



**CITY OF MESA
NOTICE OF MEETING & AGENDA - FINAL
CITY COUNCIL**

**Monday, September 13, 2021
5:45 PM**

**Mesa Council Chambers
57 E. First Street, Mesa, Arizona**

PARTICIPATING AND ATTENDING MEETINGS: The public is welcome and encouraged to speak at City Council regular meetings on an agenda item or on an issue that is not specifically on the agenda during "Items from Citizens Present." The public may attend and participate in person, electronically, and telephonically. Speakers will generally be given three minutes.

IN PERSON COMMENT: Submit a blue speaker/comment card to the City Clerk prior to the meeting. You have the choice to have your comments read aloud or to speak. If you choose to speak, your name will be called, and you will be asked to address Council at the lectern.

TELEPHONE COMMENT: Submit an online comment card *at least one hour* prior to the meeting by going to Mesaaz.gov/bluecard. At the start of the meeting, **call 888-788-0099 or 877-853-5247 (toll free) using meeting ID 5301232921** and follow the prompts. You will be prompted to unmute your line when it is time for you to speak.

ELECTRONIC COMMENT: Submit an online comment card *at least one hour* prior to the start of the meeting by going to Mesaaz.gov/bluecard. The comment will be read during the live meeting which can be watched on local cable Mesa Channel 11 or online at www.Mesa11.com/live or <https://www.facebook.com/CityofMesa>.

For help with the online comment card or for any technical difficulties, please call (480) 644-2099.

CONSENT AGENDA: All items listed 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. Please submit a blue speaker/comment card to the City Clerk before the meeting to move an item off the consent agenda.

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. Si necesita asistencia o traducción en español, favor de llamar al menos 48 horas antes de la reunión al 480-644-2767.

DECORUM: All persons attending the Council meeting are asked to observe the rules of politeness, propriety, decorum, and good conduct. Any person interfering with the meeting will be asked to leave or removed from the meeting and will not be allowed to return. To give everyone an opportunity to speak, comments are generally limited to three minutes unless otherwise determined by the Mayor. Comments must be relevant to the item being discussed, except during Items from Citizens Present. Councilmembers are generally not permitted to discuss or take legal action on any matters raised by the public that are not specifically on the agenda. If you are with a group, please designate a spokesperson. When it is your turn, please step up to the lectern, speak clearly into the microphone, and begin by stating your name and address for the record. If you have materials to hand out, please give them to the City Clerk for distribution to the Council and staff. Eleven copies of each document are needed to insure there are enough handouts. Political campaigning is prohibited by state law.

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. Members of the City Council may appear at the meeting in person, telephonically, or electronically. Children are welcome at City Council meetings. 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 Jennifer Duff – District 4
Councilmember Mark Freeman – District 1
Councilmember Julie Spilsbury – District 2
Councilmember Francisco Heredia – District 3
Councilmember David Luna – District 5
Councilmember Kevin Thompson – District 6**

Mayor's Welcome**Roll Call****Invocation by Reverend Daniel Gomez with Velda Rose United Methodist Church****Pledge of Allegiance****Awards, Recognitions and Announcements****1 Take action on all consent agenda items.****Items on the Consent Agenda**

***2** **21-0898** Approval of minutes of previous meetings as written.

3 Take action on the following liquor license applications:

***3-a** **21-0913** September's Bar

A bar is requesting a new Series 06 Bar License for KLRDML LLC, 500 West Southern Avenue, Suite 12; Ronetta Lynn Andersen, agent. This is an ownership transfer; therefore, the existing license held by Bob Hicks Septembers Inc. will revert to the State for modification. **(District 4)**

***3-b** **21-0914** Match One Smoke Shop

A tobacco store is requesting a new Series 10 Beer and Wine Store License for Match One Smoke Shop LLC, 507 East University Drive, Suite 7; Stephanie Felix Figueroa, agent. There is no existing license at this location. **(District 4)**

A yes vote for this item will constitute Council's order recommending disapproval of the liquor license application.

4 Take action on the following contracts:

- *4-a** **21-0930** Five-Year Term Contract with Five Years of Renewal Options for Medical Transport Billing Solution Software (Addition) for the Business Services and Mesa Fire and Medical (MFMD) Departments **(Citywide)**

Daisy Mountain Fire District has been providing billing services for the transport program. That contract is expiring and the services are transitioning to a new unit in Business Services. The ImageTrend Billing Bridge software will be used by the Business Services Medical Transport Billing office to manage all aspects of billing for services rendered through the MFMD Emergency Medical Services transportation program. This includes generating claims, billing patients and Medicare, Medicaid, and private insurance carriers, and managing revenue collection. The software provides efficiency, flexibility, and features that support accuracy throughout the billing lifecycle and promotes compliance with federal and state health insurance programs.

An evaluation committee recommends awarding the contract to the highest scored proposal from ImageTrend, Inc., Year 1 at \$70,800, Year 2 at \$66,800, and Years 3 to 5 at \$53,100 annually, for the five-year total amount of \$296,900.

- *4-b** **21-0922** Three-Year Term Contract with Two Years of Renewal Options for Shade Screen Canopy Repairs and Replacements for the Parks, Recreation and Community Facilities (PRCF) and Water Resources Departments **(Citywide)**

PRCF - Parks Maintenance maintains an inventory of 411 shade screen canopies of various shapes, sizes and colors. Each of the canopies ranges in price from the low hundreds to several thousands. This contract will provide the means to maintain the canopies in an aesthetically pleasing and functional condition as they age, get storm damaged, or vandalized. Water Resources utilizes shade structures at numerous water/wastewater facilities to protect critical assets, processes and electrical equipment from the elements.

An evaluation committee recommends awarding the contract to the highest scored proposal from Shade Structures, Inc., at \$300,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-c** [21-0916](#) Three-Year Term Contract with Two Years of Renewal Options for Landscape Maintenance Services for City Facilities (Secured Sites) for the Parks, Recreation and Community Facilities Department (**Citywide**)

This contract will establish landscape maintenance services for 22 secured sites throughout the City that require a higher level of background checks.

An evaluation committee recommends awarding the contract to the highest scored proposal from Mariposa Landscape Arizona, Inc., at \$705,350 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-d** [21-0917](#) Three-Year Term Contract with Two Years of Renewal Options for Landscape Maintenance Services for City Facilities (Zone 7) for the Parks, Recreation and Community Facilities Department (**Districts 5 and 6**)

This contract will provide landscape maintenance services for various City facilities. The City has split the landscaping into geographic areas referred by the City as Zones 5, 6, 7, and secured sites. This contract will establish landscape maintenance services for all applicable facilities within Zone 7, which encompasses 14 City facilities.

An evaluation committee recommends awarding the contract to the highest scored proposal from Mariposa Landscape Arizona, Inc., at \$457,200 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-e** [21-0924](#) Three-Year Term Contract with Two Years of Renewal Options for Wind Screen, Protective Netting and Batter's Eye Repairs/Replacements for the Parks, Recreation and Community Facilities (PRCF) Department (**Citywide**)

PRCF - Parks Maintenance team maintains an inventory of 142 wind screens, 27 batter's eye screens, and 31 protective nettings of various sizes. This contract will provide the means to maintain the windscreens in an aesthetically pleasing and functional condition as they age, get storm damaged, or get vandalized, as well as meet the needs of the professional Cubs and Athletics baseball teams that partner with the City.

An evaluation committee recommends awarding the contract to the highest scored proposal from Steiger Services, LLC, at \$150,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-f** **21-0923** Three-Year Term Contract with Two Years of Renewal Options for Weed Management and Landscaping Services for the Water Resources Department **(Citywide)**

This contract will provide a qualified contractor to perform bare ground weed management and landscaping services at the City's water reclamation and treatment plants. Landscaping services include tree and shrub trimming, blower cleaning of walkways, entrances, driveways, and removal of debris, weeds and dead vegetation.

An evaluation committee recommends awarding the contract to the highest scored proposal from Apex Landscape Management LLC, dba, Apex Landscape Maintenance, at \$125,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-g** **21-0912** Purchase of GeneMapper ID-X Software (Additions) for the Mesa Police Department (Sole Source) **(Citywide)**

The Mesa Police Department, Forensic Services Biology Unit completes DNA analysis of samples from criminal investigations conducted by the Mesa and Gilbert Police Departments and will be providing forensic laboratory services for the Tempe Police Department. Due to the IGA with Tempe, laboratory DNA staff will be increasing and three additional software licenses are needed.

The Police Department and Purchasing recommend awarding the contract to the sole source vendor, Life Technologies Corporation, at \$44,975.31, based on estimated requirements. This purchase is funded by a FY 2019 Capacity Enhancement and Backlog Reduction Grant.

***4-h** **21-0920** Use of a Cooperative Contract with an Initial Term of 16-Months and Two Years of Renewal Options for Miscellaneous Construction Materials for the Materials and Supply Warehouse (for Citywide Departments) **(Citywide)**

This contract will provide construction materials including brick pavers, block caps, mortar, bags of cement, concrete pads, and bags of asphalt cold patch.

The Business Services Department and Purchasing recommend authorizing the purchase using the Sourcewell (State of Minnesota) cooperative contract with White Cap, at \$67,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-i** **21-0909** One-Year Term Contract with Two Years of Renewal Options for Concrete Materials for Various City Departments **(Citywide)**

This contract will provide concrete materials based on specifications set forth by the Maricopa Association of Governments for the Parks, Recreation and Community Facilities, Water Resources, Energy Resources, and Transportation Departments.

The Parks, Recreation and Community Facilities and Water Resources Departments and Purchasing recommend awarding the contract to the responsive and responsible bidder, King Concrete, Inc. (a Mesa business), at \$173,280 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-j** **21-0921** Dollar-Limit Increase to the Term Contract for Pipe Parts for the Materials and Supply Warehouse (for Citywide Use) **(Citywide)**

The City's volume of residential gas projects has increased and Energy Resources - Gas Utility has been using substantially more pipe products than in previous years. The increase should be adequate to maintain stock inventory.

The Business Services Department and Purchasing recommend increasing the dollar-limit with Tri Star Industrial LLC and Winsupply Inc., dba Thomas Pipe and Supply, by \$50,000 for Years 4 and 5, from \$106,500 to \$156,500 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-k** **21-0925** Dollar-Limit Increase to the Term Contract for Wire and Cable for the Materials and Supply Warehouse (for Various City Departments) **(Citywide)**

The increase is needed for the purchase of Prysmian wire for a City project of new commercial developments and the work of Energy Resources - Electric Utility. The increase will also provide funds for purchases through contract Year 5, which expires 1/31/2022. The City is re-soliciting the contract in the fall of 2021.

The Business Services Department and Purchasing recommend increasing the dollar-limit with Border States Electric, Standard Wire & Cable Co., Consolidated Electrical Distributors Inc., dba Arizona Electric Supply (a Mesa business), Wesco Distribution, and Anixter, by \$265,000, from \$417,000 to \$682,000 for Year 5.

***4-l** **21-0911** One-Year Term Contract with Four Years of Renewal Options for Electric Utility Distribution Transformers for the Materials and Supply Warehouse (for the Energy Resources Department) **(Citywide)**

This contract establishes a supply contract for electric utility distribution transformers, which are required to provide electrical service to new and upgraded commercial and residential services, as well as, routine life cycle replacement of depreciated units.

The Business Services and Energy Resources Departments and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidders, Anixter, Inc. and Power Partners, LLC, at \$1,070,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-m** **21-0926** Residential Street Overlays Project **(Districts 1, 2, and 5)**

This project will mill and overlay four City quarter sections; three residential and one industrial. The quarter section G08C is located near Brown and Lindsay Roads, quarter section G08A is located near Broadway and Gilbert Roads, quarter section J05A is located near McKellips and Greenfield Roads, and quarter section K08A is located near Broadway and Higley Roads.

Staff recommends awarding a contract for this project to the lowest responsible bidder, Talis Construction, in the amount of \$3,876,782.21, and authorizing a change order allowance in the amount of \$387,678.22 (10%), for a total award of \$4,264,460.43. This project is funded by the Highway User Revenue Fund (HURF).

***4-n** **21-0928** Monterey Park Expansion Project - Pre-Construction Services and Construction Manager at Risk (CMAR) **(District 6)**

The project includes four LED lighted youth baseball/softball fields, lighted parking lot expansion, irrigation system improvements, new restroom/storage building, and additional landscape and site improvements. The expansion will also include four regulation size pickleball courts, resulting from feedback received from the public meeting held in May 2021. In addition to the park expansion, the City is utilizing the Library Department operating budget to construct a new Mesa Express Library (MEL) at the Monterey Park Expansion location.

Staff recommends selecting Hunter Contracting Co. as the CMAR for this project, and awarding a pre-construction services contract in the amount of \$72,923.24. The expansion project is funded by 2018 General Obligation Bonds. The MEL project is funded by the Library Department operating budget.

5 Take action on the following resolutions:

- *5-a** [21-0841](#) Establishing the compensation and benefits for the positions of City Magistrate and Presiding City Magistrate, effective September 13, 2021.
- *5-b** [21-0881](#) Approving and authorizing the City Manager to enter into Amendment #3 to the Intergovernmental Agreement with the Town of Gilbert to accept \$565,884 in annual compensation for forensic laboratory services provided by the Mesa Police Department. **(Citywide)**
- *5-c** [21-0931](#) Approving, and authorizing the City Manager or designee to sign, an Agreement to Share Costs Among Various Participating Entities (including the City of Mesa) and the Salt River Project Agricultural Improvement and Power District associated with seeking approval for temporary deviation from the water control plan for operation of flood control space in Modified Roosevelt Dam. **(Citywide)**

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

- *6-a** [21-0867](#) Amending Title 5 of the Mesa City Code (Business Regulations) by repealing Chapter 12 entitled “Massage Establishment Operations” and replacing it in its entirety with a new Chapter 12 entitled “Massage and Bodywork Establishment Operations” governing the licensing of massage establishments and bodywork establishments. **(Citywide)**

7 Take action on the following subdivision plats:

- *7-a** [21-0902](#) “View 202” **(District 6)** Within the 4800 to 5000 blocks of South Ellsworth Road (west side). Located on the west side of Ellsworth Road north of Ray Road (73.6± acres). Sunbelt Investment Holdings, Inc., developer; Jerry Heath, Hunter Engineering, surveyor.
- *7-b** [21-0903](#) “Mountain Vista Retail” **(District 6)** Within the 10700 block of East Hampton Avenue (south side) and within the 1400 to 1600 block of South Signal Butte Road (west side). Located north of the US60 Superstition Freeway on the west side of Signal Butte Road (15± acres). Signal Butte Hampton Mesa AZ, LLC and Signal Butte BFC, LLC, owners, developers; Michael Fondren, RLF Consulting, LLC., surveyor.

Items not on the Consent Agenda

- 8 Items from citizens present. (Maximum of three speakers for three minutes per speaker).**

9 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.