



COUNCIL MINUTES

March 4, 2024

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on March 4, 2024, at 5:45 p.m.

COUNCIL PRESENT

John Giles
Francisco Heredia
Jennifer Duff
Mark Freeman
Alicia Goforth
Scott Somers
Julie Spilsbury

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Holly Moseley
Kelly Whittemore

Mayor's Welcome.

Mayor Giles conducted a roll call.

Invocation by Pastor Cindy Carpenter with Charis Christian Church.

Pledge of Allegiance was led by Girl Scout Troop 3095.

Awards, recognitions, and announcements.

Mayor Giles declared March as Procurement Month in the City of Mesa (COM). He emphasized the Procurement Department plays an integral role in how the City functions. He acknowledged the dedication and hard work of Mesa's procurement professionals, who work diligently to ensure taxpayer dollars are spent wisely, transparently, and in accordance with the highest standards of integrity and efficiency.

Procurement Administrator Kristy Garcia thanked the Mayor and Council for observing March as National Procurement Month and recognizing the procurement staff and liaisons at the COM.

Mayor Giles proclaimed March as National Women's History Month, a celebration of women's contributions to history, culture, and society. He reported that the COM has remarkable women at every level playing a large role in leadership and citywide operations.

City Attorney Kelly Whittemore shared the history of Women's History Month and the Arizona Women's Suffrage Movement. She acknowledged the Women Leading Mesa Group in attendance and thanked the Mayor and the Council for recognizing Women's History Month.

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 Freeman, seconded by Councilmember Somers, that the consent agenda items be approved.

Upon tabulation of votes, it showed:

AYES – Giles–Heredia–Duff–Freeman–Goforth–Somers–Spilsbury

NAYS – None

Carried unanimously.

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

Minutes from the February 1, 2024, Study Session; and February 26, 2024, Regular Council meeting.

3. Take action on the following liquor license applications:

*3-a. Meeting Professionals International - Arizona Sunbelt Chapter

This is a one-day event to be held on Thursday, March 14, 2024, from 7:00 P.M. to 10:00 P.M. at The Post, 26 North Macdonald. **(District 4)**

*3-b. The Crisis 22 Project

This is a one-day event to be held on Friday, March 15, 2024, from 5:00 P.M. to 8:00 P.M. at Desert Wind Harley Davidson, 922 South Country Club Drive. **(District 4)**

*3-c. Ultimate Imaginations Inc.

This is a one-day event to be held on Saturday, March 23, 2024, from 11:00 A.M. to 5:00 P.M. in the streets of the Mesa downtown entertainment district on North Macdonald, between Pepper Place and Main Street. **(District 4)**

*3-d. American Patriots Riders Club

This is a one-day event to be held on Friday, March 29, 2024, from 11:00 A.M. to 3:00 P.M. at Desert Wind Harley Davidson, 922 South Country Club Drive. **(District 4)**

*3-e. Las Sendas Elementary School Parent Teacher Organization

This is a one-day event to be held on Friday, March 22, 2024, from 6:00 P.M. to 9:00 P.M. at Las Sendas Community Association, 7900 East Eagle Crest Drive. **(District 5)**

4. Take action on the following contracts:

*4-a. Dollar Limit Increase to the Cooperative Use Term Contract for Motorola and Kenwood Radio Equipment, Parts, Network, and Services for the Mesa Fire and Medical Department. **(Citywide)**

Mesa Fire and Medical Department will be adding additional trucks and ambulances over the next two fiscal years. Connectivity is relied upon for access to critical voice and data, whether in a vehicle, station, or on-scene. Each vehicle being added to the fleet will require tech packages including multiple radios and accessories and replacement parts for support.

The Mesa Fire and Medical Department, Department of Innovation and Technology, and Procurement Services recommend increasing the dollar limit using the State of Arizona and Maricopa County cooperative contracts with Motorola Solutions Inc.; Durham Communications Inc.; and JVCKenwood USA Corporation, Years 5 and 6 by \$1,000,000, from \$2,010,000 to \$3,010,000 annually, with an annual increase allowance of up to 5% or the adjusted Consumer Price Index.

- *4-b. Cooperative Contract Use for the Dollar Limit Increase to the Term Contract for In-Vehicle Routers for Medical Response Vehicles for the Mesa Fire and Medical Department. **(Citywide)**

MFMD will be adding additional trucks and ambulances over the next two fiscal years. Connectivity is relied upon for access to critical voice and data, whether in a vehicle, station, or on-scene. All vehicles being added to the fleet will require routers as part of the tech packages.

The Fire and Medical Department and Procurement Services recommend increasing the dollar limit using the State of Arizona cooperative contract with Discount Cell Inc. by \$750,000, from \$50,000 to \$800,000 through June 30, 2024, based on estimated requirements. This increase will be funded through Capital General Funds.

- *4-c. Three-Year Term Contract with Two Years of Renewal Options for Dust Palliative/Stabilizer Product and Application for the Transportation Department (Single Response). **(Citywide)**

Transportation needs to apply dust palliative/soil stabilizer to the City's unimproved shoulders and channels to control dust and erosion. This allows the City to maintain City assets while meeting EPA environmental standards.

The Transportation Department and Procurement Services recommend awarding the contract to the single, responsive, and responsible bidder, EarthCare Consultants LLC at \$543,500 annually, with an annual increase allowance of up to 5% or the adjusted Consumer Price Index.

- *4-d. Cooperative Contract Use for an Amendment to the Term Contract with Renewal Options for Uninterruptible Power Supply (UPS) New Equipment, Service, Maintenance, and Support for the Water Resources Department. **(Citywide)**

This contract provides UPS preventative system maintenance, repairs, related services, and purchase of equipment and parts for various City Facilities. Maintenance and repairs are critical for the UPS units and the sites where the power supply units are housed may sustain much more costly repairs and replacements if not performed.

The Water Resources Department and Procurement Services recommend authorizing the additional vendor, Gruber Technical, using the State of Arizona cooperative. No funding change is requested.

5. Take action on the following resolutions:

- *5-a. Approving the City Manager to accept and administer Tohono O'odham Nation funds in support of the award to Maricopa County Community Colleges Foundation in the amount of \$25,000 as a pass-through grant. – Resolution No. 12162

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

- *6-a. ZON23-00609 "810 S Country Club Dr." (**District 4**) Within the 400 to 500 blocks of West 8th Avenue (south side) and within the 800 block of South Country Club Drive (west side). Located north of Southern Avenue and west of Country Club Drive (2± acres). Rezone from General Commercial (GC) to General Commercial with a Bonus Intensity Zone overlay (GC-BIZ), Council Use Permit (CUP), and Site Plan Review. This request will allow for a mini-storage facility. Public Storage Properties XII INC, owner; Cherry Miao, Public Storage, applicant. – Ordinance No. 5846

Staff Recommendation: Approval with conditions

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

7. Take action on the following subdivision plats:

- *7-a. SUB23-00698 "Map of Dedication for Gateway Boulevard." (**District 6**) Within the 5200 block South Hawes Road (both sides), the 5200 to 6100 blocks of the South Gateway Boulevard alignment (both sides), and 9000 to 9200 blocks of the East Aviation Way alignment (both sides). Located south of Ray Road and west of Ellsworth Road (22.8± acres). Phoenix-Mesa Gateway Airport Authority, developer; William D. Ziegler, Olsson, surveyor.

Items not on the Consent Agenda

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

- 8-a. Amending Chapters 25, 45, 50, 51, and 87 of Title 11 of the Mesa City Code pertaining to Billboards. The amendments include, but are not limited to adding a new Chapter 25: Billboard Overlay District; modifying Chapter 45 to remove Billboards as a prohibited sign type; moving definitions for Advertising for Hire Sign, Billboard, and Off-site Sign from Chapter 50 to Chapter 87; and adding a new Chapter 51: Billboards. (**Citywide**) – Ordinance No. 5847

Staff Recommendation: Adoption

P&Z Board Recommendation: Adoption (Vote: 5-0)

Councilmember Somers expressed his opposition to billboards which are both aesthetically unpleasing and unpopular. He discussed some of the complaints received and the inability to regulate messaging on billboards.

In response to a question from Mayor Giles, Planning Director Mary Kopaskie-Brown confirmed that only two properties meet all of the criteria for billboards: Mesa Community College (MCC) and the old Fiesta Mall property. She affirmed that the ordinance does not provide everyone the right to have billboards, but anyone can come to the City and negotiate an Intergovernmental

Agreement (IGA) or Development Agreement (DA) with the MCC and Fiesta Mall properties. She referred to a map of the three recommended zoning districts where billboards will be allowed.

City Manager Christopher Brady clarified that the billboards located in the County Island are not included since they are not regulated by the City of Mesa.

Discussion ensued relative to billboards, overlay re-zoning, IGAs, DAs, and Council's approval.

In response to a question from Councilmember Goforth, Ms. Whittemore elaborated that the passage of Ordinance No. 5847 does not automatically authorize the placement of a billboard; a billboard overlay district must be approved, as well as receive Council approval.

Councilmember Heredia expressed his support for Agenda Item 8-a, which would enable the City to participate in the process and have some control over the outcome. He stated initially he was uncertain but sees the value of the Mesa College Promise program for the community, as well as the leverage that can encourage further growth in the area.

Mayor Giles commented he is in support of Item 8-a and indicated the revenue from the billboards will allow the City to achieve two major goals: Increasing post-secondary enrollment and the redevelopment of the Fiesta Mall.

Councilmember Spilsbury stated she is in support of Agenda Item 8-a, as the Mesa College Promise program will increase post-secondary education and improve the lives of families. She advised to use caution with regard to the placement of billboards in order to avoid adverse effects on neighborhoods.

Councilmember Duff expressed her support for Agenda Item 8-a, which will provide an opportunity for Mesa to reach its goal of having 60% of its residents obtain post-secondary education by 2030. She believes in the mission of the Mesa College Promise program and the transformation that will take place in Mesa.

Councilmember Goforth indicated her support and approval of Agenda Item 8-a on the basis that there is a narrow set of conditions required for approval, as well as an additional review by Council.

It was moved by Vice Mayor Heredia, seconded by Councilmember Spilsbury, that Ordinance No. 5847 be adopted.

Upon tabulation of votes, it showed:

AYES – Giles–Heredia–Duff–Goforth–Spilsbury
NAYS – Freeman–Somers

Mayor Giles declared the motion carried by majority vote.

9. Items from citizens present.

James Serpa, a Mesa resident, expressed concern for public safety at the intersection of Monterey Road and 74th Street, where a vehicle crashed into and destroyed his home. He suggested that the City of Mesa take action to prevent further accidents, deaths, and property damage.

Scott Andrews, a Mesa resident, discussed the history of the Falcon Warbirds Foundation, which conducts missing man flights to honor veterans at Falcon Field Airport that the military can no longer perform. He explained in the process of renewing his lease for the World War I Hangar, the Airport Director requested he vacate half of the hangar and share space with another organization, or the lease would not be renewed. He requested that his lease be honored, as his foundation no longer has hangar space available to house their aircraft.

Sarah Andrews, a Mesa resident, stated she witnessed Falcon Field airport staff subject the airport community to misconduct and violations to fire codes, state, and federal laws. She reported on October 4th the locks were changed and she was refused access to the facility and her property. She discussed examples of the airport staff's misconduct and requested that the original lease agreement for 2019 Falcon Warbirds be honored.

David Clise, a Mesa resident, expressed his concern for homeowner rights against investors purchasing homes nearby and allowing their tenants to behave in an unruly manner. He reported incidents of harassment by the investor's tenants which support his claim of homeowners having no protection against renters. He suggested requiring investors who own more than two homes to set up a business, which is regulated by the City.

Bridget Vega, a Gilbert resident, expressed concern regarding teen violence and the many challenges adolescents face daily. She stressed the importance of addressing mental health issues, societal pressures, and underlying issues that plague families. She urged the community to seek redemption, trust in God, break the cycle of harm, and build a community built on love, empathy, and accountability in order to create a brighter future for generations to come. She requested support for Connor Jarnagan at nobrassknuckles.org.

10. Adjournment.

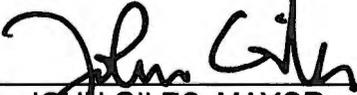
Without objection, the Regular Council Meeting adjourned at 6:36 p.m.

ATTEST:



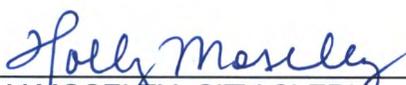
HOLLY MOSELEY, CITY CLERK





JOHN GILES, MAYOR

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 4th day of March 2024. I further certify that the meeting was duly called and held and that a quorum was present.



HOLLY MOSELEY, CITY CLERK