



# COUNCIL MINUTES

November 5, 2018

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on November 5, 2018 at 5:45 p.m.

## COUNCIL PRESENT

John Giles  
David Luna  
Mark Freeman  
Christopher Glover  
Francisco Heredia  
Kevin Thompson  
Jeremy Whittaker

## COUNCIL ABSENT

None

## OFFICERS PRESENT

Christopher Brady  
Dee Ann Mickelsen  
Jim Smith

Mayor's Welcome.

Invocation by Pastor Tony Frazee with Gateway Bible Church.

Pledge of Allegiance was led by Noah Barbour, Leo Pritchett of Scout Troop #301, and Jasper Lake of Scout Troop #564.

Awards, Recognitions and Announcements.

Mayor Giles recognized City Manager Christopher Brady for being the recipient of the 2018 Alumnus of the Year by the Brigham Young University/Marriott 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 Vice Mayor Luna, seconded by Councilmember Glover, that the consent agenda items be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Luna-Freeman-Glover-Heredia-Thompson-Whittaker  
NAYS – None

Carried unanimously.

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

Minutes from the September 27, October 1, 11, and 15, 2018 Council meetings.

3. Take action on the following liquor license applications:

\*3-a. Elgin Distillery

This is a one-day craft distillery festival to be held on Saturday, November 17, 2018 from 9:00 A.M. to 5:00 P.M. at Sunland Village, 4601 East Dolphin Avenue. **(District 2)**

\*3-b. Village of Elgin Winery

This is a one-day wine festival event to be held on Saturday, November 17, 2018 from 9:00 A.M. to 5:00 P.M. at Sunland Village, 4601 East Dolphin Avenue. **(District 2)**

\*3-c. Operation Homefront

This is a one-day event to be held on Saturday, November 10, 2018 from 6:00 A.M. to 11:00 P.M. at Cider Corps, 31 South Robson, Suite 103. **(District 4)**

\*3-d. Queen of Peace Catholic Church

This is a one-day event to be held on Sunday, November 18, 2018 from 8:00 A.M. to 8:00 P.M. at Queen of Peace Catholic Church, 141 North Macdonald. **(District 4)**

\*3-e. Wings of Flight Foundation Inc.

This is a one-day event to be held on Saturday, December 8, 2018 from 6:00 P.M. to 12:00 A.M. on Sunday, December 9, 2018 at Falcon Field, 4863 East Falcon Drive. **(District 5)**

\*3-f. Bungalow

A restaurant that serves breakfast, lunch, and dinner is requesting a new Series 12 Restaurant license for Bungalow 48 LLC, 48 North Robson - Glenn A. Beattie, agent. There is no existing license at this location. **(District 4)**

\*3-g. Perla Negra Mexican Seafood

A restaurant that serves breakfast, lunch, and dinner is requesting a new Series 12 Restaurant license for Jesus Adriana Romero Meza, Sole Proprietor, 61 East University Drive. The previous license held by Caros Markets LLC will revert to the State. **(District 4)**

\*3-h. Queen's Pizzeria

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant license for Queen's Ent LLC, 127 West Main Street - Theresa June Morse, agent. The previous license held by Queen's Pizzeria LLC will revert to the State. **(District 4)**

\*3-i. Scratch Pub & Grill

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant license for Community Course Rescue Services LLC, 2401 South Lansing - Donald Harte Rea Jr., agent. The previous license held by Hub II LLC will revert to the State. **(District 6)**

4. Take action on the following bingo applications:

\*4-a. Mesa Active Adult Center

Kimberly Brooks, applicant, 247 North Macdonald. **(District 4)**

\*4-b. Red Mountain Multigenerational Center

Carol Dopudja, applicant, 7550 East Adobe Street. **(District 5)**

\*4-c. Red Mountain Multigenerational Center

Star Kempton, applicant, 7550 East Adobe Street. **(District 5)**

\*4-d. Red Mountain Multigenerational Center

Douglas J. Lloyd, applicant, 7550 East Adobe Street. **(District 5)**

\*4-e. Red Mountain Multigenerational Center

Linda McDaniel, applicant, 7550 East Adobe Street. **(District 5)**

5. Take action on the following contracts:

\*5-a. One-Year Renewal to the Term Contract for 3M Radio Frequency Identification (RFID) Equipment and Maintenance for the Library Services Department (Sole Source). **(Citywide)**

This contract provides for the labor, parts, and equipment modifications to maintain 3M RFID equipment at all four Mesa library branches. 3M technology is a fast, easy and efficient way to track, locate and manage library materials.

The Library Services Department and Purchasing recommend authorizing the renewal using the Maricopa County cooperative contract with Bibliotheca LLC, at \$328,000, based on estimated usage.

\*5-b. One-Year Renewal to the Term Contract for Comprehensive Banking Services for the Financial Services and Business Services Departments. **(Citywide)**

The City makes extensive use of banking services to collect, disburse, and manage its cash and investments. General banking services includes cash, deposit, and disbursement services, electronic transfer of funds, and general reporting. Merchant card services represent the City's ability to process credit card transactions. Institutional custody services represent the safekeeping of the assets/securities in the City's investment portfolio.

The Financial Services and Business Services Departments, and Purchasing recommend authorizing the renewal with JP Morgan Chase, US Bank (Elavon), and Wells Fargo, for the combined total of \$153,000, based on expected activity.

- \*5-c. Three-Year Term Contract with Two Years of Renewal Options for Emergency Response and Non-Emergency Response for Unknown, Hazardous and Non-Hazardous Materials for the Environmental Management and Sustainability Department. **(Citywide)**

This contract will provide both emergency response and non-emergency response cleanup and disposal of unknown, hazardous, and non-hazardous materials.

An evaluation committee recommends awarding the contract to the qualified proposals from Kary Environmental Services, Inc. (a Mesa business) (Primary); and Environmental Response, Inc. (Secondary); at \$80,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- \*5-d. One-Year Renewal to the Term Contract for Industrial Supplies for the Materials and Supply Warehouse (for Citywide Departments). **(Citywide)**

This contract provides City departments with industrial supplies such as: test instruments, hand tools and vehicle maintenance supplies, shelving and storage equipment, safety equipment and materials, power tools and metalworking, pneumatic and hydraulic pumps, and plumbing, and HVAC equipment.

The Business Services Department and Purchasing recommend authorizing the renewal using the City of Tucson / National IPA cooperative contract with Grainger, at \$500,000, based on estimated usage.

- \*5-e. Contract Amendment and Dollar-Limit Increase to the Term Contract for the Open Data Platform Solution for the Information Technology Department. **(Citywide)**

The City's Open Data Platform Solution currently includes the Open Data, Open Budget and Open Expenditures modules. City staff would like to add a Performance module and Capital Projects Explorer module to the platform. With features that organize and automate data entry, the Performance module will provide a more efficient process for getting program performance data to the managers and supervisors. The Capital Projects Explorer module will provide more functionality regarding information on capital projects than the base Capital Projects module included in the current platform.

Information Technology, Office of Management and Budget, and Purchasing recommend approval of a contract amendment and increasing the dollar-limit with Socrata, Inc., by \$186,616.20 for years 1 to 3 of the contract term. This purchase is funded by the IT Application Lifecycle Budget.

- \*5-f. One-Year Renewal to the Term Contract for Cool Deck Resurfacing and Repair Services for the Parks, Recreation and Community Facilities Department. **(Citywide)**

Cool deck is a flexible coating for concrete that provides a non-slip surface, is sealed against water, and primarily used around swimming pools. It is necessary to replace or refurbish cool deck material that became damaged due to age or heavy use.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing the renewal with Flexground LLC, at \$34,929.86, based on estimated usage.

- \*5-g. Three-Year Term Contract with Two Years of Renewal Options for Sports Field Supplies for the Parks, Recreation and Community Facilities Department. **(Citywide)**

This contract will provide items including field marking paint, pitcher mound clay blocks (bagged), bagged mound and home plate clay, bulk clay, stabilized infield mix, rapid dry-calcined clay, and calcined clay-infield conditioner for the City's Sports Fields' maintenance and operations.

The Parks, Recreation and Community Facilities Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidders, Ewing Irrigation Products; and Stabilizer Solutions, Inc.; at \$204,150 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- \*5-h. One-Year Renewal to the Term Contract for Fire Structure Boots for the Fire and Medical Department. **(Citywide)**

This contract provides an approved list of qualified vendors for fire structure boots for approximately 400 Fire suppression personnel. Fire and Medical provides an allowance of \$300 toward the cost of these boots and purchases an average of 100 to 125 pairs annually.

The Fire and Medical Department and Purchasing recommend authorizing the renewal with Freightliner of Arizona, dba Western States Fire Equipment; Matlick Enterprises, dba United Fire Equipment Company; and Municipal Emergency Services, Inc.; at \$30,000, based on estimated usage.

- \*5-i. One-Year Renewal to the Term Contract for Police Service Dogs for the Police Department K9 Unit. **(Citywide)**

The K9 Unit uses Police service dogs for both patrol and detection (e.g. explosives, narcotics, etc.) purposes assisting Police members in duties such as, searching for and apprehension of persons suspected of criminal behavior, lost persons, evidence, stolen property, or other articles.

The Police Department and Purchasing recommend authorizing the renewal with Adlerhorst International Inc., at \$35,000, based on estimated requirements.

- \*5-j. One-Year Renewal to the Term Contract for Helicopter Engine Parts and Repairs for the Police Department. **(Citywide)**

The Police Aviation Unit has three MD Helicopter Corporation helicopters. This contract provides aviation turbine engine overhauls, repairs, modifications, furnishing parts,

tooling, rental, technical assistance and/or labor for complete engines, engine modules, engine components, and engine accessories ensuring helicopter availability for Police Aviation operations.

The Police Department and Purchasing recommend authorizing the renewal with AeroMaritime America, Inc. (a Mesa business), at \$300,000, based on estimated usage.

- \*5-k. Purchase and Installation of 30 Communications 911/Dispatch Consoles (24 Replacements, Three Dispatch Capable Positions (Additions) and Three 911 Positions (Additions)) for Public Safety Communications as requested by the Police Department. **(Citywide)**

Public Safety Communications currently has 24 consoles, 15 positions are 20-years old and 9 positions are 10-years old, utilized by 911 operators, Police dispatchers and supervisors. These consoles are at end of life and require replacement. The proposed equipment is specifically designed, engineered and warranted for public safety emergency communication centers.

The evaluation committee recommends awarding the contract to the highest scored proposal and top ranked firm whose proposal best meets the City's requirements, Russ Bassett Corporation at \$716,200, based on estimated requirements. This purchase is funded by Lifecycle Capital - General Funds.

- \*5-l. Dollar-Limit Increase to the Term Contract for Streetlight and Traffic Signal Poles, Mast Arms and Anchor Bolts for the Materials and Supply Warehouse (for the Transportation Department). **(Citywide)**

The dollar-limit increase is needed for a 10.5% pricing increase for all items in Group 4 (Streetlight Poles), Group 6 (Miscellaneous - Plate, Adapter), and Group 7 (Galvanized Traffic Signal Poles and Arms). The pricing increase is allowable per the specifications.

The Business Services Department and Purchasing recommend increasing the dollar-limit with A & M Nut and Bolt, Inc.; Cem-Tec Corporation; Valmont Industries, Inc.; and Southwest Fabrication, LLC; by \$50,032.50, from \$476,500 to \$526,532.50 for the third-year of the contract term.

- \*5-m. One-Year Renewal to the Term Contract for Police Vehicle Maintenance and Repair Services as requested by the Fleet Services Department. **(Citywide)**

This contract provides preventative maintenance and repair services for the City's Police vehicle fleet. Fleet Services performs repairs on large diesel-powered trucks and other select vehicles in-house, but lacks sufficient staffing and facilities to perform all vehicle maintenance activities. Accordingly, a portion of Police vehicles are repaired by outside vendors.

The Fleet Services Department and Purchasing recommend authorizing the renewal with B & T Vivian Investment Co. LLC, dba Thompson's Auto Repair & Towing (a Mesa business) (Primary); JTDCE Auto Repair Clinic LLC, dba Dave's Auto Repair Clinic (a Mesa business) (Secondary); AutoNation, dba AutoNation Chevrolet of Gilbert; and Berge Ford, Inc., dba Berge Ford (a Mesa business); at \$245,000, based on estimated usage.

- \*5-n. Purchase of Two Asphalt Compactors (Replacements) for the Transportation Department as requested by the Fleet Services Department. **(Citywide)**

The asphalt compactors that are being replaced have met established criteria and will be either traded, auctioned, sold, or deployed to special uses as part of the ongoing vehicle replacement program.

The Fleet Services and Transportation Departments, and Purchasing recommend authorizing the purchase using the National IPA / City of Tucson cooperative contract with Empire Caterpillar, Inc. (a Mesa business), at \$121,144.50. This purchase is funded by the Local Streets Fund.

- \*5-o. Purchase of Ten Light-Duty Pickup Trucks (Eight Replacements and Two Additions) for Various City Departments as requested by the Fleet Services Department. **(Citywide)**

Eight vehicles are being replaced as part of the ongoing vehicle replacement program and have met established criteria and will be either traded, auctioned, sold, or deployed to special uses. Transportation's vehicle addition is for the new Department Training and Safety Specialist position that is needed in order to meet new commercial motor vehicle requirements. Water Resources' vehicle addition is to support the job duties of a new full-time Meter Reader position that was approved for FY 2018/19.

The Transportation, Water Resources, Engineering, and Fleet Services Departments, and Purchasing recommend authorizing the purchase from the existing contract with Berge Ford (a Mesa business), at \$345,156.58.

- \*5-p. Three-Year Term Contract with Two Years of Renewal Options for Video Security Surveillance, Installation and Maintenance for the Water Resources Department. **(Citywide)**

This contract will provide a qualified vendor to furnish and install Mobotix video security surveillance equipment at sites such as, water treatment plants, wastewater reclamation plants, electric substations, well sites, reservoirs, and other remote sites. This contract will also provide a full maintenance contract on existing Mobotix cameras throughout the City.

An evaluation committee recommends awarding the contract to the highest-scored proposal from Goserco, Inc. (a Mesa business), at \$375,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- \*5-q. 21-Month Term Contract with Three Years of Renewal Options for Conflict Monitor and Malfunction Monitor Test Equipment for the Transportation Department. **(Citywide)**

Conflict monitors are devices used in traffic signal cabinets to provide safety features against potential conflicting signals, lack of signal indications, and controller malfunctions. Conflict monitors are tested annually to ensure they are operating to design standards and specifications.

The Transportation Department and Purchasing recommend authorizing the purchase using the Maricopa County Department of Transportation cooperative contract with AM Signal, Inc., at \$40,000 annually, based on estimated usage.

- \*5-r. One-Year Renewal to the Term Contract for Traffic Signal Loop Detection Installation Services for the Transportation Department. **(Citywide)**

This contract provides for the installation of new and the maintenance/replacement of existing traffic signal loops for Transportation's Intelligent Transportation System Operations group. Functional loop detectors are required for vehicle detection and traffic signal timing moving vehicles efficiently through intersections. Work includes barricade set-up, saw-cutting, and traffic loop installation per bid specifications.

The Transportation Department and Purchasing recommend authorizing the renewal with Kimbrell Electric, Inc., at \$131,000, based on estimated usage.

- \*5-s. Three-Year Term Contract with Two Years of Renewal Options for Wedeco Ultra-Violet (UV) Equipment and Parts for the Water Resources Department (Single Response). **(Citywide)**

This contract will provide Wedeco Technologies UV disinfection system equipment, materials, parts, and supplies for the Greenfield Wastewater Reclamation Plant on an as-needed basis. These items are necessary for wastewater disinfection and compliance with both federal and state of Arizona regulations for wastewater.

The Water Resources Department and Purchasing recommend awarding the contract to Xylem Water Solutions USA, Inc., at \$450,000 annually, based on the estimated usage, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. This purchase is funded by the Greenfield WRP Joint Venture Fund (58% funded by the Towns of Gilbert and Queen Creek and 42% funded by the Enterprise Fund - Greenfield WRP Joint Venture.)

- \*5-t. One-Year Renewal to the Term Contract for Streetlight Pole Painting Services for the Transportation Department. **(Citywide)**

This contract provides streetlight pole painting services of existing metal luminaires, poles, and pole skirts. Work is performed on an as-needed, where-needed basis.

The Transportation Department and Purchasing recommend authorizing the renewal with OLS Restoration, Inc., at \$80,000, based on estimated usage.

- \*5-u. Purchase of a Replacement 15kV Switchgear and Adapter for the Energy Resources Department. **(Citywide)**

The purchase will include the design, manufacture, delivery, assembly and inspection of a new 15kV metal clad switchgear and a new rooftop adapter assembly to replace the existing 43-year old switchgear in service at the Robson Electrical Substation. Replacement is needed to maintain the safety and reliability of 12kV and lower voltage electric distribution to more than 16,000 customers within Mesa's 5.5 square mile electric service area.

The Energy Resources and Engineering Departments, and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidder, Powercon Corporation, at \$436,086.



- \*5-v. Baseline Road Improvements (24th Street to Consolidated Canal) and Val Vista Drive Improvements (Baseline Road to U.S. 60). **(Districts 2 and 3)**

Baseline Road from 24th Street to the Consolidated Canal (approximately 0.90 mile) will be reconstructed using surface mill and overlay with cold-in-place recycled base course. Other project construction consists of new raised medians, street lighting, a new eastbound lane east of Lindsay Road, associated landscape, irrigation, traffic signal improvements, a new section of 36-inch storm drain, and a segment of 12-inch water main. This project is a partnership with the Town of Gilbert. **(District 3)**

Val Vista Drive from Baseline Road to U.S. 60 (approximately 0.50 mile) will be reconstructed using surface mill and overlay, new portland cement concrete pavement at the U.S. 60 traffic interchange, with widening to add a 3<sup>rd</sup> northbound lane starting at Baseline Road for approximately 600 feet, associated landscape, irrigation, and traffic signal improvements. The project also includes a relocation of an existing 4-inch gas line and installation of a gas regulator station. This project is a partnership with the Arizona Department of Transportation (ADOT). **(District 2)**

Staff recommends awarding the contract for these projects to Nesbitt Contracting Company, Inc., in the amount of \$5,702,533.75, and authorizing a change order allowance in the amount of \$570,253.38 (10%), for a total of \$6,272,787.13. Reimbursements include up to 70% of eligible construction costs by the Maricopa Association of Governments, half of the remaining costs of the Baseline Road project by the Town of Gilbert, and the portion of the Val Vista Road project that is in ADOT's jurisdiction. These projects are funded by authorized 2008 Street bonds, 2013 Street bonds, and 2010 Gas bonds.

- \*5-w. One-Year Renewal to the Term Contract for Escrow and Title Services of Real Property for the Engineering Department. **(Citywide)**

This contract provides a qualified firm to perform a wide range of real property escrow and title services related to land acquisition for the Gilbert Road Light Rail Extension Project and other contracted services. The City currently has parcels in escrow and requires the one-year renewal.

The Engineering Department and Purchasing recommend authorizing the renewal with Security Title Agency Inc. (a Mesa business), at \$160,000, based on estimated usage.

6. Take action on the following resolutions:

- \*6-a. Extinguishing a portion of an easement for public utilities and facilities located at 1255 East Southern Avenue to clear the encumbrance from the property title, as building improvements have been made and no utilities are on this portion of the easement; requested by the property owner. **(District 4)** – Resolution No. 11226.
- \*6-b. Extinguishing two public utility easements located at 1705 North 48th Street to accommodate the development of an office building for a manufacturing company; requested by the developer. **(District 5)** – Resolution No. 11227.
- \*6-c. Extinguishing three drainage easements located at 1655 North Banning and 5111 East Indigo Street to accommodate the development of new commercial offices; requested by the property owner. **(District 5)** – Resolution No. 11228.

- \*6-d. Extinguishing a drainage easement on the west half of 1017 South 88th Street to accommodate the development of a parking lot. A new drainage easement will be dedicated during the development process; requested by the property owner. **(District 5)** – Resolution No. 11229.
- \*6-e. Approving and authorizing the City Manager to accept funds made available through Grant Agreement(s) with the National Endowment for the Arts for \$75,000 with an equal City match, to support the Mesa Prototyping Project, including three second generation prototypes to be installed in downtown Mesa and two community artist residencies, for fiscal year 2018/19. **(District 4)** – Resolution No. 11230.
- \*6-f. Approving and authorizing the City Manager to accept funds made available through Grant Agreement(s) with the Arizona Commission on the Arts up to the maximum of \$47,000 for the Mesa Arts Center programming including engagement and education for fiscal year 2018/19. **(Citywide)** – Resolution No. 11231.
- \*6-g. Approving and authorizing the City Manager to enter into a Subrecipient Agreement with the Arizona Department of Homeland Security for grant funds in the amount of \$29,708 to sustain the Community Emergency Response Team for the Fire and Medical Department. These funds will support equipment and training. **(Citywide)** – Resolution No. 11232.
- \*6-h. Approving and authorizing the City Manager to enter into a Subrecipient Agreement with the Arizona Department of Homeland Security for grant funds up to the amount of \$33,010 for medical supplies for the Fire and Medical Department's Metropolitan Medical Response System program. **(Citywide)** – Resolution No. 11233.
- \*6-i. Approving and authorizing the City Manager to enter into an Agreement with the Hickey Family Foundation to accept \$160,000 for overtime, equipment and training for the Police Department to combat domestic minor sex trafficking. **(Citywide)** – Resolution No. 11234.
- \*6-j. Approving and authorizing the City Manager to enter into a Subrecipient Agreement with the Arizona Department of Homeland Security to accept \$146,336 in grant funds for equipment and training to support and sustain the Police Department's Rapid Response Task Force. **(Citywide)** – Resolution No. 11235.
- \*6-k. Approving and authorizing the City Manager to enter into a Subrecipient Agreement with the Arizona Department of Homeland Security to accept \$88,100 in grant funds for equipment, reoccurring subscriptions, and training for the Police Department's Terrorism Liaison Program. **(Citywide)** – Resolution No. 11236.
- \*6-l. Approving and authorizing the City Manager to enter into a Subrecipient Agreement with the Arizona Department of Homeland Security to accept \$53,536 in grant funds to replace two outdated bomb robots with an upgraded model for the Police Department's Rapid Response Task Force. **(Citywide)** – Resolution No. 11237.
- \*6-m. Approving the purchase of, and authorizing the City Manager to enter into Agreements with the Western Area Power Administration for, firm, renewable, hydroelectric power supplies beginning October 1, 2024, for a term of 33 years. **(Districts 1 and 4)** – Resolution No. 11238.

- \*6-n. Authorizing the City Manager to enter into insurance agreements to obtain property, liability, cyber risk, and aviation insurance, and authorizing up to four additional annual renewal periods, as long as the rate/premium of the insurance does not exceed a 2.5% increase each year. **(Citywide)** – Resolution No. 11239.

7. Introduction of the following ordinance and setting November 19, 2018 as the date of the public hearing on this ordinance:

- \*7-a. Amending Mesa City Code Section 9-6-1(C) to allow for reduced roadway lighting in the pilot study areas during the Streetlight Pilot Study period. **(Districts 4 and 5)**

The Amendment allows for the reduction of the minimum pilot lumen level to a level that is not less than approximately 33% of the illumination levels recommended by RP-8-00 (Recommended Practices for Roadway Lighting) for the duration of the pilot study period, which expires on December 31, 2019. The two areas included in the Streetlight Pilot Study are within the Desert Uplands area and City of Mesa electric service area.

8. Introduction of the following annexation and zoning ordinances relating to property located in the 200 block of North Signal Butte Road and the 10800 block of East Mercury Drive, and setting November 19, 2018 as the date of the public hearing on these ordinances:

- \*8-a. **ANX18-00471 (District 5)** Annexing property located south of University Drive and east of Signal Butte Road (5.91± acres). Initiated by Darren Smith, Babbitt Nelson Engineering, for the owner, Funk Family Enterprises, LLC.

- \*8-b. **ZON18-00470 (District 5)** The 200 block of North Signal Butte Road (east side) and the 10800 block of East Mercury Drive (south side). Located south of University Drive on the east side of Signal Butte Road (5± acres). Rezoning from RS-9 to RSL-2.5-PAD; and Site Plan Review. This request will allow for the development of a single-residence subdivision. Mark Funk, Funk Family Enterprises, applicant; Funk Family Enterprises, owner.

Staff Recommendation: Approval with conditions

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

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

- \*9-a. **ZON18-00446 (District 4)** Within the 600 block of West Pepper Place (south and north sides) and 0 block of North Date (west side north of Pepper Place). Located north of Main Street and west of Country Club Drive (3.5± acres). Rezoning from RM-2 to RM-3-PAD; and Site Plan Review. This request will allow for the development of an attached single-residence subdivision. Perlman Architects of AZ, applicant; Nuevos Vistas on Main, LLC, owner. – Ordinance No. 5471.

Staff Recommendation: Approval with conditions

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

- \*9-b. An ordinance amending Mesa City Code, Title 11, Mesa Zoning Ordinance, Chapters 66, 67, 69, 71, 74 and 77. The amendment includes minor technical revisions and deletion of redundancies. The amendment also includes more substantive clarifications

and modifications to: (1) authority and duties of Zoning Administrator, Planning Hearing Officer, Design Review Board, and Board of Adjustment; (2) application requirements and process; (3) public notice requirements; (4) expirations and extensions of permits, approvals, and variances; and, (5) appeals process. **(Citywide)** – Ordinance No. 5472.

Staff Recommendation: Approval

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

10. Take action on the following subdivision plat:

- \*10-a. "Map of Dedication for QuikTrip Store #0431" **(District 3)** The 1900 block of South Mesa Drive (east side) and the 400 block of East Baseline Road (north side). Located on the northeast corner of Mesa Drive and Baseline Road (2.5± acres). QuikTrip Corporation; developer. C. Don Walding, The WLB Group; surveyor.

**Items not on the Consent Agenda**

11. Introduction of the following ordinance and setting November 19, 2018 as the date of the public hearing on this ordinance:

- 11-a. **ZON18-00509 (District 1)** 860 North Center Street. Located east of Country Club Drive south of Brown Road (1.7± acres). Council Use Permit for social service facility; and a Special Use Permit for parking reduction. This request will allow for an in-patient substance abuse detoxification and treatment center. Sam Bohannon, Ingram Civil Engineering, applicant; Summit BHC Mesa, LLC, owner.

Staff Recommendation: Approval with conditions

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

It was moved by Councilmember Freeman, seconded by Councilmember Glover, that introduction of the above ordinance and setting November 19, 2018 as the date of the public hearing on this ordinance be approved.

Upon tabulation of votes, it showed:

AYES – Giles-Luna-Glover-Heredia-Thompson-Whittaker

NAYS – Freeman

Mayor Giles declared the motion carried by majority vote.

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

- 12-a. **ZON18-00510 (District 6)** Within the 1700 and 1800 blocks of South Crismon Road (west side). Located west of Crismon Road north of Baseline Road (8.5± acres). Rezoning to amend existing conditions of approval; Site Plan Modification; and a Special Use Permit for assisted living. This request will allow for the development of a continuum care facility. Overland Development, applicant; West of 3rd, LLC, owner.

Staff Recommendation: Approval with conditions

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

Councilmember Thompson confirmed that the applicant is present and requested that the item be continued to the November 19, 2018 City Council meeting.

It was moved by Councilmember Thompson, seconded by Councilmember Freeman, that the above request that would allow for the development of a continuum care facility be **continued to the November 19, 2018 City Council meeting.**

Upon tabulation of votes, it showed:

AYES – Giles-Luna- Freeman-Glover-Heredia-Thompson-Whittaker

NAYS – None

Carried Unanimously.

13. Items from citizens present.

Robert Allen, a Mesa resident, expressed his concern on the use of public spaces for commercial benefits such as the electronic scooters. He stated the opinion that the scooters are advertisements, asked council if the scooters have permits, and requested the City to look further into the rules or permit process.

14. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:06 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 5<sup>th</sup> day of November, 2018. I further certify that the meeting was duly called and held and that a quorum was present.

\_\_\_\_\_  
DEE ANN MICKELSEN, CITY CLERK