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OFFICE OF THE CITY CLERK

COUNCIL MINUTES

June 16, 2022

The City Council of the City of Mesa met in a Study Session in the lower-level meeting room of the Council Chambers, 57 East 1st Street, on June 16, 2022, at 7:33 a.m.

COUNCIL PRESENT	COUNCIL ABSENT	OFFICERS PRESENT
John Giles	None	Christopher Brady
Jennifer Duff		Holly Moseley
Mark Freeman		Jim Smith
Francisco Heredia		
David Luna		
Julie Spilsbury		
Kevin Thompson		

Mayor Giles conducted a roll call.

1. Review and discuss items on the agenda for the June 20, 2022, Regular Council meeting.

All of the items on the agenda were reviewed among Council and staff and the following was noted:

Conflict of interest: Mayor Giles declared a potential conflict of interest on Item 5-l, **(Signal Butte Water Treatment Plant Expansion - Construction Manager at Risk (CMAR), Guaranteed Maximum Price (GMP) No. 1 (District 6),** on the Regular Council Meeting agenda.

Items removed from the consent agenda: None

In response to a question from Councilmember Spilsbury regarding Item 5-m, **(Central Mesa Reuse Pipeline - Pre-Construction Services and Construction Manager at Risk (CMAR) (District 1, 2, and 5),** on the Regular Council Meeting agenda, City Engineer Beth Huning reported the pre-construction services contract selects contractors to assist with cost estimating, selecting materials and finding economical but quality construction methods and building techniques. She estimated the project is at 30% design and is in the process of locating utilities, potholing, and gathering information to run the pipe in the right-of-way.

Water Resources Department Director Christopher Hassert added the design team and the consultant recently reviewed design plans and comments. He stated the goal is to reach 60% design in the next two months and estimates the pipeline will be in service in early 2025.

Councilmember Spilsbury requested a continuance on Item 9-a, **(ZON21-00940 (District 2) Within the 3100 block of East Southern Avenue (south side) and the block of South 32nd Street (west side). Located east of Lindsay Road on the south side of Southern Avenue**

(2.4± acres). Rezone from Single Residence 9 (RS-9) 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), on the Regular Council Meeting agenda, to the July 5, 2022, Regular Council Meeting.

2-a. Hear a presentation, discuss, and provide direction on the use, sale, and possession of fireworks and permissible consumer fireworks enforcement efforts, and upcoming changes to state law.

Fire Battalion Chief Steven Ward introduced Police Commander Michael Beaton and Police Legal Advisor Geoff Balon and displayed a PowerPoint presentation on the use, sale, and possession of fireworks and permissible consumer fireworks enforcement efforts, and upcoming changes to state law. **(See Attachment 1)**

Chief Ward identified various types of legal and illegal fireworks deemed by statute. He pointed out that permissible consumer fireworks are sold at firework kiosks and authorized on designated days, and there are 21 applications for fireworks kiosks in the City. He explained illegal fireworks and noted consumers must not buy or sell these fireworks even on designated days. He announced Mesa would host three upcoming firework shows. (See Pages 2 through 3 of Attachment 1)

Commander Beaton stated there are 1,300 calls for fireworks received each year, adding most concentrate around New Year's Eve, Memorial Day, and the 4th of July. He stressed the importance of having an enforcement plan for the upcoming July 4th holiday. He discussed a partnership with district crime prevention officers to observe and conduct surprise inspections on Mesa firework vendors to ensure compliance. He provided information on a flyer to educate citizens on fireworks use. He stated the expectation is for uniformed and plainclothes officers to educate and document violators. He explained the documentation process helps officers track if there has already been education and if enforcement action is necessary. He noted before a permit is issued, an inspection takes place to ensure vendors comply with laws and codes. He confirmed that when State Bill 1275 goes into effect, staff will return to Council and present the changes. (See Pages 4 and 5 of Attachment 1)

In response to a question from Vice Mayor Duff, Commander Beaton recommended citizens call to report any illegal activity. He expanded by saying to enforce the law, there must be evidence of a violation. He described the difficulty in identifying launch locations of aerial fireworks so police will perform an area check to try and locate the violator.

Responding to multiple questions, Commander Beaton confirmed that information received on potential launch locations would be collected and disseminated to crime prevention officers. He reiterated the expectation for officers is to educate, gather names and take action. He explained the sale of illegal fireworks would result in a civil seizure and fine. He added that multiple infractions are subject to a misdemeanor crime.

Chief Ward reported after the permitting and inspection process is approved, there are multiple site visits by fire inspectors and police. He reiterated that if illegal fireworks are discovered, the fireworks are confiscated, and the stand will be shut down.

Mr. Balon quoted A.R.S. § 36-1607, which states, "Peace officer shall seize, remove or cause to be removed, at the expense of the owner, all fireworks or combustibles offered or exposed for sale, stored, or possessed in violation of this article."

City Manager Christopher Brady announced that based on feedback from Council, there would be a proactive level of enforcement that provides officers tools, guidance, and direction. He hoped through the actions of police that people would recognize their presence, and more conversations would occur.

In response to comments from Councilmember Freeman, Chief Ward reported most vendors are compliant and finding large stocks of illegal fireworks is uncommon.

Responding to a request from Mayor Giles, Mr. Balon verified that City Code states that the use of consumer permissible fireworks is limited to June 24th through July 6th and December 24th through January 3rd.

City Attorney Jim Smith clarified the upcoming Senate Bill signed by the governor is effective 90 days after the final adjournment. He stated that staff will return after Council break to adopt an ordinance and embed the permitted hours of use, which will be in place for New Year's but not for the 4th of July.

Additional discussion ensued relative to firework regulations.

Mayor Giles thanked staff for the presentation.

2-b. Hear a presentation and discuss an update of the City's current allocations and proposed disbursement of the American Rescue Plan Act (ARPA) funds.

Deputy City Manager/Chief Financial Officer Michael Kennington introduced Finance Director Irma Ashworth and displayed a PowerPoint presentation. (**See Attachment 2**)

Ms. Ashworth reported the City has received $105 million from the federal government, which must be obligated by December 31, 2024, and spent by December 31, 2026. She stated the treasury provided guidance on eligible uses, including responding to public health emergencies, negative economic impacts, premium pay, replacing lost revenues, and investing in necessary water, wastewater, and broadband infrastructure. (See Pages 2 and 3 of Attachment 2)

Ms. Ashworth summarized budgeted funds to date, adding Public Safety represents 9% of the budget, and household and small business assistance is 42%. She mentioned other categories include Supervisory Control and Data Acquisition (SCADA), cybersecurity, premium pay for essential workers, and other unallocated funds. She provided updated budget numbers for each project and outlined the approved projects in various stages. She highlighted the high-cost projects. (See Pages 4 through 6 of Attachment 2)

In response to a question from Councilmember Spilsbury, Ms. Ashworth answered these numbers were updated on May 31st. She added most ARPA funds pay for technology and multi-year spending could continue through 2024.

Mr. Brady explained after Council approval, the project must go through design and appraisal and follow the federal procurement process. He gave examples of project timelines and stated many projects are related to housing. He indicated staff has been working with non-profit partners to provide opportunities.

Responding to multiple inquiries from Councilmember Freeman, Ms. Ashworth defined "negative economic impacts" as those impacted by COVID, small businesses, low-income families, lost

jobs, lost revenues, and people in a qualified census tract. She explained many municipalities lost revenues during COVID due to decreased sales tax dollars. She pointed out that although Mesa did not lose revenue, the Treasury's final rule presumes lost revenue and allows smaller municipalities to use up to $10 million of ARPA funds for general city services.

Mr. Brady remarked that the $10 million could potentially go toward employee incentive programs and reestablishing benefits to retain and recruit employees. He informed Council that $10 million has already been spent to offset customers' electric bills.

Ms. Ashworth expanded on the residential Rental Assistance Program and the Small Business Program, including the Downtown District Revitalization, Restaurant Incubator, Small Business Technical Assistance Program, and Learning Lab.

In response to a question from Mayor Giles, Deputy City Manager Natalie Lewis indicated the Rental Assistance Program would potentially deplete by September. She pointed out discussions with Treasury at the state and federal levels regarding leftover dollars for the Emergency Rental Assistance Program. She indicated a potential reimbursement allowing the program to continue without using ARPA dollars.

In response to comments from Councilmember Luna, Assistant City Manager Scott Butler reported the federal government is looking to rescind unallocated unencumbered dollars that went to cities and states. He added staff will monitor the situation and expects to hear more through the national organizations. He remarked Congress is desperate to find cost-neutral ways to fund programs and noted frustrations at the state level due to unallocated ARPA and CARES dollars.

Responding to an inquiry from Councilmember Freeman, Mr. Kennington confirmed that the employee premium pay program was largely allocated to public safety personnel. He expanded by saying the funds were directed to the pandemic response and explained the difficulty of using funding for construction or capital projects.

Mayor Giles thanked staff for the presentation.

2-c. Hear a presentation, discuss, and provide direction on SCADA and Enterprise Cybersecurity Investments using American Rescue Plan Act funds.

Chief Information Security Officer Ty Howard introduced Assistant Chief Information Officer Joe Sugihara and displayed a PowerPoint presentation on cyber resilience. **(See Attachment 3)**

Mr. Howard explained the importance for the City to focus on smart cybersecurity as Mesa expands and becomes a smart city. He indicated ARPA funds have helped strengthen Mesa's cybersecurity program and pointed out that with Meta, Apple, and Google coming into Mesa, there is a need for local government to begin scaling its efforts to respond.

Mr. Howard identified various types of hackers and stressed the importance of protecting critical assets and strengthening the organization. He discussed Personally Identifiable Information (PII) and the Health Insurance Portability and Accountability Act (HIPAA) handled by first responders and ensuring controls are in place. He indicated that $3.9 million in ARPA funds have helped protect SCADA and Mesa Enterprise. He pointed out that medical records are worth a large amount of money, reiterating the importance of staying proactive. (See Pages 2 and 3 of Attachment 3)

Mr. Howard gave examples of large-scale ransomware attacks and explained the potential outcomes. He indicated approximately 16% of Mesa's population is age 65 and older and noted that the ARPA funds would help protect seniors' assets as this group is a high-risk target. He explained the different types of cyber-attacks, including malware, viruses, and ransom attacks often resulting from phishing. He noted that spear phishing targets City officials and attempts to trick employees into clicking a link. He described security vulnerabilities that hackers use to attack systems, websites, or other internet services. He emphasized the importance of having systems in place to prevent brute force attacks by ensuring controls, measures, and technical tools are in place to identify, protect, respond, and recover. (See Pages 4 and 5 of Attachment 3)

Mr. Howard stated the Department of Innovation and Technology (DoIT) works closely with other City departments to ensure their strategic focus aligns with the City's. He outlined several programs used to ensure information is backed up in the event of a ransomware attack. He discussed the data loss prevention project to ensure PII, and other confidential information, does not leave the City. He reported there are currently 21 ARPA projects and mentioned SCADA utilities, Mesa Enterprise, and the Mesa Police Department. He pointed out that due to vulnerabilities discovered with SCADA, staff have been working to document administrative processes and vendor training. He stated 99% of City employees have received cybersecurity training and explained the process of challenging employees with phishing tests. (See Page 6 of Attachment 3)

Mr. Howard stated a good portion of the $3.9 million goes to utilities. He mentioned several funding sources, including ARPA, Urban Areas Security Initiative (UASI), and the Mesa City budget. He stressed the importance of protecting Mesa's assets physically and mentioned the City uses internal testing and training to aid in protecting the organization. (See Pages 7 through 9 of Attachment 3)

In response to multiple questions from Councilmember Luna, Mr. Howard explained the difficulty in prosecuting hackers. He noted the cost-effectiveness of investing in controls to protect home base. He identified hacking attempts made on the City each year, adding industrywide ransomware attacks increased by 300%. He discussed insider threats and controls in place to prevent attacks.

Responding to an inquiry from Councilmember Luna, Mr. Smith informed Council that the City does carries cyber insurance.

In response to questions posed by Councilmember Heredia, Mr. Howard indicated staff works with procurement on vendor agreements to ensure proper certifications are in place. He noted that federal organizations have tools to support small organizations against cyber-attacks, and City staff educates various groups on cybersecurity.

Mayor Giles thanked staff for the presentation.

2-d. Hear a presentation, discuss, and provide direction on the proposed downtown district revitalization project using American Rescue Plan Act funds.

Downtown Transformation Manager Jeff McVay introduced Economic Development Project Manager Jeff Robbins and displayed a PowerPoint presentation on the downtown district revitalization. **(See Attachment 4)**

Mr. McVay reported that ARPA recognizes district revitalization and façade improvements as eligible funding activities.

Mr. Robbins indicated the original $1.2 million façade program in 2018/19 was funded by a Community Development Block Grant (CDBG) and Salt River Pima-Maricopa Indian Community (SRPMIC). He added this program allowed the completion of eight properties, including five with colonnades. He reported the program goals are creating jobs and economic vitality for small businesses, reducing the commercial vacancy rate, and removing city-owned colonnades from many of the properties in the historic core. (See Page 2 of Attachment 4)

Mr. Robbins identified several Mesa businesses in the façade improvement. He mentioned a revamp of the Historic Niles building which was constructed in 1924 and is now pursuing national historic designation. He noted that with leftover funding, the 12 West Brewing project was catalyzed into an iconic restaurant frontage. Mr. Robbins stated the program's goals were accomplished, noting the success in bringing jobs and businesses to Downtown. (See Pages 3 through 9 of Attachment 4)

Mr. McVay commented through ARPA funding, the City continues to focus on the vitality of the Downtown district and the colonnades. He informed Council the colonnades historically have provided a great benefit to Downtown with shaded pedestrian access; however, have deterred from significant retail activities. He noted the colonnades are heavy, not architecturally integrated, and do not create useful retail frontages as the sightline into stores is blocked. He added the removal of the colonnades will help the vitality of Downtown and the City's long-term maintenance obligations as this asset is coming near the end its useful life. He summarized by saying five colonnade properties have been addressed; there are 51 properties along Main Street, MacDonald and Robson with colonnades. (See Page 10 of Attachment 4)

Mr. McVay reported 33 people responded to a survey conducted to identify the level of interest from Downtown businesses and property owners to participate in the façade improvement program. Mr. McVay clarified 23 of the responses represented colonnade properties and 10 were without. He indicated one of the responses from business owners towards the impacts of COVID has been the ability to expand outdoor seating. He summarized by saying the incorporation of outdoor seating as part of the façade improvement addresses the businesses responses to COVID. He indicated interior remodeling would not be eligible to carry over from the previous program. (See Pages 11 and 12 of Attachment 4)

Mr. McVay stated the preferred focus of the program would be Country Club to Center and 1st Street to 1st Avenue with preferences towards properties with colonnades. He clarified that the previously used low bid construction method caused challenges. He noted a design build construction method will be used for this project and participants will be asked to contribute a minimum of 5% towards the direct construction cost. (See Page 13 of Attachment 4)

Mr. McVay outlined potential revitalization efforts by leveraging other funding sources, including patio improvements, streetscaping, parking kiosks and signage and improving properties without façades. He pointed out the City received a $300,000 federal award and the City would provide $300,000 in match. He noted with the $600,000 federal grant and the $4.4 million dollar in ARPA funding, there would be $5 million in the Downtown District Revitalization budget. He stated approval by Council would finalize the program development portion and participant selection would be completed by the end of the year. He stated the next steps include selecting a design build contractor, followed by design and permitting with construction commencing in 2024. (See Pages 14 through 18 of Attachment 4)

In response to a question from Vice Mayor Duff, Mr. McVay stated staff estimated funding between 15 and 20 façade improvements with the $5 million.

Responding to an inquiry from Councilmember Spilsbury, Mr. McVay answered the funding is intended to market and identify existing parking options. He added there are 10,000 public parking spaces, and most are not used, indicating people are unaware of the options. He mentioned bringing in neon parking signs and using smart solutions to identify available parking.

In response to a question posed by Councilmember Freeman, Mr. McVay noted the match from the program participants would cover direct construction costs of the façade improvements and the City would cover the cost to remove the colonnades. He identified several Downtown properties where the colonnade is architecturally integrated into the building and would require removal. He clarified staff will be engaging interest to all property owners with an application process. He mentioned conversations with transportation regarding funding options for a Downtown streetscape refresh to refill vacant landscape islands and add trees, shrubs, and plants of color back into the street.

Responding to a question from Councilmember Luna, Mr. Robbins answered CDBG funding began in 2015 with a policy to remove a colonnade, followed by a $5,000 program. He added the City was also applying for SRPMIC grants.

In response to comments from Councilmember Heredia, Mr. McVay noted the intent is to establish a set grant amount for construction per property. He added that every property owner will have the right to design well beyond the budget and are encouraged to do so.

Responding to multiple questions from Vice Mayor Duff, Mr. McVay stated as part of the façade improvement, art installation could be a mural on the side of a building or something that helps improve the activation of the building and not stand-alone art. He added staff will return to Council to discuss ideas on incorporating neon signs.

Mayor Giles thanked staff for the presentation.

3. Acknowledge receipt of minutes of various boards and committees.

3-a. Museum & Cultural Advisory Board meeting held on March 24, 2022.

3-b. Sustainability and Transportation Committee meeting held on April 7, 2022

3-c. Economic Development Advisory Board meeting held on May 3, 2022.

3-d. Education and Workforce Development Roundtable meeting held on March 30, 2022.

3-e. Community and Cultural Development meeting held on January 10, 2022.

3-f. Audit, Finance & Enterprise Committee held on March 24, 2022.

It was moved by Councilmember Spilsbury, seconded by Councilmember Freeman, that the receipt of the above-listed minutes be acknowledged.

Upon tabulation of votes, it showed:

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

Carried unanimously.

4. Current events summary including meetings and conferences attended.

Mayor Giles –	Yale Conference
Vice Mayor Duff –	Downtown Mesa Merchant Town Hall West Mesa Business Alliance Mesa Police Department - promotions and awards Stormwater Management Plan meeting
Councilmember Luna –	Hispanic Elected Local Officials meeting – Puerto Rico Mesa Rotary meeting Falcon Field Airport meeting
Councilmember Heredia –	Human Services Center relocation – Southern and Westwood

Mayor Giles announced the City earned a $300,000 award from Salt River Project. He declared Mesa as the first city to max out the program earnings from the Salt River Projects customer base. He expressed appreciation to Mr. Brady and staff for embracing the Climate Action Plan and finding ways to be innovative and lower the carbon footprint by reducing energy use.

5. Scheduling of meetings.

City Manager Christopher Brady stated that the schedule of meetings is as follows:

Monday, June 20, 2022, 5:15 p.m. – Study Session

Monday, June 20, 2022, 5:45 p.m. – Regular Council Meeting

6. Convene an Executive Session.

6-a. ES-006-22 Discussion or consultation for legal advice with the City Attorney. (A.R.S.§38-431.03A (3)) Discussion or consultation with the City Attorney in order to consider the City's position and instruct the City Attorney regarding the City's position regarding pending or contemplated litigation or in settlement discussions conducted in order to avoid or resolve litigation. (A.R.S.§38-431.03A(4))

1. Bernard Patton v. City of Mesa, et al.
Maricopa County Superior Court, Case No. CV2019-012031

It was moved by Councilmember Luna, seconded by Councilmember Thompson, that the Council adjourn the Study Session at 9:27 a.m. and enter into an Executive Session.

Upon tabulation of votes, it showed:

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

Carried unanimously.

7. Adjournment.

Without objection, the Study Session adjourned at 9:52 a.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 Study Session of the City Council of Mesa, Arizona, held on the 16th day of June 2022. I further certify that the meeting was duly called and held and that a quorum was present.

HOLLY MOSELEY, CITY CLERK

td
(Attachments – 4)

Fireworks Update

Commander Michael Beaton
Deputy Chief/Fire Marshall Steve Ward
Police Legal Advisor Geoff Balon

Legal Fireworks and Illegal Fireworks

- The Arizona Legislature, by statute, has deemed fireworks a matter of statewide concern and further regulation by a city or town is limited unless authorized by A.R.S. § 36-1601 et al.
- "Legal Fireworks"
  - 1) "Permissible Consumer Fireworks (legal on authorized days)": Ground/handheld sparklers, cylindrical fountains, ground "spinners", toy smoke type devices. Does not include anything that is designed or intended to rise into the air and explode or to detonate in the air or to fly above the ground.
  - 2) "Novelty Items" (always legal): Snappers, snap caps, party poppers, glow worms, snakes, toy smoke devices and sparklers.
- "Illegal Fireworks"
  - Firecrackers, bottle rockets, skyrockets, missile-type rockets, helicopters, aerial spinners, torpedoes, roman candles, mine devices, shell devices and aerial shell kits or reloadable tubes.

Legal and Illegal Fireworks Breakdown

Legal Fireworks Novelty Items

Sparklers

Morning Glory Sparklers

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. FOR OUTDOOR USE ONLY. DO NOT TOUCH HOT WOOD. HOLD IN HAND WITH ARM EXTENDED AWAY FROM BODY. KEEP BURNING END OR SPARKS AWAY FROM WEARING APPAREL OR OTHER FLAMMABLE MATERIAL. HOLD AND LIGHT ONE DEVICE AT A TIME. AFTER USE PLACE WOOD IN WATER.

Wire Stick Sparklers

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. FOR OUTDOOR USE ONLY. DO NOT TOUCH GLOWING WIRE. HOLD IN HAND WITH ARM EXTENDED AWAY FROM BODY. KEEP BURNING END OR SPARKS AWAY FROM WEARING APPAREL OR OTHER FLAMMABLE MATERIAL. HOLD AND LIGHT ONE DEVICE AT A TIME. AFTER USE PLACE WIRE IN WATER.

Smoker Devices

Smoke Balls

Cylindrical Smoke

Smoke Cone

Smoke Candle

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. FOR OUTDOOR USE ONLY. DO NOT HOLD IN HAND. PLACE ON HARD LEVEL SURFACE, LIGHT FUSE AND GET AWAY.

Novelties

Snakes

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. FOR OUTDOOR USE ONLY. DO NOT PUT IN MOUTH. LAY ON GROUND, LIGHT PELLET.

Party Poppers (Bottle)

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. DO NOT POINT EITHER END TOWARD FACE OR PERSON. HOLD IN HAND – JERK STRING.

Party Popper (Pistol)

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. DO NOT POINT EITHER END TOWARD FACE OR OTHER PERSON. HOLD IN HAND – PULL TRIGGER SHARPLY.

Snappers/Drop Pops

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. FOR OUTDOOR USE ONLY. DO NOT PUT IN MOUTH. THROW ON GROUND OR AGAINST HARD SURFACE. NOT RECOMMENDED FOR CHILDREN UNDER 8 YEARS.

Legal Fireworks Permissible Consumer

Ground Spinners

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. FOR OUTDOOR USE ONLY. PLACE ON HARD, FLAT SURFACE. DO NOT HOLD IN HAND. LIGHT FUSE & GET AWAY.

Ground Spinners

Sparkling Wheel Devices

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. FOR OUTDOOR USE ONLY. NAIL TO POST OR STAKE SO THAT THE WHEEL WILL TURN FREELY. DO NOT HOLD IN HAND. LIGHT FUSE AND GET AWAY.

Cylindrical Fountain

Square Fountain

Cone Fountain

California Rocket Shaped Fountain

CAUTION: FLAMMABLE
USE ONLY UNDER CLOSE ADULT SUPERVISION. OUTDOOR USE ONLY. STICK FIRMLY IN GROUND IN AN UPRIGHT POSITION, REMOVE CAP FOR LIGHTING. DO NOT HOLD IN HAND. LIGHT FUSE AND GET AWAY.

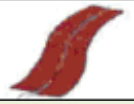
Illegal Fireworks

Sky Rockets/ Bottle Rockets

WARNING!!!
FLAMMABLE ROCKET

Firecrackers

WARNING!!!
EXPLOSIVE

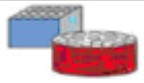


Reloadable Shell Device/ Roman Candles

WARNING!!!
SHOOTS FLAMING BALLS

Arials

WARNING!!!
SHOOTS FLAMING BALLS W/ REPORTS



Single Tube Device w/ Report

WARNING!!!
SHOOTS FLAMING BALLS W/ REPORTS

Enforcement of Legal Sales and Use

- Sales point kiosks of consumer fireworks must be permitted by application through Accela. Upon approval of the application, the operator receives an approval email with a specific directive to sell legal fireworks only.
- Mesa Police has enforcement plan to include inspections, uniform enforcement and plain clothes enforcement.
- Prior to operating, each sales point on any Mesa street corner is inspected by a certified Mesa Fire Prevention Inspector. Upon successful inspection, a permit to operate is issued.
- Mesa Fire Prevention and Mesa Police "drop in" on these kiosks to assure only LEGAL fireworks are for sale.

SB1275

- Governor Ducey has signed SB1275 that will give cities and towns more authority to restrict permissible consumer fireworks during certain hours.
- Will become effective during 90 days after the Legislature has adjourned.

Nepean

Update - American Rescue Plan Act – Local Fiscal Recovery

June 16, 2022

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ming of Receipt and Use of Funds

- The City has now received a total of $105,515,724 from the Federal government.
- Eligible expenditures need to be obligated by December 31, 2024
- Performance (use/payment) through December 31, 2026

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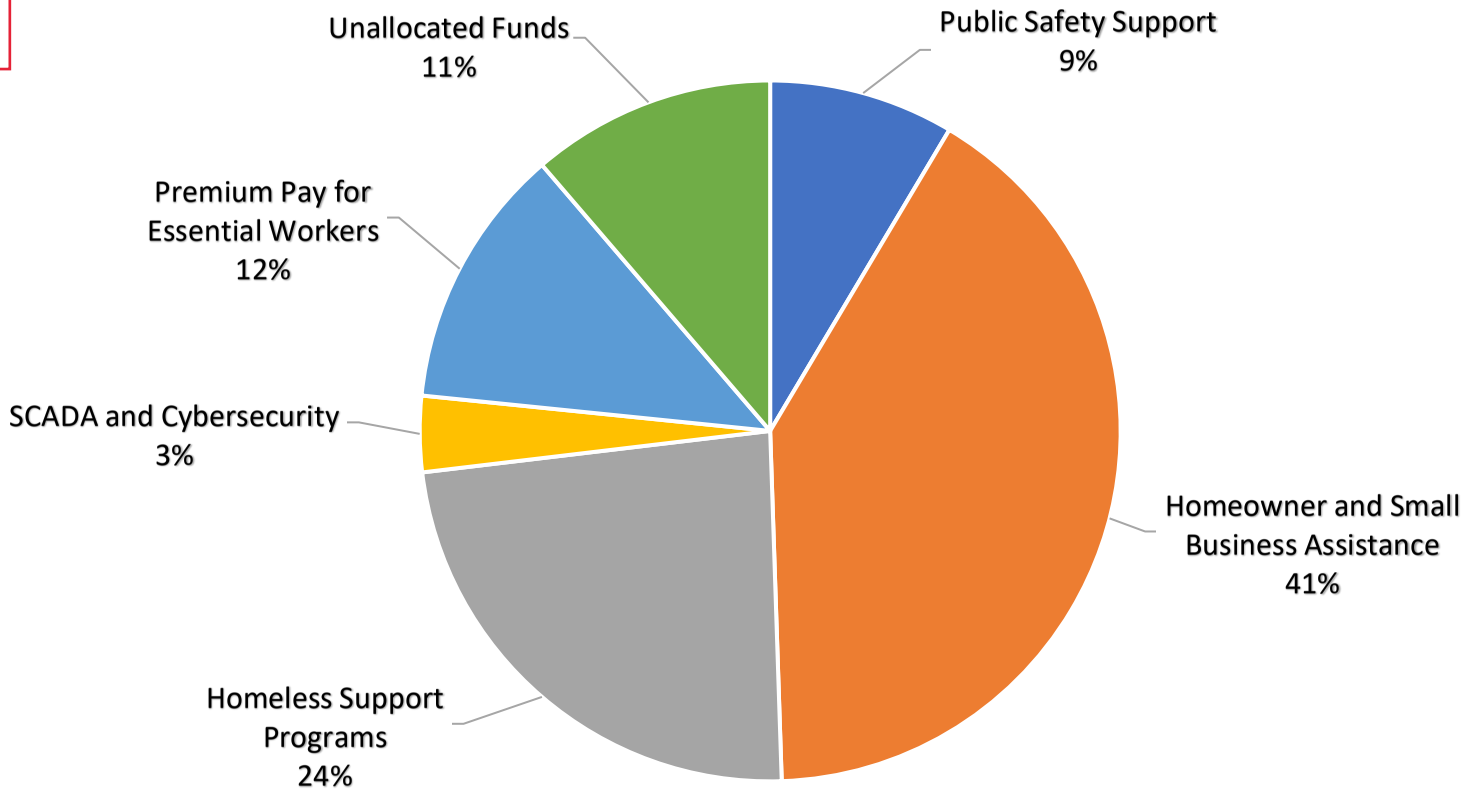
Eligible Uses

- Responding to public health emergency or its negative economic impacts
- Providing premium pay for essential workers
- Replacing lost revenue
- Investing in necessary water, wastewater and/or broadband infrastructure

rrent ARPA Project Plan



pdate on Projects

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Project	Revised Budget	Encumbered	Actual Expenses	Program/Project Underway
Public Safety Support				
PD Real Time Crime Center	$ 3.30M	$ -	$ 0.71M	✓
Behavioral Health Services - Solari	3.75M	-	-	✓
Purchase Ambulances	1.80M	-	1.62M	✓
PD Body Scanner	0.19M	-	-	✓
Homeowner and Small Business Assistance				
Energy Commodity Cost	20.00M	-	10.34M	✓
Wi-Fi and Mobile Broadband	6.00M	0.81M	0.79M	✓
Food Distribution Center	5.00M	-	-	
Downtown District Revitalization	4.40M	-	-	
Restaurant & Food Business Incubator Program	3.00M	-	-	✓
Mesa's Small Business Learning Lab	3.50M	-	-	✓
Mesa Small Business Technical Asst Program	0.30M	-	0.04M	✓

Update on Projects

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Project	Revised Budget	Encumbered	Actual Expenses	Program/Project Underway
Parks Youth Recreation Scholarships	$ 0.45M	-	-	✓
Arts & Cultural - Educational Assistance Program	0.25M	-	-	✓
Convention Center Floor Replacement	0.15M	0.13M	-	✓
Mesa Workforce – Jobs Access Center	0.25M	-	-	✓
Homeless Support Programs				
Off the Streets Program	2.78M	1.31M	0.29M	✓
Transitional Housing	8.80M	-	-	
Long-term Housing Solution	10.36M	-	0.01M	
Future Regional Solution	3.06M	-	-	
SCADA and Cybersecurity	3.70M	0.71M	0.14M	
Premium Pay for Essential Workers	12.80M	-	6.58M	✓
Unallocated Funds	11.69M		-	
Total	**$ 105.5M**	**$ 2.96M**	**$ 20.52M**	

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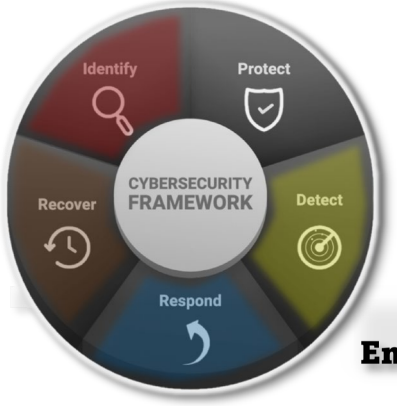
Mesa Cyber Resilience

Mayor-Council Presentation

SCADA



Mesa Enterprise

mesaaz
Smart City

...Many faces (REAL HACKERS).

...Mesa's systems are heavily attacked

How much do HIPAA violations cost?

HIPAA violations are expensive. The penalties for noncompliance are based on the level of negligence and can range from $100 to $50,000 per violation (or per record), with a maximum penalty of $1.5 million per year for violations of an identical provision. Violations can also carry criminal charges that can result in jail time.

After being warned—Atlanta suffers $17M

Aug 01, 2018
By Stephen Deere, The Atlanta Journal-Constitution

The cyber attack that struck the City of Atlanta in March could cost taxpayers as much as $17 million, according to a report obtained by The Atlanta Journal-Constitution and Channel 2 Action News.

The seven-page document — marked "confidential and privileged" — identifies roughly $6 million in existing contracts along with an additional $11 million in potential costs associated with the March 22 attack.

"...a sophisticated ... mpromised!

Fede Invest ... lity

computer systems.

1,189 views | Apr 18, 2018, 07:15am

Cities Are Facing A D... Cyberattacks, And Th... Is Yet To Come

Cities MUST Take Cybersecurity Thr...

City of Mesa has significant elder population

Approximately 16% of Mesa's population is over the age of 65 while the 65-years plus population in other Southeast Valley cities (except Scottsdale) accounts for 10% or less than of their total residents.

"A cyberattack of devastating ... t a matter of ... numerous ... s believe."

TYPES OF CYBER ATTACKS

- Malware
- Phishing
- Zero-day

- Availability Attacks
- Brute force

Mesa Response

- Strategic Focus
- Programs
- Projects
- Operations
- Training

Mesa Funding & Partnerships

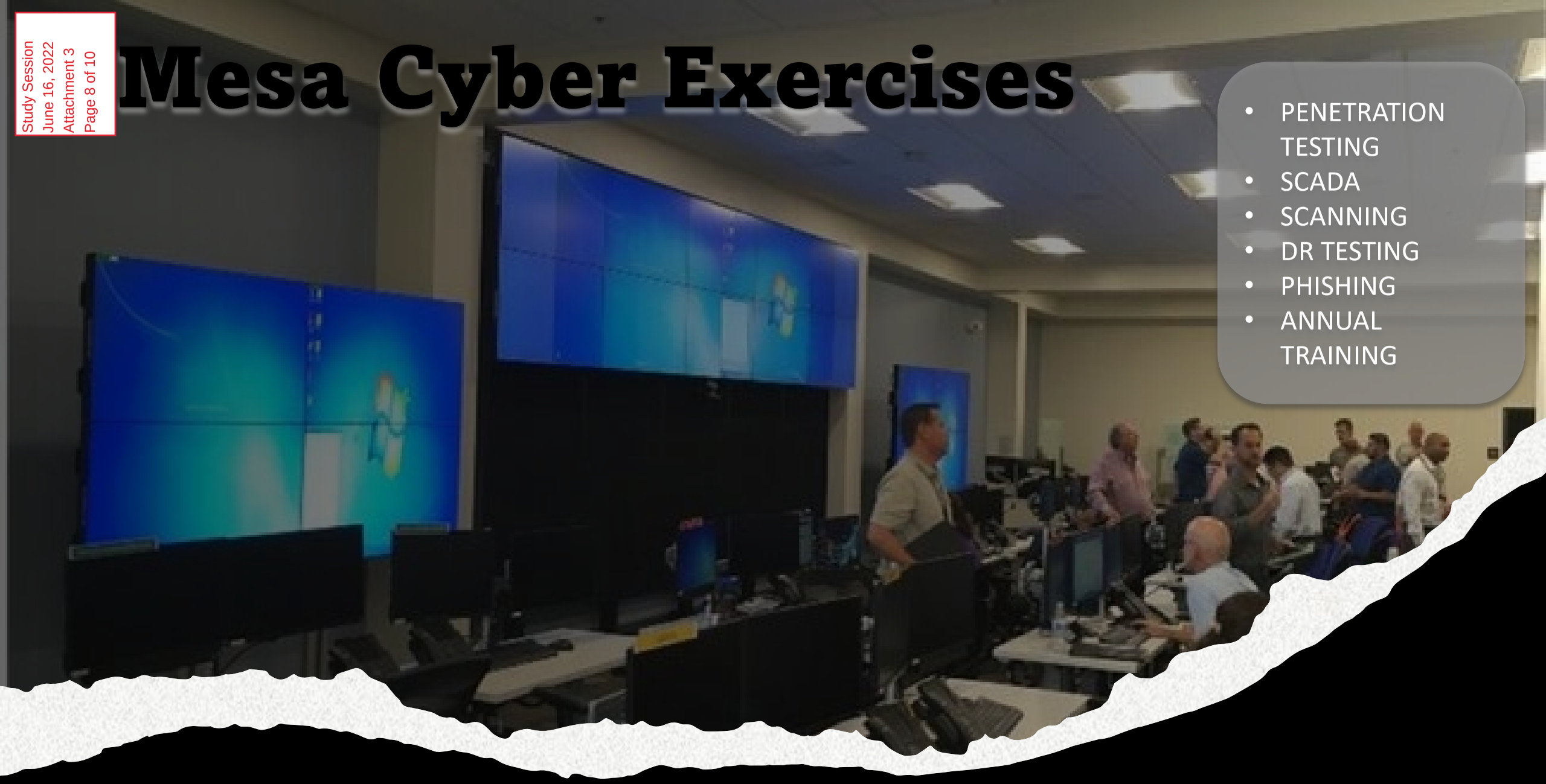
FUNDING

- GOVERNMENT
  - American Rescue Plan Act (ARP)
  - Urban Areas Security Initiative (UASI)
  - City of Mesa

PARTNERSHIPS

- Multi-State Information Sharing and Analysis Center (MS-ISAC)
- Cybersecurity and Infrastructure Security Agency (CISA) – Department of Homeland Security (DHS)
- Other Agencies
- Vendors

Mesa Cyber Exercises



- PENETRATION TESTING
- SCADA
- SCANNING
- DR TESTING
- PHISHING
- ANNUAL TRAINING

Thank you for your time!

Nesu

City of Mesa City Council
Study Session

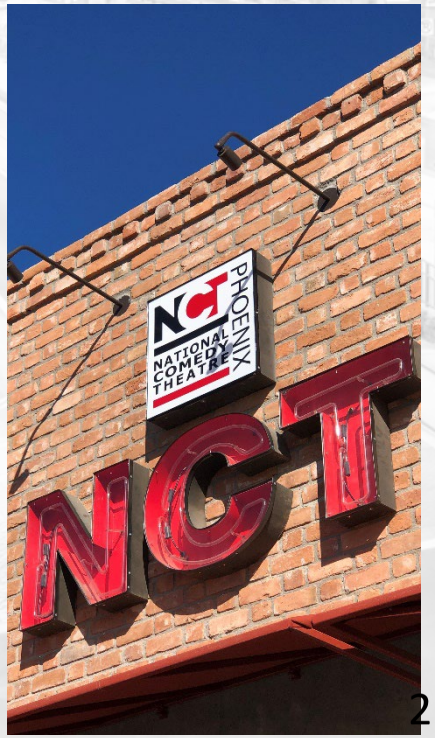
June 16, 2022

Downtown District Revitalization

Jeff McVay
Manager of Downtown Transformation

Jeff Robbins
Downtown Transformation
Project Manager

ORIGINAL DOWNTOWN FAÇADE IMPROVEMENT PROGRAM



- 2018-2019
- 1.2 MM budget
- 8 properties funded

- Goals
  - Remove/replace colonnades
  - Increase jobs
  - Increase small business revenue
  - Reduce vacancy rate

WNTOWN FAÇADE PROGRAM 2018-2019 (BEFORE)

WNTOWN FAÇADE PROGRAM 2018-2019 (AFTER)

WNTOWN FAÇADE PROGRAM 2018-2019 (BEFORE/AFTER)

WNTOWN FAÇADE PROGRAM 2018-2019 (BEFORE)

WNTOWN FAÇADE PROGRAM 2018-2019 (AFTER)

WNTOWN FAÇADE PROGRAM 2018-2019 (BEFORE/AFTER)

ADE PROGRAM KEY OUTCOMES

Photo: Inside 12 W. Brewing

Property	Situation Before Façade Program	Situation After Façade Program
216 W. Main	Vacant	Neighborhood Comedy Theater
214 W. Main	Vacant	Gus's Fried Chicken
125 W. Main	Vacant	Proof Bread
127 W. Main	High Turnover	Tacos Chiwas
12 W. Main	Event Space	12 W. Brewing
105 W. Main (The Nile)	Low foot traffic	30% Increased Sales

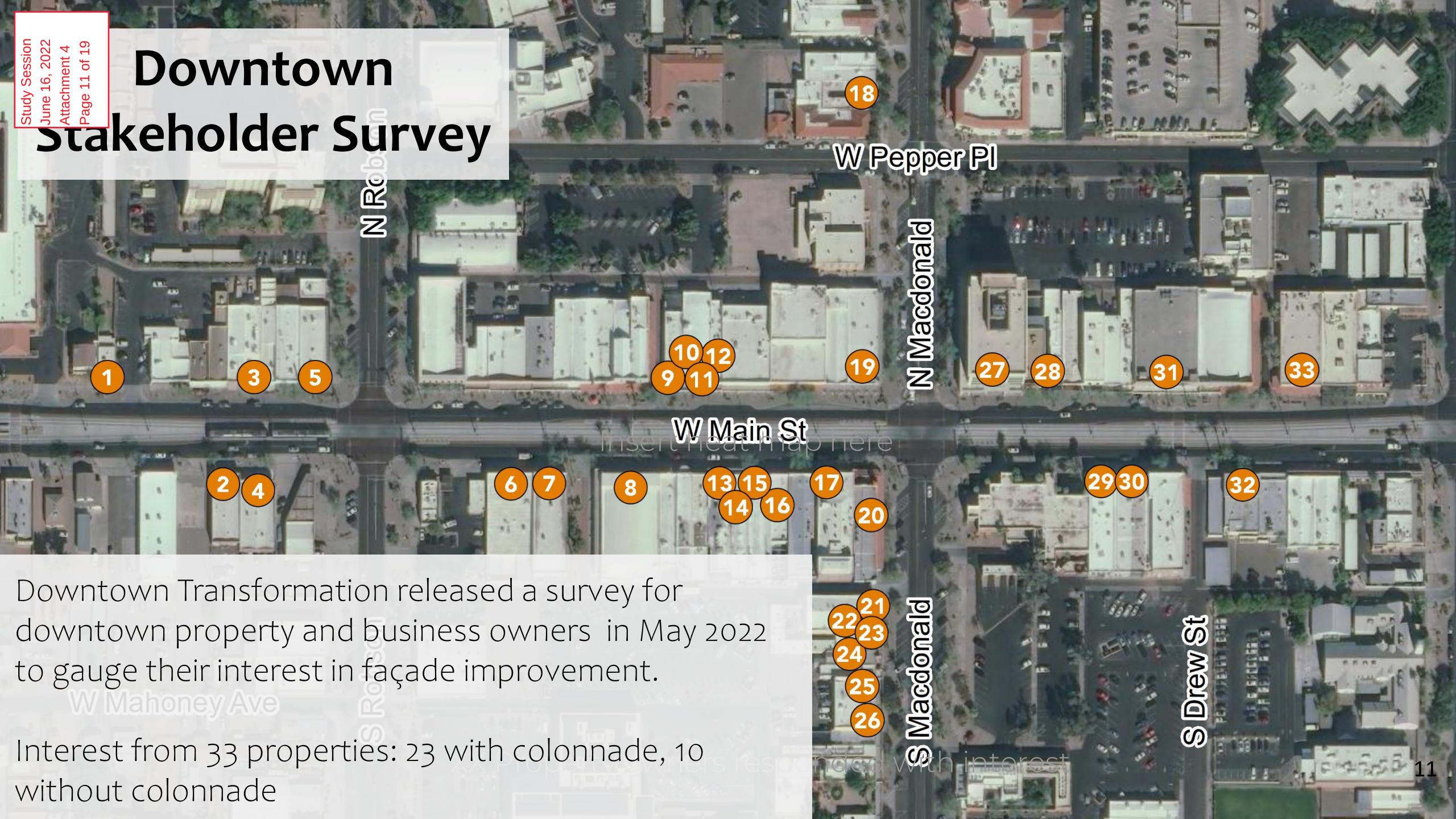
Collonades

City owned collonades are nearing the end of their useful life

District Revitalization transitions downtown to a post-colonnade future

City colonnades currently front 51 properties in downtown

Downtown Stakeholder Survey



Downtown Transformation released a survey for downtown property and business owners in May 2022 to gauge their interest in façade improvement.

Interest from 33 properties: 23 with colonnade, 10 without colonnade

Program Activities

Eligible

- Removal of colonnade
- Improvements to facade
- Signage
- Patios
- Shade solution

Ineligible

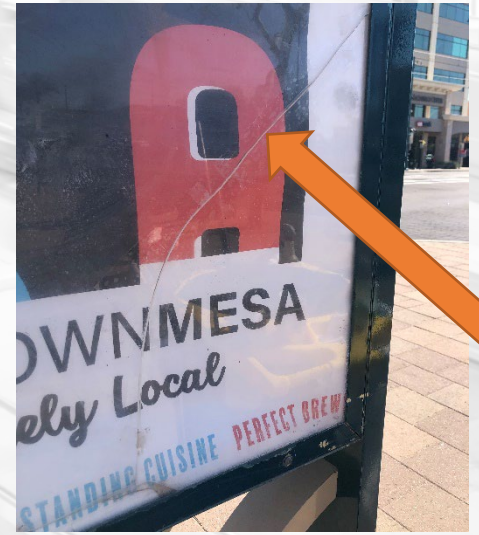
- Interior remodeling
- Temporary improvements
- Roof repair
- Property aquisition

Program Details

- Preference for properties with colonnade
- Program Area: Country Club to Center, 1st St to 1st Ave
- City managed design and construction using design-build delivery method
- Historically sensitive design
- Private participants must contribute 5% of the total estimated direct construction cost

Other District Revitalization Activities

- Street Frontage Improvements *(Patios)*
- Wayfinding signage *(Kiosks, parking signage)*
- Art installations
- Facades without colonnade



Recent Federal Grant

Congressionally directed spending of $300,000 for façade improvement

Mesa is providing a $300,000 match

Program Funding Request

Funding Source	Amount
Congressionally Directed Spending	$300,000
City Matching Funds	$300,000
ARPA	$4,400,000
Total Downtown District Revitalization Budget	$5,000,000

District Revitalization Estimated Timeline

- 2022 – Program development and participant selection
- 2023 – Contracting, Design and Permitting
- 2024 – Construction

DISCUSSION AND DIRECTION

Nesu