



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

**Monday, October 4, 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. 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. 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 Pastor Ramon Valencia with Spanish United Pentecostal Church

Pledge of Allegiance

Awards, Recognitions and Announcements

1 Take action on all consent agenda items.

Items on the Consent Agenda

*2 [21-0997](#) Approval of minutes of previous meetings as written.

3 Take action on the following liquor license applications:

*3-a [21-0990](#) St. Timothy Catholic Church

This is a one-day event to be held on Saturday, October 23, 2021, from 6:00 P.M. to 10:00 P.M. at St. Timothy School, 2520 South Alma School Road.
(District 3)

*3-b [21-0991](#) Ultimate Imaginations Inc.

This is a two-day event to be held on Friday, October 29, 2021, from 9:00 A.M. to 9:00 P.M. and Saturday, October 30, 2021, from 9:00 A.M. to 9:00 P.M. at Worth Takeaway, 218 West Main Street. **(District 4)**

*3-c [21-0992](#) Wings of Flight Foundation

This is a one-day event to be held on Saturday, November 13, 2021, from 3:00 P.M. to 11:59 P.M. at Falcon Field Airport, 4626 East Fighter Aces Drive.
(District 5)

*3-d [21-1037](#) Lost Ones Found

This is a one-day event to be held on Saturday, October 16, 2021, from 12:00 P.M. to 7:00 P.M. in El Pacifico's parking lot, 1130 West Grove Avenue, Suite 106. **(District 3)**

***3-e** [21-0993](#) Perla Negra Mexican Seafood

A restaurant that serves breakfast, lunch and dinner is requesting a new Series 12 Restaurant License for Perla Negra Mexican Seafood LLC, 118 East McKellips Road, Suite 103; Jesus Adriana Romero Meza, agent. There is no existing license at this location. **(District 1)**

4 **Take action on the following contracts:*****4-a** [21-0986](#) Three-Year Term Contract with Two Years of Renewal Options for Armored Car Services for Various City Departments **(Citywide)**

The City has a need of secure transport of cash and other negotiable documents for various City facilities by way of armored car services, to the City's banking services provider. The contractor will provide armored car services, including pick-up and delivery of bank deposits to the City's banking services provider the next day.

An evaluation committee recommends awarding the contract to the highest scored proposal from Brink's Incorporated, dba Brink's U.S., at \$30,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-b** [21-0988](#) One-Year Term Contract with Two Years of Renewal Options for Remote Firing Initiator Device Kits for the Mesa Police Department **(Citywide)**

The Mesa Bomb Team is a regional response team that responds within Mesa and assists local agencies that do not have bomb teams such as the Chandler, Gilbert, Apache Junction, Scottsdale, and Salt River-Pima Indian Police Departments. Continuity of equipment is preferred as it makes it easy for local, state, and federal bomb squads to interoperate when training together or working together during operations. The new equipment will replace an old outdated remote firing initiator device purchased in 2006 that is no longer serviced or supported.

An evaluation committee recommends awarding the contract to the responsive and responsible proposal from Sericore Technologies, LLC; Year 1 at \$43,000, and Years 2 and 3 at \$29,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. \$29,000 of the initial purchase is grant funded by the Arizona Department of Homeland Security and additional purchases during the first year may be made as funding is identified. Additional purchases may be made for additional units as funding is identified or budgeted.

***4-c** **21-0987** Ratification of the Emergency Purchase of Ammunition for the Mesa Police Department (**Citywide**)

Ammunition has become difficult to obtain. This purchase provided a second supplemental order of ammunition being used for recruit training. Due to the depleting inventory, additional ammunition was needed as soon as possible. This purchase was the second supplemental purchase since April and the 2 purchases total \$49,939.20.

The Police Department and Purchasing recommend ratifying the purchase with Dooley Enterprises, Inc., at \$24,950.12.

***4-d** **21-0989** Purchase of Replacement Seating for the Mesa Arts Center (**District 4**)

Mesa Arts Center (MAC) has been replacing worn seating in the Ikeda Theater and recently purchased 54, portable VIP chairs. After the old seating was removed, MAC realized there is ample room for more VIP chairs. This purchase is for 24 additional chairs of the same product. It will be the second purchase since May and the two purchases total \$35,825.34.

The Arts and Culture Department and Purchasing recommend authorizing the purchase using the Sourcewell cooperative contract with Hussey Seating Company, at \$11,170.28.

***4-e** **21-0980** Warner Road Lift Station Project - Guaranteed Maximum Price (GMP) (**District 6**)

This project includes the construction of new lift station equipment, as well as utility crossings of the Roosevelt Water Conservation District (RWCD) canal and the Flood Control District of Maricopa County (FCD) drainage channel. An 8-inch sanitary sewer force main in a 24-inch casing and a 16-inch water main, 4-inch gas line, and an 8-inch-high pressure gas main in a 42-inch casing will cross the RWCD and FCD facilities.

Staff recommends awarding a construction services contract to Garney Construction, in the amount of \$3,915,925.97 (GMP), and authorizing a change order allowance in the amount of \$391,592.59 (10%), for a total amount of \$4,307,518.57. This project is funded by the 2014 authorized Water bonds, 2014 Wastewater bonds, and 2014 Gas bonds.

5 Take action on the following resolutions:

- *5-a** [21-0983](#) Modifying fees and charges for the Mesa Fire and Medical Department to add a Fire Inspection Fee for Mobile Food Trucks related to the new requirement in the recently approved Mobile Food Vendor Code. **(Citywide)**
- *5-b** [21-0955](#) Approving and authorizing the City Manager to enter into a Project Agreement with Maricopa Association of Governments for an Arterial Life Cycle Program Project on Elliot Road between Sossaman Road and Ellsworth Road that defines the regional reimbursement schedule for the project. **(District 6)**
- *5-c** [21-0956](#) Approving and authorizing the City Manager to enter into a Project Agreement with Maricopa Association of Governments for an Arterial Life Cycle Program Project on Sossaman Road between Ray Road and Warner Road that defines the regional reimbursement schedule for the project. **(District 6)**
- *5-d** [21-0994](#) Approving and authorizing the City Manager to enter into a five-year Intergovernmental Agreement with the Town of Queen Creek to provide dispatch services by the Mesa Police Department, and payment of \$1,382,680 to Mesa for equipment and staffing costs associated with providing the services in the year 2022. The amount of the annual payment for the remaining four years of the Agreement will be reviewed and adjusted each year. **(Citywide)**

6 Take action on the following resolutions relating to the construction of infrastructure near, and including, the intersection of Ellsworth and Williams Field Roads:

- *6-a** [21-1007](#) Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with the Phoenix-Mesa Gateway Airport Authority related to the design, construction, and maintenance of infrastructure in and around the intersection of Ellsworth and Williams Field Roads. **(District 6)**
- *6-b** [21-1009](#) Authorizing the City Manager to execute an individual job order under Job Order Master Contract MA-19003185 with a value up to \$2,000,000 for the signalization, widening, and improvement of the intersection of Ellsworth and Williams Field Roads. **(District 6)**

7 Introduction of the following ordinances and setting October 18, 2021 as the date of the public hearing on these ordinances:

- *7-a** **[21-0957](#)** ZON21-00397 (**District 6**) Within the 6900 to 7200 blocks of East Hampton Avenue (south side) and within the 1500 block of South Clearview Avenue (west side). Located south of Southern Avenue and east of Power Road (17.5± acres). Rezone from Limited Commercial with a Planned Area Development Overlay (LC-PAD) to Limited Commercial with a Planned Area Development Overlay (LC-PAD-PAD), Council Use Permit and Site Plan Review. This request will allow for a multiple residence development. Brennan Ray, Burch & Cracchiolo, PLC, applicant; Mesa Pavilions Retail LLC & GFI-Mesa Investments Limited Partnership, owner.

Staff Recommendation: Approval with conditions

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

- *7-b** **[21-0958](#)** ZON21-00543 (**District 6**) Within the 7300 to 7600 blocks of the East Warner Road alignment (south side) and within the 4400 to 4800 blocks of the South Sossaman Road alignment (west side). Located west of the Sossaman Road alignment and south of the Warner Road alignment (112± acres). Rezone from LI and AG to LI-PAD; and Site Plan Review. This request will allow for the development of an industrial business park. Reese Anderson, Pew & Lake, PLC, applicant; Structures Investment LLC, owner.

Staff Recommendation: Approval with conditions

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

- *7-c** **[21-0970](#)** Amending Sections 10-4-3 and 10-4-5 of the Mesa City Code to modify the speed limit from 45 mph to 35 mph on Guadalupe Road from a point six hundred twenty feet (620') east of Signal Butte Road to the east City limits, as recommended by the Transportation Advisory Board. (**District 6**)

8 Discuss, receive public comment, and take action on the following ordinance:

- *8-a** **[21-0927](#)** ZON21-00164 (**District 5**) Within the 5900 block of East Adobe Road (north side) and 800 block of North Recker Road (west side). Located at the northwest corner of Adobe and Recker Road (2.1± acres). Rezone from Single Residence 7 (RS-7) to Multiple Residence 3 (RM-3) with a Planned Area Development Overlay (PAD) and Site Plan Review. This request will allow for a multiple residence development. Reese Anderson, Pew and Lake, PLC, applicant; City of Mesa, owner.

Staff Recommendation: Approval with conditions

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

9 Take action on the following subdivision plats:

- *9-a** **21-0981** “Mariposa Estates, Unit 2” (**District 5**) Within the 3600 to 3800 blocks of East McLellan Road (south side). Located north of Brown Road and east of Val Vista Drive (2.6 ± acres). Heritage Group Limited Partnership, developer; Bruce R. Heyse, BRH Surveying, LLC, surveyor.
- *9-b** **21-0982** “Heritage Grove” (**District 5**) Within the 3700 block of East McLellan Road (south side). Located north of Brown Road and east of Val Vista Drive (6.8 ± acres). Heritage Group Limited Partnership, developer; Bruce R. Heyse, BRH Surveying, LLC, surveyor.

10 Adoption of the following Notice of Intention and setting December 8, 2021 as the date of the public hearing:

- *10-a** **21-1003** Notice of Intention to adjust utility rates.

Items not on the Consent Agenda

- 11 Items from citizens present. (Maximum of three speakers for three minutes per speaker).**
- 12 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.