement smart meters throughout the City of Mesa utility service areas. Resolution No. 12158
- *4-f** [24-0156](#) Extinguish a portion of a 20-foot drainage easement located at 2327 East Kenwood Street to allow for construction of a swimming pool, requested by the property owner. **(District 1)** Resolution No. 12159
- *4-g** [24-0165](#) Amending the Ethics Code and Handbook for City of Mesa Elected Officials and Advisory Board Members to include additional guidance regarding Arizona law on spending and using City resources, and adopting the proposed Guidelines for Spending and Using City Resources. Resolution No. 12160
(5 votes required)
- *4-h** [24-0102](#) Calling the Primary Election for July 30, 2024, including designating election dates and providing the last date for candidates to file nomination papers. Resolution No. 12161

5 Introduction of the following ordinances and setting March 4, 2024 as the date of the public hearing on these ordinances:

- *5-a** [24-0146](#) ZON23-00609 "810 S Country Club Dr" (**District 4**) Within the 400 to 500 blocks of West 8th Avenue (south side) and within the 800 block of South Country Club Drive (west side). Located north of Southern Avenue and west of Country Club Drive (2± acres). Rezone from General Commercial (GC) to General Commercial with a Bonus Intensity Zone overlay (GC-BIZ), Council Use Permit (CUP), and Site Plan Review. This request will allow for a mini-storage facility. Public Storage Properties XII INC, owner; Cherry Miao, Public Storage, applicant. Ordinance No. 5846

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (5-0)

- *5-b** [24-0160](#) Amending Chapters 25, 45, 50, 51, and 87 of Title 11 of the Mesa City Code pertaining to Billboards. The amendments include, but are not limited to: adding a new Chapter 25: Billboard Overlay District; modifying Chapter 45 to remove Billboards as a prohibited sign type; moving definitions for Advertising for Hire Sign, Billboard, and Off-site Sign from Chapter 50 to Chapter 87; and adding a new Chapter 51: Billboards (**Citywide**) Ordinance No. 5847

6 Take action on the following subdivision plats:

- *6-a** [24-0145](#) SUB23-00638 "8137 E. Brown Road" (**District 5**) Within the 8000 to 8200 blocks of East Brown Road (south side). Located west of the 202 Red Mountain Freeway on the south side of Brown Road (3. 2± acres). Elevated Living at Red Mountain LLC, developer; James M. Williamson, Superior Surveying Services Inc, surveyor.

Items not on the Consent Agenda

7 Items from citizens present. (Maximum of three speakers for three minutes per speaker.)

8 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.