



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

**Monday, January 10, 2022
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 that can be watched on local cable Mesa Channel 11 or online at mesaaz.tv/live or <https://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 Reverend Steven Resner with Eternal Life Lutheran Church.****Pledge of Allegiance****Awards, Recognitions and Announcements****1 Take action on all consent agenda items.****Items on the Consent Agenda*****2 [22-0038](#)** Approval of minutes of previous meetings as written.**3 Take action on the following liquor license applications:*****3-a [22-0112](#)** Asian Chamber of Commerce Inc.

This is a one-day event to be held on Saturday, January 29, 2022, from 5:00 P.M. to 10:30 P.M., 1920 West Broadway Road. **(District 3)**

***3-b [22-0029](#)** Tobacco Beer & More

A smoke shop is requesting a new Series 10 Beer and Wine Store License for Thompson Online Media LLC, 4355 East University Drive, Suite 108; James Ricky Thompson, agent. The existing license held by MT Baker Vapor LLC will revert to the State. **(District 2)**

***3-c [22-0030](#)** 4One4 Pub Pizza & Karaoke

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant License for VG Management Company LLC, 706 West Southern Avenue, Suite 106; Lauren Kay Merrett, agent. The existing license held by 1001 Nights LLC will revert to the State. **(District 4)**

4 Take action on the following contracts:

- *4-a** **22-0023** One-Year Renewal and One-Year Renewal Option to the contract for Grounds Maintenance Equipment, Parts, Accessories, Supplies, Related Services and Equipment for the Parks, Recreation and Community Facilities Department **(Citywide)**

This contract provides equipment, accessories, parts, supplies and related services for Sports Field and Golf Course maintenance. The City is the lead agency on this National Intergovernmental Purchasing Alliance Company (National IPA) cooperative contract that is available to over 40,000 public agencies nationally, including state and local governmental entities, public and private primary, secondary and higher education entities, non-profit entities, and agencies. The estimated expenditure against this agreement nationally is approximately \$35 million annually. The City receives an annual rebate of approximately 0.125% of gross sales for administering and awarding this contract.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing the renewal with The Toro Company, at \$351,325 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-b** **22-0025** One-Year Renewal to the Term Contracts for Landscape Maintenance Services for Parks, Retention Basins and Sports Fields (Zones 1, 2, 3 and 4) for the Parks, Recreation and Community Facilities Department **(Citywide)**

These contracts provide routine landscape cleaning and maintenance services that includes: shrub and tree trimming, trash cleanup and removal, turf maintenance, raking of granite, washing of the sidewalks and ramadas, and irrigation system maintenance, to City parks and basins. Additionally, these contracts provide a tool that allows a quick response to non-routine issues such as storm damage and vandalism cleanup at established rates.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing the renewal with Mariposa Landscape Arizona, Inc., at \$5,276,312.83 annually, for the fifth and final year based on estimated usage including contingency.

- *4-c** **22-0016** Three-Year Term Contract with Two Years of Renewal Options for Bee and Other Stinging Insect Removal Services for Parks, Recreation and Community Facilities (PRCF) and Water Resources Departments **(Citywide)**

The contract will provide removal and treatment of bees and stinging insects for the PRCF and Water Resources Departments.

An evaluation committee recommends awarding the contract to the highest scored proposal from City Wide Pest Control, Inc., at \$27,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-d** **22-0017** Five-Year Term Contract for an Outdoor Cellular Network Citizen Broadband Access to Underserved Areas of West Mesa **(Districts 1, 3 and 4)**

This purchase will provide the hardware, software, and services for a 4G LTE outdoor cellular network using the Citizens Broadband Radio Service radio band. To address the digital divide experienced by underserved communities of Mesa school students during the COVID-19 pandemic, the City is building broadband internet infrastructure to get access to the students in greatest need.

The Department of Innovation and Technology, Transportation Department and Purchasing recommend authorizing the purchase using the Houston-Galveston Area Council cooperative contract with Motorola Solutions, Inc. at \$4,506,226.12. This purchase is funded by American Rescue Plan Act Coronavirus State and Local Fiscal Recovery Funds.

- *4-e** **22-0019** Use of a Cooperative Contract for a Three-Year Term and Renewal Options for Custom Badges for the Mesa Police Department **(Citywide)**

The Police Department issues a variety of badges to sworn and civilian members (shirt badges, flat badges and/or cap pieces). Badges are purchased and distributed as necessary throughout the year. The previous badge provider was unable to meet delivery requirements.

The Police Department and Purchasing recommend authorizing the purchase using the Maricopa County cooperative contract with Entemann-Rovin Co., at \$75,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-f** **22-0014** Purchase of One Portable X-Ray System (Replacement) for the Mesa Police Department (**Citywide**)

Explosive Ordnance Disposal missions include device assessment, device safe rendering/transport/disposal, and confirmation a specific area is cleared of all hazards. X-ray systems are the primary tool for the bomb technician to examine suspicious devices. This equipment will be used at demonstrations, sporting events, dignitary events, special events, or any other event with a large gathering of people.

The Police Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidder, Scanna MCS, Inc., at \$30,545.56, based on estimated requirements. This purchase is grant funded by the Arizona Department of Homeland Security.

***4-g** **22-0024** Three-Year Term Contract with Two Years of Renewal Options for Iron Sights for Glock Weapons for the Mesa Police Department (**Citywide**)

This purchase will provide Iron Sights red dot optics for Glock Weapons. The Police Department has been issuing red dot optics on the academy duty pistols for almost a year.

The Police Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidder, Proforce Marketing, Inc., dba Proforce Law Enforcement; Year 1 at \$40,000 annually and Years 2 and 3 at \$16,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-h** **22-0028** One-Year Term Contract with Four Years of Renewal Options for Safety and Medical Supplies for the Mesa Police Department (**Citywide**)

This contract will provide safety and medical supplies to the Police Department such as gloves, sanitary wipes, safety glasses, face masks, and bio-hazard items that are essential in conducting investigations, collecting evidence, and ensuring crime scene integrity.

The Police Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidders: Henry Schein, Inc.; Mallory Safety and Supply; Safeware, Inc.; Mini Wing USA; Premier Medical Distribution, LLC; By Love Inc.; Bound Tree Medical, LLC; and Arrowhead Scientific, at \$100,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-i** **22-0027** Purchase for Axon Interview File Migration for the Mesa Police Department (Sole Source) **(Citywide)**

In April 2020, Council approved a contract with Axon Enterprise for an Interview Rooms Camera solution. This system replaced the VideOversight Interview room solution. At this time, the VideOversight server has recordings dating back to 2010 and the server is at end of life and is no longer supported. This purchase will migrate interview room recordings from VideOversight into Evidence.com. Axon Interview/Evidence.com can house the VideOversight recordings and will allow for an all-in-one location for recordings. Evidence.com is cloud-based and does not require on-site hardware to sustain. The migration process has been tested on a sample of recordings with successful results.

The Police Department and Purchasing recommend awarding the contract to the sole source vendor, Axon Enterprise, Inc., at \$30,000, based on estimated requirements. This purchase is funded by the Edward Byrne Memorial Justice Assistance Grant Program.

***4-j** **22-0018** Three-Year Term Contract with Two Years of Renewal Options for Coated Steel Pipe for the Energy Resources Department (Single Response) **(Citywide)**

This contract will provide 2", 4", 6", 8", 10", 12" domestic coated steel pipe and Power J Kits as required for upcoming City natural gas projects.

An evaluation committee recommends awarding the contract to the single and qualified proposal from Consolidated Pipe & Supply Co., Inc., at \$2,500,000 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

***4-k** **22-0026** One-Year Renewal to the Term Contract for Residential Refuse and Recycling Containers for the Environmental Management and Sustainability Department **(Citywide)**

This contract supplies 35-gallon, 65-gallon, and 95-gallon plastic refuse and recycling containers for residential and commercial use on an as-needed basis.

The Environmental Management and Sustainability Department and Purchasing recommend authorizing the renewal with Otto Environmental Systems North America, Inc.; Schaefer Systems International, Inc.; and Tank Holding Corporation, at \$1,640,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-l** **22-0020** Three-Year Term Contract with Two Years of Renewal Options for Emergency and Non-Emergency Response for Hazardous, Non-Hazardous, Universal and Biohazardous Wastes for the Environmental Management and Sustainability Department (**Citywide**)

This contract will provide non-emergency (routine/scheduled) pickup and disposal of known/unknown hazardous, non-hazardous, and universal wastes; emergency and non-emergency response, site-cleanup, and disposal of biohazardous wastes; and emergency response, site-cleanup, and disposal of known/unknown hazardous, non-hazardous, and universal wastes.

An evaluation committee recommends awarding the contract to the qualified proposals from Advanced Chemical Transport, Inc., dba ACTenviro; Emergency Environmental Services, LLC (a Mesa business); Environmental Response, Inc.; GrayMar Environmental Services, Inc.; and Kary Environmental Services, Inc., at \$180,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. This purchase is funded by the Environmental Compliance Fee, Capital Improvement Program projects, Facility operational projects, and potential grants.

- *4-m** **22-0021** Use of a Cooperative Contract for a 20-Month Term Contract with Four Years of Renewal Options for Grit Spiral Augers and Related Parts for the Water Resources Department (**Citywide**)

This contract will provide ongoing replacement parts as needed for the rehabilitation of critical plant infrastructure water and wastewater plant operations. In addition, the Greenfield Water Reclamation Plant recently experienced a mechanical failure of Grit Auger No. 1. The plant needs to procure a replacement grit spiral auger and support bearings to perform repairs. The grit system prevents grit and sand from flowing into the plant causing damage to pumps, centrifuge scrolls and other vital processing equipment.

The Water Resources Department and Purchasing recommend authorizing the purchase using the City of Chandler cooperative contract with Hennesy Mechanical Sales, LLC, at \$150,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-n** **22-0015** Dollar-Limit Increase to the Use of a Cooperative Contract for Six Months for Overhead Crane and Hoist Testing, Maintenance and Repair for the Water Resources Department (**Citywide**)

Water Resources has a 7.5-ton crane at the Greenfield Water Reclamation Plant Headworks that has sustained water damage. Plant staff anticipates the crane repair will be costly. The dollar-limit increase is for the crane repair and should be adequate for any remaining annual crane inspections, normal maintenance, and repairs through the end of the contract term, 6/23/2022.

The Water Resources Department and Purchasing recommend increasing the dollar-limit using the City of Tempe contract with Crane Care, Inc., by \$51,000, from \$24,000 to \$75,000 annually, based on estimated usage.

- *4-o** **22-0005** Police Evidence Facility - Pre-Construction Services and Construction Manager at Risk (CMAR) (**District 4**)

The construction of a new Police Evidence Facility is needed to create additional space and accommodate future projected growth of evidence and storage needs. The master plan includes consolidating existing evidence and operations into one dedicated building which will increase the efficiency of the use of the space. The new facility will be located at the corner of 2nd Street and Robson in the existing parking lot north of Police headquarters.

Staff recommends selecting Willmeng Construction Inc., as the CMAR for this project, and awarding a pre-construction services contract in the amount of \$140,055. This project is funded by 2018 authorized Public Safety Bonds.

- *4-p** **22-0001** Re-Roofing Buildings 2 and 3 at 708 West Baseline Road Project (**District 3**)

This project will install a new roofing system over the existing metal roof. The work will cover the entirety of Building 3 and the western half of Building 2. New roof drains and other improvements will be made to better convey storm water off of the roof. Staff has determined that replacing the roof is the most cost effective solution to repairing the roof.

Staff recommends awarding the contract for this project to the lowest responsible bidder, Edge Construction, LLC, in the amount of \$974,762.14, and authorizing a change order allowance in the amount of \$97,476.21 (10%), for a total amount of \$1,072,238.35. This project is funded by the Capital General Fund.

5 Take action on the following resolutions:

- *5-a** [22-0003](#) Approving and authorizing the City Manager to enter into a Grant Award with the Office of Justice Programs, to accept \$250,049 in grant funds for the Police Department's Forensic Services Division for DNA capacity enhancement and backlog reduction. **(Citywide)**
- *5-b** [22-0004](#) Extinguishing a 3-foot public utilities easement located at 1305 North Avoca to accommodate the construction of a new storage shed; requested by the property owner. **(District 5)**
- *5-c** [22-0007](#) ZON21-00788 **(District 2)** Within the 3800 to 4000 blocks of East University Drive (south side). Located east of Val Vista Drive on the south side of University Drive (1.04± acres). Site Plan Review. This request will allow for a multiple residence development. Young Kim, Esquire Architecture and Planning, LLC, applicant; Dan Thompson, owner.

Staff Recommendation: Approval with conditions

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

6 Introduction of the following ordinances and setting January 24, 2022 as the date of the public hearing on these ordinances:

- *6-a** [21-1345](#) Amending Sections 10-4-4 and 10-4-5 of the Mesa City Code to establish a speed limit of 40 mph on Warner Road from a point six hundred seventy-five feet (675') west of 80th Street to Ellsworth Road and a speed limit of 35 mph on Warner Road from Power Road to a point one thousand five hundred sixty feet (1,560') east of Power Road and from Ellsworth Road to Eastmark Parkway, as recommended by the Transportation Advisory Board. **(District 6)**
- *6-b** [22-0012](#) ZON21-00928 **(District 1)** Within the 2600 to 2800 blocks of East Lehi Road (west side). Located north of McDowell Road and east of the 202 Red Mountain Freeway (41.4± acres). Modify the existing Planned Area Development (PAD) overlay. This request will accommodate an increase for lot coverage on individual lots. Sean Lake, Pew and Lake, P.L.C., applicant; Reserve 100 LLC, owner.

Staff Recommendation: Approval with conditions

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

- *6-c** **22-0013** ZON21-00291 (**District 1**) Within the 1800 block of East McKellips Road (north side). Located west of Gilbert Road on the north side of McKellips Road (5.2± acres). Rezone from Agricultural (AG) and Limited Commercial (LC) to Small Lot Single Residence 3.0 with a Planned Area Development overlay (RSL-3.0-PAD). This request will allow for a small-lot single residence development. Sean Lake, Pew & Lake, PLC, applicant; Orange Tree Marketplace II, LLC, owner.

Staff Recommendation: Approval with conditions

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

- *6-d** **22-0006** ZON21-00288 (**District 2**) Within the 4700 block of East Main Street (north side). Located East of Greenfield Road on the north side of Main Street (6.8± acres). Site Plan Review. This request will allow for a large-scale commercial recreation center. Katy James, Architectural Collaborative Team LLC, applicant; Karno Norton S/Ronald B Tr Etal, owner.

Staff Recommendation: Approval with conditions

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

- *6-e** **22-0008** ZON21-00796 (**District 2**) Within the 4100 block of East Valley Auto Drive (north side). Located west of Greenfield Road and north of Baseline Road (5.8± acres). Site Plan Review. This request will allow for an industrial development. Chase Woosley with Cotton Architecture + Design, applicant; Inland Kenworth Inc., owner.

Staff Recommendation: Approval with conditions

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

- *6-f** **22-0009** ZON21-00588 (**District 6**) Within the 6600 block of South Sossaman Road (east side). Located north of Pecos Road on the east side of Sossaman Road (4.5± acres). Rezone from Light Industrial with a Planned Area Development Overlay (LI-PAD) to Light Industrial with a Planned Area Development overlay, Bonus Intensity Zone overlay, Council Use Permit (LI-PAD-BIZ-CUP), and Site Plan Review. This request will allow for the development of a new hotel. Will Moseley, Mesa Skybridge, LLC, applicant; Phoenix Mesa Gateway Airport Authority, owner.

Staff Recommendation: Approval with conditions

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

- *6-g** [22-0010](#) ZON21-00746 (**District 6**) Within the 6800 to 7100 blocks of East Elliot Road (north side). Located east of Power Road on the north side of Elliot Road (26.3± acres). Rezone from Single Residence 43 (RS-43) to Light Industrial with a Planned Area Development overlay (LI-PAD) and Site Plan Review. This request will allow for an industrial development. Adam Baugh, Withey Morris, PLC, applicant; Garvin Holdings, LLC, owner.

Staff Recommendation: Approval with conditions

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

- *6-h** [22-0011](#) ZON21-00790 (**District 6**) Within the 4900 to 5100 blocks of South Ellsworth Road (west side) and within the 9000 to 9200 blocks of East Ray Road (north side). Located west of Ellsworth Road and north of Ray Road (17.04± acres). Rezone from Agriculture (AG) to Light Industrial (LI) and Site Plan Review. This request will allow for an industrial development. Ryan Companies US, Inc., applicant; Mushson Partners LLC, owner.

Staff Recommendation: Approval with conditions

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

7 Introduction of the following ordinance and setting February 7, 2022 as the date of the public hearing on this ordinance:

- *7-a** [21-1175](#) ZON21-00278 (**District 5**) Within the 1300 to 1500 blocks of North Power Road (east side), within the 6800 block of East Hobart Street (south side), and within the 6800 block of East Halifax Drive (both sides). Located north of Brown Road on the east side of Power Road (6.13± acres). Rezone from Office Commercial (OC) and Single Residence 35 (RS-35) to Neighborhood Commercial with a Planned Area Development overlay (NC-PAD) and Site Plan Review. This request will allow for a development that includes food trucks. Sean Lake, Pew and Lake, PLC, applicant; Power Road Park, LLC, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 4-3)

Items not on the Consent Agenda

8 Hear a presentation and take action on the City of Mesa Fiscal Year 2021 Comprehensive Annual Financial Report:

- 8-a** [22-0039](#) Presenting an overview, and accepting the City of Mesa's Comprehensive Annual Financial Report (CAFR) for the Fiscal Year ended June 30, 2021.

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.