



COUNCIL MINUTES

September 13, 2021

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on September 13, 2021, at 5:45 p.m.

COUNCIL PRESENT

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

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Dee Ann Mickelsen
Jim Smith

Mayor's Welcome.

Mayor Giles conducted a roll call.

Invocation by Reverend Daniel Gomez with Velda Rose United Methodist Church.

Pledge of Allegiance was led by Mayor Giles.

Awards, Recognitions and Announcements.

Mayor Giles announced national GEAR UP week, which stands for Gaining Early Awareness and Readiness for Undergraduate Programs, a federally funded competitive grant program designed to increase the number of low-income students who are prepared to enter and succeed in post-secondary education. He introduced Yazmin Puhuyesva, Educational Outreach Specialist, Arizona State University (ASU) GEAR UP.

Ms. Puhuyesva introduced Katie Gardner, Westwood High School Assistant Principal, and thanked the school and the City of Mesa for their support in bringing awareness to the opportunities and services available for students.

Ms. Gardner said ASU GEAR UP has played an integral role in the past two years to fulfill the Mesa Public Schools (MPS) promise in helping students graduate ready for college, career, and community. She pointed out the partnership with ASU has helped reach students impacted by the pandemic to keep post high school goals in mind. She said with the continued partnership Westwood High School is confident in preparing students for life after high school.

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 Mayor Giles, seconded by Councilmember Luna, that the consent agenda items be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Duff-Freeman-Heredia-Luna-Spilsbury-Thompson
NAYS – None

Carried unanimously.

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

Minutes from the August 19, 2021, Study Session, and the August 30, 2021, Regular Council meeting.

3. Take action on the following liquor license applications:

*3-a. September's Bar

A bar is requesting a new Series 06 Bar License for KLRDML LLC, 500 West Southern Avenue, Suite 12; Ronetta Lynn Andersen, agent. This is an ownership transfer; therefore, the existing license held by Bob Hicks Septembers Inc. will revert to the State for modification. **(District 4)**

*3-b. Match One Smoke Shop

A tobacco store is requesting a new Series 10 Beer and Wine Store License for Match One Smoke Shop LLC, 507 East University Drive, Suite 7; Stephanie Felix Figueroa, agent. There is no existing license at this location. **(District 4)**

A yes vote for this item will constitute Council's order recommending disapproval of the liquor license application.

4. Take action on the following contracts:

*4-a. Five-Year Term Contract with Five Years of Renewal Options for Medical Transport Billing Solution Software (Addition) for the Business Services and Mesa Fire and Medical (MFMD) Departments. **(Citywide)**

Daisy Mountain Fire District has been providing billing services for the transport program. That contract is expiring, and the services are transitioning to a new unit in Business Services. The ImageTrend Billing Bridge software will be used by the Business Services Medical Transport Billing office to manage all aspects of billing for services

rendered through the MFMD Emergency Medical Services transportation program. This includes generating claims, billing patients and Medicare, Medicaid, and private insurance carriers, and managing revenue collection. The software provides efficiency, flexibility, and features that support accuracy throughout the billing lifecycle and promotes compliance with federal and state health insurance programs.

An evaluation committee recommends awarding the contract to the highest scored proposal from ImageTrend, Inc., Year 1 at \$70,800, Year 2 at \$66,800, and Years 3 to 5 at \$53,100 annually, for the five-year total amount of \$296,900.

- *4-b. Three-Year Term Contract with Two Years of Renewal Options for Shade Screen Canopy Repairs and Replacements for the Parks, Recreation and Community Facilities (PRCF) and Water Resources Departments. **(Citywide)**

PRCF - Parks Maintenance maintains an inventory of 411 shade screen canopies of various shapes, sizes, and colors. Each of the canopies ranges in price from the low hundreds to several thousands. This contract will provide the means to maintain the canopies in an aesthetically pleasing and functional condition as they age, get storm damaged, or vandalized. Water Resources utilizes shade structures at numerous water/wastewater facilities to protect critical assets, processes, and electrical equipment from the elements.

An evaluation committee recommends awarding the contract to the highest scored proposal from Shade Structures, Inc., at \$300,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-c. Three-Year Term Contract with Two Years of Renewal Options for Landscape Maintenance Services for City Facilities (Secured Sites) for the Parks, Recreation, and Community Facilities Department. **(Citywide)**

This contract will establish landscape maintenance services for 22 secured sites throughout the City that require a higher level of background checks.

An evaluation committee recommends awarding the contract to the highest scored proposal from Mariposa Landscape Arizona, Inc., at \$705,350 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-d. Three-Year Term Contract with Two Years of Renewal Options for Landscape Maintenance Services for City Facilities (Zone 7) for the Parks, Recreation, and Community Facilities Department. **(Districts 5 and 6)**

This contract will provide landscape maintenance services for various City facilities. The city has split the landscaping into geographic areas referred by the City as Zones 5, 6, 7, and secured sites. This contract will establish landscape maintenance services for all applicable facilities within Zone 7, which encompasses 14 City facilities.

An evaluation committee recommends awarding the contract to the highest scored proposal from Mariposa Landscape Arizona, Inc., at \$457,200 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-e. Three-Year Term Contract with Two Years of Renewal Options for Wind Screen, Protective Netting and Batter's Eye Repairs/Replacements for the Parks, Recreation, and Community Facilities (PRCF) Department. **(Citywide)**

PRCF - Parks Maintenance team maintains an inventory of 142 wind screens, 27 batter's eye screens, and 31 protective nettings of various sizes. This contract will provide the means to maintain the windscreens in an aesthetically pleasing and functional condition as they age, get storm damaged, or get vandalized, as well as meet the needs of the professional Cubs and Athletics baseball teams that partner with the City.

An evaluation committee recommends awarding the contract to the highest scored proposal from Steiger Services, LLC, at \$150,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-f. Three-Year Term Contract with Two Years of Renewal Options for Weed Management and Landscaping Services for the Water Resources Department. **(Citywide)**

This contract will provide a qualified contractor to perform bare ground weed management and landscaping services at the City's water reclamation and treatment plants. Landscaping services include tree and shrub trimming, blower cleaning of walkways, entrances, driveways, and removal of debris, weeds, and dead vegetation.

An evaluation committee recommends awarding the contract to the highest scored proposal from Apex Landscape Management LLC, dba, Apex Landscape Maintenance, at \$125,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-g. Purchase of GeneMapper ID-X Software (Additions) for the Mesa Police Department (Sole Source). **(Citywide)**

The Mesa Police Department, Forensic Services Biology Unit completes DNA analysis of samples from criminal investigations conducted by the Mesa and Gilbert Police Departments and will be providing forensic laboratory services for the Tempe Police Department. Due to the IGA with Tempe, laboratory DNA staff will be increasing, and three additional software licenses are needed.

The Police Department and Purchasing recommend awarding the contract to the sole source vendor, Life Technologies Corporation, at \$44,975.31, based on estimated requirements. This purchase is funded by a FY 2019 Capacity Enhancement and Backlog Reduction Grant.

- *4-h. Use of a Cooperative Contract with an Initial Term of 16-Months and Two Years of Renewal Options for Miscellaneous Construction Materials for the Materials and Supply Warehouse (for Citywide Departments). **(Citywide)**

This contract will provide construction materials including brick pavers, block caps, mortar, bags of cement, concrete pads, and bags of asphalt cold patch.

The Business Services Department and Purchasing recommend authorizing the purchase using the Sourcewell (State of Minnesota) cooperative contract with White

Cap, at \$67,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-i. One-Year Term Contract with Two Years of Renewal Options for Concrete Materials for Various City Departments. **(Citywide)**

This contract will provide concrete materials based on specifications set forth by the Maricopa Association of Governments for the Parks, Recreation and Community Facilities, Water Resources, Energy Resources, and Transportation Departments.

The Parks, Recreation and Community Facilities and Water Resources Departments and Purchasing recommend awarding the contract to the responsive and responsible bidder, King Concrete, Inc. (a Mesa business), at \$173,280 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-j. Dollar-Limit Increase to the Term Contract for Pipe Parts for the Materials and Supply Warehouse (for Citywide Use). **(Citywide)**

The City's volume of residential gas projects has increased and Energy Resources - Gas Utility has been using substantially more pipe products than in previous years. The increase should be adequate to maintain stock inventory.

The Business Services Department and Purchasing recommend increasing the dollar-limit with Tri Star Industrial LLC and Winsupply Inc., dba Thomas Pipe and Supply, by \$50,000 for Years 4 and 5, from \$106,500 to \$156,500 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *4-k. Dollar-Limit Increase to the Term Contract for Wire and Cable for the Materials and Supply Warehouse (for Various City Departments). **(Citywide)**

The increase is needed for the purchase of Prysmian wire for a city project of new commercial developments and the work of Energy Resources – Electric Utility. The increase will also provide funds for purchases through contract Year 5, which expires 1/31/2022. The City is re-soliciting the contract in the fall of 2021.

The Business Services Department and Purchasing recommend increasing the dollar-limit with Border States Electric, Standard Wire & Cable Co., Consolidated Electrical Distributors Inc., dba Arizona Electric Supply (a Mesa business), Wesco Distribution, and Anixter, by \$265,000, from \$417,000 to \$682,000 for Year 5.

- *4-l. One-Year Term Contract with Four Years of Renewal Options for Electric Utility Distribution Transformers for the Materials and Supply Warehouse (for the Energy Resources Department). **(Citywide)**

This contract establishes a supply contract for electric utility distribution transformers, which are required to provide electrical service to new and upgraded commercial and residential services, as well as routine life cycle replacement of depreciated units.

The Business Services and Energy Resources Departments and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidders, Anixter, Inc. and Power Partners, LLC, at \$1,070,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

*4-m. Residential Street Overlays Project. **(Districts 1, 2, and 5)**

This project will mill and overlay four City quarter sections; three residential and one industrial. The quarter section G08C is located near Brown and Lindsay Roads, quarter section G08A is located near Broadway and Gilbert Roads, quarter section J05A is located near McKellips and Greenfield Roads, and quarter section K08A is located near Broadway and Higley Roads.

Staff recommends awarding a contract for this project to the lowest responsible bidder, Talis Construction, in the amount of \$3,876,782.21, and authorizing a change order allowance in the amount of \$387,678.22 (10%), for a total award of \$4,264,460.43. This project is funded by the Highway User Revenue Fund (HURF).

*4-n. Monterey Park Expansion Project - Pre-Construction Services and Construction Manager at Risk (CMAR). **(District 6)**

The project includes four LED lighted youth baseball/softball fields, lighted parking lot expansion, irrigation system improvements, new restroom/storage building, and additional landscape and site improvements. The expansion will also include four regulation size pickleball courts, resulting from feedback received from the public meeting held in May 2021. In addition to the park expansion, the city is utilizing the Library Department operating budget to construct a new Mesa Express Library (MEL) at the Monterey Park Expansion location.

Staff recommends selecting Hunter Contracting Co. as the CMAR for this project and awarding a pre-construction services contract in the amount of \$72,923.24. The expansion project is funded by 2018 General Obligation Bonds. The MEL project is funded by the Library Department operating budget.

5. Take action on the following resolutions:

*5-a. Establishing the compensation and benefits for the positions of City Magistrate and Presiding City Magistrate, effective September 13, 2021. – Resolution No. 11725

*5-b. Approving and authorizing the City Manager to enter into Amendment #3 to the Intergovernmental Agreement with the Town of Gilbert to accept \$565,884 in annual compensation for forensic laboratory services provided by the Mesa Police Department. **(Citywide)** – Resolution No. 11726

*5-c. Approving, and authorizing the City Manager or designee to sign, an Agreement to Share Costs Among Various Participating Entities (including the City of Mesa) and the Salt River Project Agricultural Improvement and Power District associated with seeking approval for temporary deviation from the water control plan for operation of flood control space in Modified Roosevelt Dam. **(Citywide)** – Resolution No. 11727

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

*6-a. Amending Title 5 of the Mesa City Code (Business Regulations) by repealing Chapter 12 entitled “Massage Establishment Operations” and replacing it in its entirety with a new Chapter 12 entitled “Massage and Bodywork Establishment Operations” governing the licensing of massage establishments and bodywork establishments. **(Citywide)** – Ordinance No. 5644

7. Take action on the following subdivision plats:

- *7-a. "View 202" (**District 6**) Within the 4800 to 5000 blocks of South Ellsworth Road (west side). Located on the west side of Ellsworth Road north of Ray Road (73.6± acres). Sunbelt Investment Holdings, Inc., developer; Jerry Heath, Hunter Engineering, surveyor.
- *7-b. "Mountain Vista Retail" (**District 6**) Within the 10700 block of East Hampton Avenue (south side) and within the 1400 to 1600 block of South Signal Butte Road (west side). Located north of the US60 Superstition Freeway on the west side of Signal Butte Road (15± acres). Signal Butte Hampton Mesa AZ, LLC and Signal Butte BFC, LLC, owners, developers; Michael Fondren, RLF Consulting, LLC., surveyor.

Items not on the Consent Agenda.

8. Items from citizens present.

There were no items from citizens present.

9. Adjournment.

Without objection, the Regular Council Meeting adjourned at 5:58 p.m.

JOHN GILES, MAYOR

ATTEST:

DEE ANN MICKELSEN, 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 13th day of September 2021. I further certify that the meeting was duly called and held and that a quorum was present.

DEE ANN MICKELSEN, CITY CLERK

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