



COUNCIL MINUTES

April 18, 2022

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on April 18, 2022, at 6:07 p.m.

COUNCIL PRESENT

John Giles
Jennifer Duff
Mark Freeman
Francisco Heredia
Julie Spilsbury
Kevin Thompson

COUNCIL ABSENT

David Luna

OFFICERS PRESENT

Christopher Brady
Holly Moseley
Jim Smith

Mayor's Welcome.

Mayor Giles conducted a roll call.

Mayor Giles excused Councilmember Luna from the entire meeting.

Invocation by Dr. Pamela Aneesah Nadir, President of the Islamic Social Services Association of the United States of America.

Pledge of Allegiance was led by Mayor Giles.

Awards, Recognitions, and Announcements.

Mayor Giles stated National Volunteer Week is April 17 through April 23, 2022 to recognize over 77 million volunteers in the United States who devote their time and talents to helping their communities. He introduced the City of Mesa Volunteer Program Coordinator Bethany Freeland to accept the proclamation and provide a brief update regarding Mesa's volunteers.

Ms. Freeland announced National Volunteer Week is a time to recognize and celebrate the contributions that volunteers make across the nation. She commented in 2021, the City of Mesa had 4,600 volunteers provide over 70,000 hours of service to the City through programs, events, and in-kind dollar amounts, which are set nationally. She added over \$2 million of in-kind service was provided by volunteers in 2021. She described several long-term volunteer programs offered in Mesa and acknowledged representatives from some of the organizations present tonight.

Mayor Giles introduced Energy/Water Conservation Coordinator Donna DiFrancesco to accept the Arbor Day proclamation.

Ms. DiFrancesco announced Arbor Day is April 29, 2022, marking Mesa's 12th year as a Tree City USA. She mentioned the contributions of the Arbor Day Foundation and shared the history of Arbor Day. She outlined multiple ways that trees help achieve the City of Mesa's climate action goals. She pointed out the West Mesa River Community Heat Project began planting trees in October and is expected to be completed by early May with over 300 trees planted in West Mesa at schools and parks. She noted that on April 30, 2022, a Trees Are Cool workshop will be held at the Red Mountain Library and invited the community to visit www.Mesaaz.gov/arborday for further information.

Ms. DiFrancesco introduced Peter Condon, Program Director of the Landscape Horticulture and Sustainable Agriculture Program at Mesa Community College (MCC), and the Co-Director of the Mesa Community College Arboretum.

Mr. Condon stated MCC is home to the largest rose garden in the Southwestern United States and April 30 is the 25th anniversary. He mentioned several members of faculty worked to establish the entire campus as an arboretum by applying to obtain official arboretum status. He announced on Friday, April 29, 2022, at 8:30 a.m. MCC will have a presentation followed by tree planting to celebrate MCC becoming the first and only community college in the state of Arizona that is a Tree Campus USA.

Mayor Giles recognized the Auditor's Office for having a successful peer review. He emphasized the importance of this recognition because the organization that sets government auditing standards requires a peer review every three years and passing this review with no deficiencies shows that the auditing processes are both reliable and transparent. He congratulated City Auditor Joseph Lisitano and staff.

1. Take action on all consent agenda items.

All items listed with an asterisk (*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the consent agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

It was moved by Councilmember Thompson, seconded by Councilmember Heredia, that the consent agenda items be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Spilsbury-Thompson

NAYS – None

ABSENT – Luna

Mayor Giles declared the motion carried unanimously by those present.

*2. Approval of minutes of previous meetings as written.

Minutes from the April 4, 2022, Regular Council meeting.

3. Take action on the following liquor license applications:

*3-a. Superstition Farm Inc.

This is a one-day event to be held on Thursday, May 5, 2022, from 5:30 P.M. to 9:00 P.M., 3440 South Hawes Road. **(District 6)**

4. Take action on the following contracts:

*4-a. Purchase of Compaction Testing Equipment (Replacement) for the Engineering Department (Single Response). **(Citywide)**

This purchase will provide an electromechanical compaction machine. Engineering's Materials Testing Laboratory uses the machine to test hot-mix asphalts used for the construction of City streets for compliance. The current machine is more than fifteen years old, and it is vital that a new machine is purchased before the current machine is no longer operable.

The Engineering Department and Purchasing recommend awarding the contract to the single, responsive, and responsible bidder, Controls, Inc., at \$46,000.

*4-b. Purchase of Data Backup and Storage (Addition) for the Department of Innovation and Technology. **(Citywide)**

Restoring data backups is the primary way of recovering from a ransomware attack. To increase chances that a victim will pay the ransom, criminals that carry out ransomware attacks frequently target an organization's data backup infrastructure to tamper with, corrupt, or otherwise destroy an organization's ability to recover. To minimize the impact of a ransomware attack, the City needs a way to protect data backups from destruction and corruption, intentional or by accident, by a hacker or employee. The Department of Innovation and Technology is seeking to add capabilities to the City's backup infrastructure which will allow us to retain backups of systems and data in a way that protects them from data destruction. This purchase includes everything necessary to protect our current backup assets and includes maintenance and subscription costs for 5 years.

The Department of Innovation and Technology and Purchasing recommend authorizing the purchase using the Mohave and Omnia cooperative contracts and lowest quoted vendors iT1 Source; and CDW-G; at \$650,000. This purchase is funded by American Rescue Plan Act Funds.

*4-c. Purchase of Two, Portable Chemical Identifiers (Replacements) for the Mesa Fire and Medical Department (Sole Source). **(Citywide)**

This purchase will provide one, hand-held Fourier Transform-Infrared Spectroscopy (FTIR) technology chemical identifier and one, hand-held Raman chemical identifier for the identification of unknown materials. HazMat technicians will use both meters to identify any materials on the scene of a substance deemed immediate danger to life and

health. Raman technology differs from the FTIR technology and can detect liquids, solids, and gas. The combination of two different chemical detection meters that use FTIR and Raman is essential to increase the identification capability.

The Mesa Fire and Medical Department and Purchasing recommend awarding the contract to the sole source vendor, FarrWest Environmental Supply, Inc., at \$142,700. This purchase is grant funded by the Arizona Department of Homeland Security.

- *4-d. Purchase for the Audio-Visual Equipment (Replacement/Upgrade) for the Mesa Police Department. **(Citywide)**

This project will replace all Audio-Visual (AV) equipment and screens in the main auditorium and the four classrooms at the Public Safety Training Facility. The project will integrate the classrooms and auditorium so each classroom can be used as overflow rooms for the main auditorium. By updating the equipment MFMD and MPD will be able to use each of the classrooms as they were designed, and it will provide an avenue for virtual connection for remote learning and video conferences. The upgrade will provide consistent, reliable, and integrated operation of the AV equipment at the Training Facility.

The Police Department and Purchasing recommend authorizing the purchase using the Mohave cooperative contract with Corporate Technology Solutions, at \$400,000, based on estimated requirements.

- *4-e. One-Year Term Contract with Four Years of Renewal Options for Traffic Signal Maintenance Services for the Transportation Department (Single Proposal Response). **(Citywide)**

This contract will provide for the maintenance, modification, and installation of the City's Intelligent Transportation System (ITS) Traffic Signals and related ITS equipment.

An evaluation committee recommends awarding the contract to the single and qualified proposal from Roadway Electric, LLC, at \$1,643,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. This purchase is funded by the Local Streets Fund and Capital Improvement Program Projects.

- *4-f. Ratification of the Emergency Purchases of Bulk Methanol for Wastewater Treatment for the Water Resources Department. **(Citywide)**

Methanol is a vital chemical in the wastewater treatment process at NWRP. The City's current vendor was not able to timely deliver methanol to the plant the past two months due to driver shortages. To avoid a permit violation, a potential shutdown of the plant, and diversion of wastewater flows to the 91st Avenue reclamation plant, the City needed to immediately procure methanol off contract in February for \$13,871.29, and March for \$16,660.00. Water Resources requested the emergency purchases due the urgent/immediate need for methanol to maintain compliance, public health and operations at the NWRP.

The Water Resources Department and Purchasing recommend ratifying the purchase from Tarr, LLC, at \$30,531.29.

- *4-g. Three-Year Term Contract with Two Years of Renewal Options for Automotive Batteries for the Fleet Services, Water Resources, and Energy Resources Departments. **(Citywide)**

Fleet Services will purchase automotive spiral cell deep cycle, flat plate absorbent glass mat, and flooded lead acid automotive batteries for the City's fleet of over 1,400 vehicles. Water Resources and Energy Resources will purchase batteries from this contract to maintain generators, solar sites, and halogen chlorine systems that require a variety of batteries that will help maintain the functionality of daily utility system operations.

The Fleet Services, Water Resources, and Energy Resources Departments, and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidder, Parts Mart, Inc., at \$300,300 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

- *4-h. Purchase of One Roll Back Trailer (Replacement) for the Water Resources Department (as requested by the Fleet Services Department). **(Citywide)**

This purchase will provide one rollback trailer that will replace a trailer that has met established criteria and will be either traded, auctioned, sold, or deployed to special uses. Water Resources will use the trailer to support their daily operations.

The Fleet Services and Water Resources Departments and Purchasing recommend authorizing the purchase using the Sourcewell cooperative contract with Empire Truck & Trailer (a Mesa business), at \$77,810.18. This purchase is funded by the Utility Replacement Extension and Renewal Fund.

- *4-i. Purchase of Three Backhoe Loaders (One Addition and Two Replacements) for the Energy and Water Resources Departments (as requested by the Fleet Services Department). **(Citywide)**

This purchase will provide three Caterpillar backhoe loaders. One backhoe will be an addition to the fleet and two backhoe loaders will replace loaders that have met established criteria and will be either traded, auctioned, sold, or deployed to special uses. The departments will utilize these backhoe loaders to support their daily operations.

The Fleet Services and Energy Resources Departments and Purchasing recommend authorizing the purchase using the Omnia/City of Tucson cooperative contract with Empire Caterpillar (a Mesa business), at \$406,466.07. This purchase is funded by Capital Enterprise and Utility Replacement Extension and Renewal Funds.

- *4-j. Purchase of Three Mini-Excavators (Additions) for the Energy Resources Department (as requested by the Fleet Services Department). **(Citywide)**

This purchase will provide three Caterpillar compact radius, fixed track, hydraulic excavators with cab. The new excavators are a new addition to the fleet. Energy Resources - Gas equipment operators will utilize these mini excavators for many functions on job sites such as excavating and backfilling gas mains/services, moving and positioning steel plates, installing and removing shoring in bell holes, and job-site clean-up.

The Fleet Services and Energy Resources Departments and Purchasing recommend authorizing the purchase using the Omnia - National IPA/City of Tucson cooperative contract with Empire Caterpillar (a Mesa business), at \$164,394.21. This purchase is funded by the Capital Utility Fund.

- *4-k. Purchase of Three Tilt Trailers (Additions) for the Energy Resources Department (as requested by the Fleet Services Department). **(Citywide)**

The City's CAT 440 backhoe is being replaced with three mini excavators and the trailer used to haul the backhoe is being replaced with these three tilt utility trailers. The new trailers will be additions to the fleet. Energy Resources - Gas Utility crews will utilize the trailers to haul the three new mini excavators to job sites.

The Energy Resources and Fleet Services Departments and Purchasing recommend authorizing the purchase using the Sourcewell cooperative contract with Empire Truck & Trailer (a Mesa business), at \$65,489.55. This purchase is funded by the Capital Utility Fund.

- *4-l. Purchase of Five Tag Trailers (Replacements) for the Energy Resources Department (as requested by the Fleet Services Department). **(Citywide)**

The purchase will provide five tag trailers that will replace trailers that have met established criteria and will be either traded, auctioned, sold, or deployed to special uses. Energy Resources - Gas Utility crews will utilize these trailers to support their daily operations.

The Fleet Services and Energy Resources Departments and Purchasing recommend authorizing the purchase using the Sourcewell cooperative contract with Empire Truck & Trailer (a Mesa business), at \$185,316.05. This purchase is funded by the Utility Replacement Extension and Renewal Fund.

- *4-m. Use of a Cooperative Contract for a 10-Month Term Contract with Four, One-Year Renewal Options for Lubricants, Oils, and Grease for the Water Resources Department. **(Citywide)**

This contract will provide lubricants, oils, and grease for the maintenance of pumps, motors, and other equipment located at the City's various water and wastewater treatment facilities.

The Water Resources Department and Purchasing recommend authorizing the purchase using the State of Arizona cooperative contracts with Colorado Petroleum Products dba, Arizona Petroleum; and Senergy Petroleum, LLC; at \$100,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-n. Dollar-Limit Increase to the Term Contract and Two Years of Renewal Options for Water, Wastewater Treatment and Pool Chemicals for the Water Resources Department, Parks, Recreation and Community Facilities Department and the Materials and Supply Warehouse. **(Citywide)**

This contract provides qualified contractors for the purchase and delivery of water, wastewater treatment, and pool chemicals. This dollar-limit increase request is being made primarily because of rising chemical prices due to raw material shortages,

chemical production facility closures, and driver shortages; and secondarily, due to increased chemical usage at the City's water treatment and water reclamation facilities.

Water Resources, Parks Recreation and Community Facilities, and Business Services recommend increasing the dollar-limit with the Primary and Secondary vendors: Air Products and Chemicals, Inc.; Brenntag Pacific, Inc.; Charlie Pepper Inc., dba, Salt Works; Chemrite, Inc.; DPC Enterprises; DuBoise Chemicals; Environmental Operating Solutions, Inc.; Evoqua Water Technologies, Inc.; Hasa; Hill Brothers Chemical; Leslie's Poolmart; Momar; Pencoco, Inc.; Polydyne, Inc.; ProChemTech International, Inc.; Thatcher Company; TR International Trading Company; Water and Energy Systems Technology Inc.; and Waternuts Aquatic ENT, Inc.; Year 2 by \$524,000, from \$5,120,000 to \$5,644,000 annually; and Year 3 by \$600,000, from \$5,644,000 to \$6,244,000 annually; with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-o. One-Year Term Contract with Two Years of Renewal Options for Three Master Job Order Contracts for Transportation Construction Services. **(Citywide)**

Job Order Master contracts for transportation construction services include construction improvements of City infrastructure related to streets, storm sewers, traffic signals, or site improvements.

The selection of Talis Construction Corporation (a Mesa business), Nesbitt Contracting Company, Inc., and M.R. Tanner Construction for transportation construction services. These contracts allow for the issuance of multiple individual job orders with a not-to-exceed limit of \$1,500,000 per job order, or as otherwise approved by Council, and a total contract value not-to-exceed \$10,000,000 for each year of the contract, per contractor. The contracts will be funded from the CIP and approved by the appropriate City departments.

5. Take action on the following resolutions:

- *5-a. Authorizing the issuance and sale of General Obligation Bonds, Series 2022, not to exceed \$24,070,000 and General Obligation Refunding Bonds, Series 2022, not to exceed \$19,000,000. – Resolution No. 11817
- *5-b. Authorizing the sale, execution, and delivery of Utility Systems Revenue Obligations, Series 2022, in one or more tax-exempt and/or taxable series not to exceed \$76,000,000 and Utility Systems Revenue Refunding Obligations, Series 2022, not to exceed \$69,000,000. **(Citywide)** – Resolution No. 11818
- *5-c. Approving and authorizing the City Manager to enter into an Intergovernmental Agreement with the Arizona Internet Crimes Against Children Task Force and to accept \$15,000 in grant funds for training and equipment for the Mesa Family Advocacy Digital Forensics Unit. – Resolution No. 11819
- *5-d. Authorizing and supporting the submittal of a grant application by Alice Cooper's Solid Rock Teen Centers to the Ak-Chin Indian Community in the amount of \$40,000, and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11820

- *5-e. Authorizing and supporting the submittal of a grant application by Carry Me Productions to the Ak-Chin Indian Community in the amount of \$10,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11821
- *5-f. Authorizing and supporting the submittal of a grant application by Child Crisis Arizona to the Ak-Chin Indian Community in the amount of \$25,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11822
- *5-g. Authorizing and supporting the submittal of a grant application by Desert Sounds Performing Arts to the Ak-Chin Indian Community in the amount of \$15,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11823
- *5-h. Authorizing and supporting the submittal of a grant application by Gene Lewis Boxing Club and Youth Center to the Ak-Chin Indian Community in the amount of \$35,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11824
- *5-i. Authorizing and supporting the submittal of a grant application by Save the Family Foundation of Arizona to the Ak-Chin Indian Community in the amount of \$20,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11825
- *5-j. Authorizing and supporting the submittal of a grant application by Alice Cooper's Solid Rock Teen Centers to the Fort McDowell Yavapai Nation in the amount of \$40,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11826
- *5-k. Authorizing and supporting the submittal of a grant application by Arizona Burn Foundation to the Fort McDowell Yavapai Nation in the amount of \$25,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11827
- *5-l. Authorizing and supporting the submittal of a grant application by Carry Me Productions to the Fort McDowell Yavapai Nation in the amount of \$9,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11828
- *5-m. Authorizing and supporting the submittal of a grant application by Child Crisis Arizona to the Fort McDowell Yavapai Nation in the amount of \$15,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11829
- *5-n. Authorizing and supporting the submittal of a grant application by the Energy Resources Department to the Fort McDowell Yavapai Nation in the amount of \$50,000 and authorizing the City Manager to accept and administer subsequent awarded funds. The funds will be used for the Mesa Electric Utility Summer Indoor Health and Safety program. **(Districts 1 and 4)** – Resolution No. 11830

- *5-o. Authorizing and supporting the submittal of a grant application by the Parks, Recreation and Community Facilities Department to the Fort McDowell Yavapai Nation in the amount of \$5,000 and authorizing the City Manager to accept and administer subsequent awarded funds. The funds will be used for the Making Waves scholarship program. **(Citywide)** – Resolution No. 11831
- *5-p. Authorizing and supporting the submittal of a grant application by Desert Sounds Performing Arts to the Fort McDowell Yavapai Nation in the amount of \$15,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11832
- *5-q. Authorizing and supporting the submittal of a grant application by Gene Lewis Boxing Club and Youth Center to the Fort McDowell Yavapai Nation in the amount of \$7,500 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11833
- *5-r. Authorizing and supporting the submittal of a grant application by Junior Achievement of Arizona to the Fort McDowell Yavapai Nation in the amount of \$5,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11834
- *5-s. Authorizing and supporting the submittal of a grant application by Mesa United Way's Helen's Hope Chest to the Fort McDowell Yavapai Nation in the amount of \$50,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11835
- *5-t. Authorizing and supporting the submittal of a grant application by Save the Family Foundation of Arizona to the Fort McDowell Yavapai Nation in the amount of \$20,000 and authorizing the City Manager to accept and administer subsequent awarded funds as a pass-through grant. – Resolution No. 11836
- *5-u. Approving and authorizing the City Manager to enter into a Development Agreement with Southwest Gas Corporation, relating to approximately 10.5 acres of land located near the northeast corner of Ellsworth Road and Elliot Road for the purpose of opting into the Elliot Road Technology Corridor. **(District 6)** – Resolution No. 11837
- *5-v. Approving and authorizing the City Manager to enter into an Intergovernmental Agreement (IGA) with the Town of Florence for the Mesa Regional Dispatch Center to provide temporary 911 fire and emergency medical dispatch services. The Town of Florence Dispatch Center unexpectedly closed causing a need for an interim solution. This IGA authorizes the Mesa Regional Dispatch Center to provide emergency fire and medical dispatch services for 60-90 days as temporary measure to give the Town of Florence time to find a long-term solution. **(Citywide)** – Resolution No. 11838
- *5-w. Setting May 16, 2022, as the date of the public hearing for the modification of the assessment rates for the Mesa Town Center Improvement District No. 228, and consideration of the FY2022/2023 annual assessment at the modified rate. The modified rate for annual property assessments is determined by a methodology that equitably reflects the level and frequency of enhanced services to property owners necessary to support the transforming downtown and will result in both increases and decreases in individual property assessment rates. **(District 4)** – Resolution No. 11839

6. Introduction of the following ordinances and setting May 2, 2022, as the date of the public hearing on these ordinances:

- *6-a. ZON21-00921 (**District 5**) Within the 10000 block of East Southern Avenue (north side) and within the 1000 to 1200 blocks of South Crismon Road (east side). Located north of Southern Avenue and east of Crismon Road (8.5± 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), and Site Plan Review. This request will allow for a multiple residence development. Ralph Pew, Pew and Lake, PLC, applicant; PROS INVESTMENTS LLC, owner.

Staff Recommendation: Approval with conditions

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

- *6-b. ZON21-01024 (**District 6**) Within the 7200 to 7400 blocks of the South Hawes Road alignment (east side). Located south of Pecos Road on the east side of the Hawes Road alignment (13± acres). Rezone from Light Industrial with a Bonus Intensity Zone overlay and Office Commercial with a Bonus Intensity Zone overlay (LI-BIZ and OC-BIZ) to Light Industrial and Office Commercial with a Planned Area Development overlay (LI-PAD and OC-PAD), and Site Plan Review. This request will allow for an industrial development. Katie Rounds, The Kaidence Group, applicant; HAWES COMMERCE PARK LLC, owner.

Staff Recommendation: Approval with conditions

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

- *6-c. ZON21-00435 (**District 2**) Within the 4400 block of East Baseline Road (north side). Located east of Greenfield Road on the north side of Baseline Road (1.2± acres). Site Plan Modification. This request will allow for a multi-tenant retail building with a drive thru. Zach Collins, applicant; BASELINE 9 LLC, owner.

Staff Recommendation: Approval with conditions

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

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

- *7-a Amending Table 1 in Title 5 (Business Regulations), Chapter 17 of the Mesa City Code, entitled Mesa Development Impact Fees, by removing the Stormwater Drainage Impact Fee from the table so as to confirm the discontinuation of this fee. (**Citywide**) – Ordinance No. 5696
- *7-b ZON21-01219 (**District 1**) Within the 300 block of West McKellips Road (south side) and within the 1900 block of North Country Club Drive (east side). Located on the southeast corner of McKellips Road and Country Club Drive (1+ acres). Rezone from Limited Commercial (LC) to Limited Commercial with a Business Intensity Zone overlay (LC-BIZ) and Site Plan Review. This request will allow for development of a restaurant with a drive-thru. Kevin Zenk, Sustainable Engineering Group, LLC, applicant; T&B Holdings LLC, owner. – Ordinance No. 5697

Staff Recommendation: Approval with conditions

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

- *7-c ZON21-01116 (**District 5**) Within the 6500 block of East McKellips Road (south side) and within the 1900 block of North 66th Street (west side). Located west of Power Road on the south side of McKellips Road (1.6± acres). Rezone from Neighborhood Commercial with a Bonus Intensity Zone overlay (NC-BIZ) to Neighborhood Commercial (NC) and Site Plan Modification. This request will allow for the development of a day care facility with outdoor activities. Amy Malloy, Evolve Ventures, applicant; MS MCKELLIPS, LLC, owner. – Ordinance No. 5698

Staff Recommendation: Approval with conditions

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

- *7-d ZON21-00356 (**District 6**) Within the 5000 to 5200 blocks of South 71st Street (west side), and within the 7000 block of East Ray Road (north side). Located east of Power Road on the north side of Ray Road (2.4+ acres). Rezone from Light Industrial with a Planned Area Development overlay (LI-PAD) to Light Industrial with Planned Area Development overlay and Bonus Intensity Zone overlay (LI-PAD-BIZ), and Site Plan Review. This request will allow for development of an industrial building. Brian Moore, BMCA Architecture P.C., applicant; AEI ARIZONA OZ FUND LLC, owner. – Ordinance No. 5699

Staff Recommendation: Approval with conditions

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

Items not on the Consent Agenda

8. Take action on the following subdivision plat:

- 8-a. "Map of Dedication for Eastmark Development Unit 1" (**District 6**) Within the 3600 to 4400 blocks of South Ellsworth Road. Located along Ellsworth Road between Elliot and Warner Roads (0.16 ± acres). Redale, LLC, developers; Ronnie E. Dorsey, Sunrise Engineering, surveyor.

Mayor Giles stated Councilmember Thompson declared a conflict on Agenda Item 8-a and said he would refrain from discussion and voting on this item.

It was moved by Councilmember Freeman, and seconded by Councilmember Heredia, that the map of dedication for Eastmark Development Unit 1 be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Spilsbury

NAYS – None

ABSENT – Luna

ABSTAIN–Thompson

Mayor Giles declared the motion carried unanimously by those present and voting.

9. Items from citizens present.

There were no items from citizens present.

10. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:33 p.m.

JOHN GILES, MAYOR

ATTEST:

HOLLY MOSELEY, CITY CLERK

I hereby certify that the foregoing minutes are a true and correct copy of the minutes of the Regular Council Meeting of the City Council of Mesa, Arizona, held on the 18th day of April 2022. I further certify that the meeting was duly called and held and that a quorum was present.

HOLLY MOSELEY, CITY CLERK

Ir