



City of Mesa
Notice of Meeting Agenda - Final
City Council

Monday, September 19, 2022
5:45 PM

Council Chambers
57 East 1st Street

ATTENDING & PARTICIPATING IN MEETINGS: The public may attend City Council meetings in person, telephonically, or electronically. Members of the public who attend in person are welcome and encouraged to participate in the City Council regular meetings by speaking on a specific agenda item or by generally addressing the Council during "Items from Citizens Present." Members of the public who attend a regular meeting telephonically are also welcome and encouraged to participate by speaking on a specific agenda item; however, the opportunity to address the Council during "Items from Citizens Present" will not be available telephonically as it is reserved for those who are present at the meeting, attending in person. Comment cards will not be accepted from members of the public participating electronically or who are not in attendance. To provide written feedback to the City Council regarding an agenda item, please send an e-mail to council@mesaaz.gov at least 24 hours before the meeting.

IN PERSON ATTENDANCE & COMMENT: Space is available for the public to attend a Council meeting in person at the location listed above. To provide comments on a specific agenda item or to address the City Council during "Items from Citizens Present," submit a speaker/comment card to the City Clerk prior to the meeting. Speaker/comment cards are available at the meeting or the form is available online to print in advance at [Council Meeting Comment Card](#). When it is your turn to speak, your name will be called: 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 requested to insure there are enough handouts.

TELEPHONE ATTENDANCE & COMMENT: To attend a meeting telephonically, at the start of the meeting, call 888-788-0099 or 877-853-5247 (toll free) using meeting ID 5301232921 and follow the prompts. To speak on a specific agenda item, please submit an online speaker/comment card at least one hour prior to the meeting by going to mesaaz.gov/bluecard. Speakers are recognized by the phone number submitted in their speaker/comment card and any late requests received may not be acknowledged at the meeting. You will be prompted to unmute your line when it is time for you to speak, and please begin by stating your name and address for the record. For help with the online comment card or for any technical difficulties, please call (480) 644-2099.

ELECTRONIC ATTENDANCE: Members of the public can attend the meeting electronically by watching the live meeting on local cable Mesa Channel 11 or online at mesaaz.tv/live or <https://facebook.com/CityofMesa>.

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 move an item off the consent agenda, please submit a speaker/comment card to the City Clerk before the meeting by providing the card either in person or, if attending telephonically, submit one hour prior to the meeting through the online speaker/comment card.

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 servicio de interpretación en Español, comuníquese con la Ciudad al menos 48 horas antes de la reunion al 480-644-2767.

DECORUM: All persons attending the Council meeting are asked to observe the rules of politeness, propriety, decorum, and good conduct. Anyone interfering with the meeting will be asked to leave or will be removed and may 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. For agendized items, comments should be relevant to the item being discussed. During "Items from Citizens Present", the speaker may address the Council on more general issues. Councilmembers are not generally 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.

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 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 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 [22-1071](#) Approval of minutes of previous meetings as written.

3 Take action on the following liquor license applications:

*3-a [22-1158](#) A Stepping Stone Foundation

This is a one-day event to be held on Saturday, October 8, 2022, from 5:00 P.M. to 9:00 P.M. at 254 West Broadway Road. **(District 4)**

*3-b [22-1159](#) Pizza Hut #35852

A restaurant that serves lunch and dinner is requesting a new Series 7 Beer and Wine Bar License for Hot Pizzas LLC, 2056 East Baseline Road; Theresa June Morse, agent. The existing Series 10 Beer & Wine Store License held by Hot Pizzas LLC will revert to the State. **(District 4)**

4 Take action on the following contracts:

*4-a [22-1161](#) Use of a Cooperative Contract for an Increase for Equipment Lifts for the Fleet Services Department **(Citywide)**

On June 6, 2022, Council approved the purchase of six mobile equipment lifts with Mohawk Lifts, LLC, at \$70,981.70. The final cost of the purchased lifts was \$78,654.59. This increase will also provide for the purchase and installation of one additional, two-post above ground lift.

The Fleet Services Department and Purchasing recommend authorizing the increase using the State of Arizona cooperative contract with Mohawk Lifts, LLC, by \$29,028.42, from \$70,981.70 to \$100,010.12.

***4-b** **22-1162** Three-Year Term Contract with Two Years of Renewal Options for Graphic Design Services for the Arts & Culture Department **(Citywide)**

The contracted firm will manage the design of all marketing collateral for Mesa Arts Center and support the brand effort to expand its reach and awareness in the community and will also support the creation of marketing materials for the i.d.e.a. Museum and Arizona Museum of Natural History. The firm will assist with concept creation for major community events and marketing collateral creation including print ads, brochures, flyers, posters, digital art, mailers, window clings, and more.

An evaluation committee recommends awarding the contract to the highest scored proposal from Hackett Advertising Public Relations Interactive, dba HAPI, at \$180,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

***4-c** **22-1163** Dollar-Limit Increase for Security Window Tinting for the Mesa Municipal Court Building **(Citywide)**

In August 2022, the Court received a grant award for \$30,774, for FY 2023, for additional court security improvements. The Court is requesting to increase the dollar-limit threshold to match the grant award and grant funds to tint more windows on the south-facing windows of the Court building.

The Municipal Court Department and Purchasing recommend increasing the dollar-limit with DiLorenzo Enterprises, Inc., dba Deluxe Detail and Tint (a Mesa business), by \$30,774, from \$32,490 to \$63,264, plus tax. This purchase is grant funded by Arizona Supreme Court - Administrative Offices of the Courts.

5 **Take action on the following resolutions:**

***5-a** **22-1130** Approving and authorizing the City Manager to enter into a Project Agreement with the Maricopa Association of Governments for reimbursement under the Arterial Life Cycle Program for the Elliot Road: Eastern Maricopa Floodway to Ellsworth Road Project. The total project cost is estimated at \$24,592,406. The City is eligible for reimbursement up to \$12,728,194 and is responsible for the remaining project cost, at approximately \$11,864,212. **(District 6)**

***5-b** **22-1132** Approving and authorizing the City Manager to enter into a Project Agreement with the Maricopa Association of Governments for reimbursement under the Arterial Life Cycle Program for the Ellsworth Road: Germann Road to Ray Road Project. The total project cost is estimated at \$15,836,007.84. The City is eligible for reimbursement up to \$2,362,333, and is responsible for the remaining project cost, at approximately \$13,473,674.84. **(District 6)**

- *5-c** [22-1131](#) Approving and authorizing the City Manager to enter into a five-year Memorandum of Agreement with the Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF) for reimbursement for overtime and other costs for Mesa Police Officers working as members of a Joint Operation/Task Force. **(Citywide)**
- *5-d** [22-1133](#) Approving and authorizing the City Manager to enter into a Memorandum of Understanding and Cost Reimbursement Agreement with the Federal Bureau of Investigation Greater Phoenix Area Child Exploitation and Human Trafficking Task Force and accept up to \$100,000 per year for overtime for Mesa Police Department personnel assigned to the task force. **(Citywide)**
- *5-e** [22-1193](#) Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with Maricopa County to accept \$5,500,000 in U.S. Department of Treasury Emergency Rental Assistance (ERA1) grant funding for the City to provide rental and utility payment and related assistance to eligible Mesa residents and Mesa-based County islands impacted by COVID-19 and for program-related administrative expenses. **(Citywide)**
- *5-f** [22-1139](#) ZON22-00051 **(District 4)** Within the 1600 block of South Stapley Drive (east side). Located south of the US 60 Superstition Freeway on the east side of Stapley Drive (1.5± acres). Site Plan Modification. This request will allow for the development of a restaurant. Yelena Fiester, GreenbergFarrow, applicant; DSW MESA GRAND/SPECTRUM LLC , owner.
- Staff Recommendation: Approval with conditions
P&Z Board Recommendation: Approval with conditions (Vote: 5-0)
- *5-g** [22-1141](#) ZON22-00437 **(District 6)** Within the 9300 to 9600 blocks of East Germann Road (north side). Located east of Ellsworth Road on the north side of Germann Road (38± acres). Site Plan Review. This request will allow for an industrial warehouse and office development.
- Staff Recommendation: Approval with conditions
P&Z Board Recommendation: Approval with conditions (Vote: 5-0)
- *5-h** [22-1142](#) ZON22-00535 **(District 1)** Within the 3900 block of East Oasis Circle (north side), and within the 2800 to 2900 blocks of North Norwalk (west side). Located north of McDowell Road and west of Greenfield Road (0.50± acres). Site Plan Review. This request will allow for an industrial development. Greg Hitchens, applicant; JBN Holdings, owner.
- Staff Recommendation: Approval with conditions
P&Z Board Recommendation: Approval with conditions (Vote: 5-0)

- *5-i** [22-1143](#) ZON22-00593 (**District 2**) Within the 4100 block of East Valley Auto Drive (west side). Located west of Greenfield Road and north of Baseline Road (2.5± acres). Site Plan Review. This request will allow for an industrial warehouse and office development with contractors' storage yards. Paul Almond, Almond ADG Architects, applicant; Bigelow, Bradley/Jamie, owner.

Staff Recommendation: Approval with conditions

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

6 Take action on the following resolution and introduction of the following ordinance relating to the City of Mesa Personnel Rules, and setting October 3, 2022 as the date of the public hearing on the ordinance:

- *6-a** [22-1175](#) Resolution declaring the document filed with the City Clerk and entitled "City of Mesa Personnel Rules" effective November 2, 2022, to be a public record and providing availability of the documents for public use and inspection. (**Citywide**)

- *6-b** [22-1166](#) Ordinance repealing the existing Personnel Rules applicable to City of Mesa employees and adopting new Personnel Rules. (**Citywide**)

7 Introduction of the following ordinances and setting October 3, 2022 as the date of the public hearing on these ordinances:

- *7-a** [22-1138](#) ZON21-00966 (**District 2**) Within the 6100 block of East Main Street (south side). Located east of Recker Road on the south side of Main Street (4.5± acres). Rezone from Limited Commercial (LC) to Multiple Residence 3 with a 'U' designation and a Planned Area Development overlay (RM-3U-PAD) and Site Plan Review. This request will allow for a multiple residence development. David Bohn, The BFH Group, applicant; BFH HOLDINGS LLC, owner.

Staff Recommendation: Approval with conditions

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

- *7-b** [22-1140](#) ZON22-00436 (**District 5**) Within the 10500 block of East Hampton Avenue (north side) and within the 1300 block of South 105th Place (west side). Located west of Signal Butte Road and south of Southern Avenue (2± acres). Rezone from Limited Commercial with a Planned Area Development Overlay (LC-PAD) to Multiple Residence 3 with a Planned Area Development Overlay (RM-3-PAD-PAD) and Site Plan Review. This request will allow for a multiple residence development. Shaine T. Alleman, Tiffany & Bosco, P.A., applicant; Signal Butte BFC, LLC., owner.

Staff Recommendation: Approval with conditions

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

8 Adopting the following Notice of Intention and setting December 1, 2022 as the date of the public hearing:

***8-a** [22-1165](#) Notice of Intention to adjust utility rates.

Items not on the Consent Agenda

9 Conduct a public hearing on the following proposed annexation case:

9-a [22-1146](#) Public hearing prior to the release of the petition for signatures for the proposed annexation case ANX22-00608, located north of Elliot Road on the east side of Sossaman Road (0.5± acres). This request has been initiated by the applicant, Pew & Lake, PLC, for the owner, TLC Foundation LP. **(District 6)**

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

11 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.