



COUNCIL MINUTES

August 19, 2019

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on August 19, 2019 at 5:45 p.m.

COUNCIL PRESENT

John Giles
Mark Freeman
Jennifer Duff
Francisco Heredia
David Luna
Kevin Thompson
Jeremy Whittaker

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Dee Ann Mickelsen
Jim Smith

Mayor's Welcome.

Invocation by Debra Rae Langness with Mesa Baha'i Spiritual Assembly.

Pledge of Allegiance was led by Corbin Tobler, Scout Troop # 339.

Awards, Recognitions and Announcements.

Mayor Giles recognized Mesa City Clerk Dee Ann Mickelsen for receiving the Arizona Municipal Clerks' Association Clerk of the Year award. He mentioned Ms. Mickelsen has worked in municipal government for over 21 years and has been the City Clerk for the City of Mesa for six years. He added she is very professional, displays character and integrity and is widely respected by Council and co-workers.

Ms. Mickelsen briefly spoke about the honor of being nominated by a fellow clerk. She expressed her appreciation for the support of the Council and her staff.

Mayor Giles recalled the debate a few years ago regarding preserving spring training and the commitments made to voters and taxpayers. He stated he is proud of the former Mayor and Councilmembers for their response in creating a fiscally responsible spring training facility which is a great asset to the community. He voiced his excitement in celebrating the conclusion of the campaign by voting to pay off the bonds for the construction of the Chicago Cubs spring training facility and renovations to Hohokam Park, 12 years early at a savings of \$22 million.

City Manager Christopher Brady introduced Former Mayor Scott Smith and Former Councilmembers Dave Richins, Kyle Jones and Dennis Kavanaugh and commented on their efforts in coming up with a plan to meet the needs of the Chicago Cubs during a recession. He explained it is estimated the general economy of Mesa benefits \$130 million from the spring training facilities. He remarked former

Council took the steps of placing the initiative on the ballot and received 63% support from residents. He stated the plan was to sell off the Pinal County land over a period of time with the idea of taking the proceeds to pay off the bond debt early. He highlighted last year, the Cubs spring training facility had the highest attendance ever at a major league spring training baseball game with over 16,000 attendees. He thanked staff for their efforts in this project.

Former Mayor Scott Smith agreed with the fact that 2009/10 was a difficult time. He stated when the Cubs approached the City voicing their intended move to Florida, Council had a desire to do something big and a commitment to be straightforward with the voters. He pointed out when entering into this agreement Council had to trust its successors and structure a deal to protect the City because the agreement would outlive the current Council. He thanked the current Council for carrying out the plan. He pointed out the structured agreement was assessed by the Goldwater Institute and is considered a model. He congratulated staff for putting the agreement together and making it happen.

Johnathan Knight, Chicago Cubs Director of Facilities and Fields, presented the Council with a plaque in recognition of their partnership with the Chicago Cubs. He read a statement from Crane Kenney, President of Business Operations for the Chicago Cubs stating how proud the Cubs are being in partnership with the City and creating the most popular spring training facility which has increased tourism and created jobs for the community. He added having worked on this project as both a City of Mesa employee and a Chicago Cubs employee, the experience has been very rewarding.

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

Upon tabulation of votes, it showed:

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

Carried unanimously.

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

Minutes from the May 9, 16, 23, 30, June 27 and July 8, 2019 Study sessions and July 8, 2019 Regular Council meeting.

3. Take action on the following liquor license applications:

*3-a. Down N Durdy

This is a one-day event to be held on Saturday, August 24, 2019 from 5:30 P.M. to 9:00 P.M. at Desert Wind Harley Davidson, 922 South Country Club Drive. **(District 4)**

*3-b. M.U.S.I.C. Foundation of Arizona

This is a one-day event to be held on Saturday, September 21, 2019 from 4:00 P.M. to 10:00 P.M. at Riverview Park, 2100 West Rio Salado Parkway. **(District 1)**

*3-c. Square One Inc.

This is a one-day event to be held on Thursday, September 5, 2019 from 5:00 P.M. to 9:00 P.M. at Desert Wind Harley Davidson, 922 South Country Club Drive. **(District 4)**

*3-d. Fat Cats Entertainment Center

A family entertainment center with a bar is requesting a new Series 6 Bar License for FC Mesa Operations LLC, 5846 East Longbow Parkway – Lauren Kay Merrett, agent. There is no existing license at this location. **(District 5)**

*3-e. Ojos Locos Sports Cantina

A sports bar is requesting a new Series 6 Bar License for Ol Texas Restaurants LLC, 1656 South Alma School - Andrea Dahlman Lewkowitz, agent. There is no existing license at this location. **(District 3)**

*3-f. Pizza Hut #35860

A pizza delivery restaurant is requesting a new Series 10 Beer and Wine Store License for Hot Pizzas LLC, 1140 South Country Club Drive Suite 110 - Theresa June Morse, agent. There is no existing license at this location. **(District 4)**

*3-g. Pizza Hut #35863

A pizza delivery restaurant is requesting a new Series 10 Beer and Wine Store License for Hot Pizzas LLC, 2639 East Broadway Road Suite 104 – Theresa June Morse, agent. There is no existing license at this location. **(District 2)**

*3-h. Pizza Hut #35869

A pizza delivery restaurant is requesting a new Series 10 Beer and Wine Store License for Hot Pizzas LLC, 9053 East Baseline Road Suite 105 – Theresa June Morse, Agent. There is no existing license at this location. **(District 6)**

*3-i. Real Deal Smoke Shop

A tobacco shop is requesting a new Series 10 Beer and Wine Store License for Real Deal Smoke & Vape LLC, 835 East Southern Avenue, Suite 1 – Jubran Feyeze Jubran, agent. There is no existing license at this location. **(District 4)**

*3-j. Wingstop

A restaurant that serves lunch and dinner is requesting a new Series 12 Restaurant License for Maricopa Wings XXVIII LLC, 1754 South Greenfield Road, Suite 102 - Thomas Robert Aguilera, agent. There is no existing license at this location. **(District 2)**

4. Take action on the following bingo application:

*4-a. Snowbird Bingo

Don Doebereiner, applicant, 3020 East Main Street. **(District 2)**

5. Take action on the following contracts:

*5-a. One-Year Renewal to the Term Contract for Special Events Management Services for the Public Information and Communications Department. **(Citywide)**

This contract provides special events management services including event production services for three major City of Mesa annual festivals: Spring Training Festival (January/February); Arizona Celebration of Freedom - Independence Day event (June/July); and Merry Main Street (November/December).

The Public Information and Communications Department and Purchasing recommend authorizing the renewal with Entertainment Solutions of Arizona, Inc., at \$132,250 annually, based on estimated usage.

*5-b. One-Year Renewal to the Term Contract for Rigging and Over-Hire Stagehand Services for the Mesa Arts Center as requested by the Arts & Culture Department. **(Citywide)**

This vendor serves as the Mesa Art Center's in-house rigging provider and is responsible for fly-rail operations, weight loading operations, high rigging and low rigging. These services are required to perform certain aspects of theater operations.

The Arts & Culture Department and Purchasing recommend authorizing the renewal with Rhino Arizona, LLC, at \$100,000 annually, based on estimated usage.

*5-c. Three-Year Term Contract with Two Years of Renewal Options for Safety Shoes for Various City Departments as requested by the Human Resources Department. **(Citywide)**

The City is responsible for ensuring that employees are provided with appropriate personal protective equipment to avoid on the job injury and/or illness. There are more than 1,000 employees in over 80 job titles that require foot protection.

An evaluation committee recommends awarding the contract to the qualified respondents: Jrs Shoes and Boots, LLC; Colistro Family LLC, dba Red Wing Shoe Store - East Valley; and GP Distributing, Inc., dba Shoppers Supply; at \$150,000 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 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 City.

The Engineering Department and Purchasing recommend authorizing the renewal with Security Title Agency Inc. (a Mesa business), at \$160,000 annually, based on estimated usage. This purchase is funded by Capital Improvement Program Project Funds.

*5-e. **Dollar-Limit Increase to the Term Contract for MRO Supplies for Citywide Use. (Citywide)**

In an effort to put more purchases under contract, Materials and Supply identified and moved 87 commodities such as bricks, cement, hammers, wood boards, pliers, spades, shovels, and tape measures to the Home Depot contract. These items were previously off contract purchases from multiple vendors and the items are available through this contract at lower pricing. This increase is requested for the additional items and spend under the contract.

The Business Services Department and Purchasing recommend increasing the dollar-limit using the Maricopa County/U.S. Communities Government Purchasing Alliance cooperative contract with Home Depot U.S.A., Inc. (six local Mesa locations), by \$90,000, for Year 3 from \$295,000 to \$385,000; and for Years 4 and 5, from \$275,000 to \$365,000 annually.

*5-f. **One-Year Renewal with a One-Year Renewal Option to the Term Contract for Uniform Garments for Citywide Use as requested by the Business Services Department. (Citywide)**

Through its Uniform Garment Program, the City purchases and issues garments to certain job classifications. Items include t-shirts, polo shirts, and jeans; poly/cotton and cotton uniform shirts and pants; and jackets, hats and ball caps. Departments using this contract include Energy Resources, Facilities Maintenance, Fleet Services, Parks, Recreation and Community Facilities, Environmental Management and Sustainability and Water Resources. Mesa Fire and Medical has a separate contract.

The Business Services Department and Purchasing recommend authorizing the renewal with International Corporate Apparel, Inc. (ICA); and Mission Linen Supply; at \$270,000 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

*5-g. **Three-Year Term Contract with Two Years of Renewal Options for Commercial Printing for the Business Services Department. (Citywide)**

Print Services will use this contract for particular print projects that require specialized equipment, or for projects that are not economically feasible to complete in-house. An evaluation committee recommends awarding the contract to the highest-scored proposal from Capitol Litho Corporation, at \$94,500 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

*5-h. **Three-Year Renewal with a Three-Year Renewal Option to the Term Contract for Credit Score, Identity Fraud Protection, and Skip Tracing Services for the Business Services Department. (Citywide)**

This contract provides FICO credit scores for the City's utility customers to help positively identify potential customers, to perform skip traces on customers with delinquent accounts, and for those who request to have the City waive utility deposits.

The Business Services Department and Purchasing recommend authorizing the renewal using the Omnia Partners cooperative contract with Experian Information Solutions, Inc., at \$40,000 annually, based on estimated requirements.

- *5-i. Three-Year Term Contract and Two Years of Renewal Options for the Purchase of a Centralized Inventory System (Replacement/Upgrade) for the Police Department. **(Citywide)**

The purchase will provide a computer-based centralized inventory system application for items issued to Mesa Police Department personnel. The system will provide reports, maintain audit trails, track order history, and calculate value. The vendor will provide training related to the application in the areas of installation, operation, maintenance, and software and hardware troubleshooting.

An evaluation committee recommends awarding the contract to the highest-scored proposal from AssetWorks USA, Inc., Year 1 at \$126,000; Year 2 at \$34,000; and Year 3 at \$35,000; with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *5-j. Re-Award of the One-Year Term Contract with Two Years of Renewal Options for Bomb Suit and Helmet Ensembles for the Police Department. **(Citywide)**

The Police Department's Bomb Team has the responsibility of responding to improvised explosive devices, suspicious packages, found explosives and munitions, and to assist Police Patrol and SWAT with operations within the City. Atlantic Tactical, Inc., the original awarded vendor, relayed that their pricing did not include a battery required to fully utilize the system and stated that offering the battery at the quoted price would cause a hardship to the company and requested his bid be withdrawn.

The Police Department and Purchasing recommend re-awarding the contract to the second lowest, responsive, and responsible bidder, Federal Resources Supply Company, at \$80,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index. The initial purchase of \$39,400.35 is funded by Department of Homeland Security.

- *5-k. Purchase of Four Mobile Two-Way Radios (Additions), Accessories and Related Equipment for the Mesa Fire and Medical Department (Sole Source). **(Citywide)**

This purchase is for four additional mobile two-way radios along with other accessory equipment, required for mounting mobile radios in emergency response apparatus.

The Mesa Fire and Medical Department and Purchasing recommend authorizing purchase using the State of Arizona cooperative contract with Motorola Solutions, Inc., at \$38,852.73, based on estimated requirements. This purchase is funded by the Capital General Fund.

- *5-l. One-Year Renewal to the Term Contract for Fire Protective Clothing for the Mesa Fire and Medical Department. **(Citywide)**

This contract provides fire turnout coats and turnout pants for approximately 400 firefighters. Fire protective clothing is purchased on an as-needed basis to replace damaged, failed, or old ensembles, in accordance with National Fire Protection Association Standards. Ensembles are also purchased for new hires.

The Mesa Fire and Medical Department and Purchasing recommend authorizing the renewal with United Fire Equipment Company, at \$410,000 annually, based on estimated usage.

- *5-m. One-Year Renewal to the Term Contract for Heavy-Duty Appliances for the Mesa Fire and Medical Department. **(Citywide)**

This contract provides for the delivery and installation of new heavy-duty appliances at Mesa Fire and Medical's 20 fire stations and 6 administration facilities, as-needed. Fire stations are staffed 24-hours a day, 7-days a week.

The Mesa Fire and Medical Department and Purchasing recommend authorizing the renewal with Spencer's TV & Appliance (a Mesa business), at \$50,000 annually, based on estimated usage.

- *5-n. Purchase of One Fire Apparatus (Replacement) for the Mesa Fire and Medical Department (Sole Source). **(Citywide)**

The new apparatus will be used as emergency response frontline apparatus. The apparatus that is being replaced has met established replacement criteria and will be sold by a sealed bid process or traded-in as part of the City's fire apparatus purchase agreement with Pierce Manufacturing.

The Mesa Fire and Medical Department and Purchasing recommend awarding this purchase to Pierce Manufacturing Inc. through their designated local dealer, Hughes Fire Equipment Inc., at \$1,407,643.92. This purchase is funded by 2018 Public Safety Bonds.

- *5-o. Ratification of the Emergency Purchase for Repair Service to a Ladder Apparatus for the Mesa Fire and Medical Department (Sole Source). **(Citywide)**

This purchase provided for the inspection, repair, and replacement of broken components of a ladder apparatus that was damaged in a vehicular accident. These repairs were necessary to put the ladder back in service as quickly as possible.

The Mesa Fire and Medical Department and Purchasing recommend ratifying the purchase from the sole source vendor, Hughes Fire Equipment Inc., at \$47,944.56. This purchase was funded by the Capital General Fund.

- *5-p. Purchase of a Trailer (Addition) for the Transportation Department as requested by the Fleet Services Department. **(Citywide)**

The purchase will provide a trailer to haul large/heavy pieces of equipment for asphalt paving and other maintenance activities. The trailer will reduce equipment wear, reduce rental charges, and reduce emergency response times.

The Transportation and Fleet Services Departments, and Purchasing recommend authorizing the purchase using the National Joint Powers Alliance (NJPA) cooperative contract with Empire Truck and Trailer (a Mesa business), at \$84,776.13.

- *5-q. Three-Year Term Contract with Two Years of Renewal Options for Hydraulic Hose and Fittings for the Fleet Services Department. **(Citywide)**

This contract will provide automotive and truck hydraulic hoses, fittings, crimping machines, and protective sleeves required for various pieces of the City's rolling stock and equipment.

The Fleet Services Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidder, Fleet Pride, Inc., (a Mesa business), at \$90,000 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *5-r. Purchase of a Heavy Haul Truck (Replacement) for the Transportation Department as requested by the Fleet Services Department. **(Citywide)**

This purchase will provide a heavy haul, low body transport that is capable of hauling the department's new Caterpillar PM312 cold planer and large equipment on a daily basis. The vehicle that is being replaced has met established criteria and it will be retired as part of the ongoing vehicle replacement program.

The Transportation and Fleet Services Departments, and Purchasing recommend authorizing the purchase using the National Joint Powers Alliance (NJPA) cooperative contract with Inland Kenworth (U.S.), Inc., at \$179,529.35. This purchase is funded by the Local Streets Fund.

- *5-s. One-Year Renewal and One-Year Renewal Option to the Term Contract for Landscape Maintenance Services - Aquatic Facilities for the Parks, Recreation and Community Facilities Department. **(Citywide)**

This contract provides landscape maintenance services for City aquatic facilities located at junior high schools and high schools. Facilities include Brimhall, Carson, Fremont, Kino, Shepherd, and Stapley Junior High Schools; and Mesa and Skyline High Schools.

The Parks, Recreation and Community Facilities Department and Purchasing recommend authorizing the renewal with Agave Environmental Contracting, Inc., at \$59,500 annually, with an annual increase allowance of up to 5%, or the adjusted Consumer Price Index.

- *5-t. Dollar-Limit Increase to the Term Contract for Contractor Building Maintenance Services with Two Years of Renewal Options as requested by the Parks, Recreation and Community Facilities Department. **(Citywide)**

This contract provides experienced journeymen to perform a variety of tasks including rough and finish carpentry, remodel work-such as walls, ceilings, doors, windows, drywall, stairs, tile, masonry, concrete, electrical and mechanical repairs, and other maintenance work at City facilities. The City is in Year 2 of the initial three-year term. Completed and in-process projects leave only a contract balance of \$226,766.93, which is insufficient to cover the remaining period. Based on the volume of projects, the increase is needed for both Years 2 and 3 of the contract terms.

The Parks, Recreation and Community Facilities Department and Purchasing recommend increasing the dollar-limit with Builders Guild Inc. (a Mesa business), Diamond Ridge Development, East Valley Disaster Services (a Mesa business), SDB Inc., Skyline Builders, August Building Company, LLC; BWC Enterprises Inc., dba

Woodruff Construction; and Robert N Ewing General Contractor, by \$700,000, from \$2,000,000 to \$2,700,000 annually, based on estimated requirements.

- *5-u. Dollar-Limit Increase to the Term Contract for Custodial Services for the Parks, Recreation and Community Facilities Department. **(Citywide)**

This increase is needed for the addition of custodial services for the Parks Department that was relocated to 708 West Baseline Road, Building 4.

The Parks, Recreation and Community Facilities Department and Purchasing recommend increasing the dollar-limit with Varsity Contractors, dba Varsity Facility Services, by \$30,187.02, from \$2,442,995.38 to \$2,473,182.40, for Year 5 of the term contract.

- *5-v. Three-Year Term Contract with Two Years of Renewal Options for Natural Gas Service Excess Flow Valves for the Materials and Supply Warehouse (for the Energy Resources Department). **(Citywide)**

This contract will provide natural gas service Excess Flow Valves for new construction projects, and maintenance and repair of existing utilities. Energy Resources - Gas Utility is required to install an excess flow valve on all new residential services lines in order to comply with federal regulations.

The Business Services Department and Purchasing recommend awarding the contract to the lowest, responsive, and responsible bidders: Border States; and Wilnat, Inc., dba KGM/Koons Gas Measurement; at \$217,000 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

- *5-w. One-Year Renewal to the Term Contract for Pad Mounted Switchgear for the Materials and Supply Warehouse (for the Energy Resources Department). **(Citywide)**

Council approved a one-year renewal that expired on 1/13/2019. Because there was no usage, the contract was not renewed for the final year at that time. There is now a need for the contract materials and a renewal of the contract for Year 5; the vendor is open to this late renewal.

The Business Services and Energy Resources Departments and Purchasing recommend authorizing the renewal with G & W Electric Company, at \$500,000 annually, based on estimated requirements.

- *5-x. Dollar-Limit Increase to the Term Contract for Traffic Signposts for the Materials and Supply Warehouse (for the Transportation Department). **(Citywide)**

This contract provides galvanized metal signpost materials that are used for the installation, replacement and/or relocation of traffic control and street name signs throughout the City. Due to underestimating the annual usage of this commodity when originally bid, an increase is needed to be in line with the department's current needs.

The Business Services and the Transportation Departments and Purchasing recommend increasing the dollar-limit with Xcessories Squared Southwest Inc., by \$10,900, from \$54,100 to \$65,000 for Year 2; by \$35,900, from \$29,100 to \$65,000 for

Year 3, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

- *5-y. One-Year Renewal to the Term Contract for Welding Services for the Transportation Department. **(Citywide)**

This contract provides storm drain tethering on an as-needed basis. Services include welding tether chains to catch basin grates to deter grate thefts.

The Transportation Department and Purchasing recommend authorizing the renewal with Grate Solutions Co., Inc., at \$50,000 annually, based on estimated usage.

- *5-z. One-Year Renewal with a One-Year Renewal Option to the Term Contract for Gradation Glass Beads, Traffic Paint Marking Materials for the Materials and Supply Warehouse (for the Transportation Department). **(Citywide)**

This contract provides gradation glass beads essential for the liquid application of pavement markings. Transportation's Field Operations group uses the product to enhance the reflectivity of pavement markings. Field Operations paints about 1,200 miles of lines per year, as well as, crosswalks, stop bars, traffic symbols and curbs.

The Business Services and Transportation Departments and Purchasing recommend authorizing the renewal using the State of Arizona cooperative contract with Potters Industries, LLC, at \$55,000 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

- *5-aa. One-Year Renewal with a One-Year Renewal Option to the Term Contract for GEA Westfalia Centrifuge Parts and Service for the Water Resources Department (Sole Source). **(Citywide)**

This contract provides for the purchase of GEA Westfalia centrifuge parts, repair, and maintenance services essential to effectively and safely operate the separator decanters at the Greenfield Water Reclamation Plant and Northwest Water Reclamation Plant.

The Water Resources Department and Purchasing recommend authorizing the renewal with the sole source vendor/contractor, GEA Mechanical Equipment US, Inc., at \$450,000 annually, with an annual increase allowance of up to 5%, or the adjusted Producer Price Index.

6. Take action on the following resolutions:

- *6-a. Approving and authorizing the City Manager to enter into an Agreement with the U.S. Department of Justice, Drug Enforcement Administration (DEA), to assign two Mesa Police officers to the DEA Phoenix Task Force and to receive up to \$37,298 in reimbursement from the DEA for the officers' overtime. **(Citywide)** – Resolution No. 11377
- *6-b. Approving and authorizing the City Manager to enter into a Grant Agreement with the City of Tucson to accept \$52,000 in grant funds under the High Intensity Drug Trafficking Area Program to be used for overtime for the Police Department's Violent Offender Unit. **(Citywide)** – Resolution No. 11378

- *6-c. Approving and authorizing the City Manager to enter into a Project Agreement with the Maricopa Association of Governments (MAG) for reimbursement of Arterial Life Cycle Program funds for the Signal Butte: Williams Field to Germann Roads project. **(District 6)** – Resolution No. 11379
- *6-d. Approving and authorizing the City Manager to enter into a Grant Agreement with the Arizona Criminal Justice Commission to accept up to \$116,000 in grant funds that will be used for training and equipment for the Police Department's Forensic Services Division. **(Citywide)** – Resolution No. 11380
- *6-e. Approving and authorizing the City Manager to enter into the Second Extension to the First Amended and Restated Intergovernmental Agreement with Mesa Unified School District No. 4 and the Maricopa County Community College District for shared use of information technology and other related services. This is the second of two five-year extension options. **(Citywide)** – Resolution No. 11381
- *6-f. Authorizing the City Manager to share data and collaborate with East Valley jurisdictions to explore and develop regional solutions to homelessness. **(Citywide)** – Resolution No. 11382
- *6-g. Extinguishing a 3-foot public utility easement located at 2958 North Kashmir Circle (north side) to allow for the construction of an addition to the residence; requested by the property owner. **(District 5)** – Resolution No. 11383
- *6-h. Extinguishing a public utility easement located at 1034 West Peralta Avenue to allow for the construction of a shed; requested by the property owner. **(District 3)** – Resolution No. 11384
- *6-i. Authorizing the defeasance and redemption of all or a portion of the City's Excise Tax Revenue Obligations, Series 2013 and, to accomplish the defeasance, authorizing (i) the transfer of certain City funds in an amount not to exceed \$55,000,000 to an irrevocable trust account, and (ii) the City entering into an escrow trust agreement. **(Citywide)** – Resolution No. 11385

7. Take action on the following resolution and introduction of the following ordinance relating to the City of Mesa Personnel Rules, and setting August 26, 2019 as the date of the public hearing on the ordinance:

- *7-a. Resolution declaring the document filed with the City Clerk and entitled "City of Mesa Personnel Rules" effective September 25, 2019, to be a public record and providing availability of the documents for public use and inspection. **(Citywide)** – Resolution No. 11386
- *7-b. Ordinance repealing the existing Personnel Rules applicable to City of Mesa employees and adopting new Personnel Rules. **(Citywide)**

8. Introduction of the following ordinances and setting August 26, 2019 as the date of the public hearing on these ordinances:

- *8-a. Amending Title 8, Chapter 6, Sections 1 through 4, 9, and 13 of the Mesa City Code, pertaining to Public Nuisances, Property Maintenance and Neighborhood Preservation. The changes include who interprets the Nuisance Code; the definitions of: responsible

parties, blight, pigeons, recreational vehicles, and right of way; who is responsible for: parcels with weeds, parcels with debris/trash, the display of residential addresses; and adds certain prohibitions as to the feeding of pigeons, temporary parking of recreational vehicles and watercraft on driveways, and the storage of recreational vehicles on residential parcels; and penalties for civil violations. **(Citywide)**

Carol Perkinson, a Mesa resident, submitted a speaker card in opposition to this item but did not wish to speak.

- *8-b. Amending Section 10-4-5 of the Mesa City Code to establish a speed limit of 35 mph on Meridian Road from the north City limits to Mesquite Street, as recommended by the Transportation Advisory Board. **(District 6)**
- *8-c. **ZON18-00066 (District 3)** The 1000 through 1100 blocks of South Alma School Road (west side) and the 1200 through 1300 blocks of West Southern Avenue (north side). Located at the northwest corner of Alma School Road and Southern Avenue (16± acres). Rezoning from LC to RM-5 PAD for 10.5± acres. Rezoning from LC to LC-PAD for 5.5± acres; and Site Plan Review for 16± acres. This request will allow for the development of multi-residential and commercial uses. Adam Baugh, Withey Morris, PLC, applicant; WM Grace Development Co., ETAL, owner.

Staff Recommendation: Approval with conditions

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

9. Introduction of the following ordinances relating to the Avalon Crossing development and setting August 26, 2019 as the date of the public hearing on these ordinances:

- *9-a. **ANX18-00031 (District 6)** Annexing property located south of Williams Field Road and west of Signal Butte Road (162.4± acres). Initiated by Dennis Newcomb, Beus Gilbert, PLC.
- *9-b. **ZON19-00436 (District 6)** The 5200 to 5300 blocks of South Ellsworth Road (east side), the 5300 through 6200 blocks of the South Crismon Road alignment (east and west sides), and the 10000 through 10200 blocks of the East Williams Field Road alignment (north and south sides). Located on the north side of the future State Route 24 freeway alignment from Ellsworth Road to approximately one-quarter mile east of the Crismon Road alignment (485± acres). Major Amendment to the Pacific Proving Grounds North Community Plan, also known as the Cadence Community Plan. This request will remove Development Unit 5 from the Cadence Community Plan (20± acres at the southeast corner of the Crismon and Williams Field Road alignments). Paul Gilbert, Beus Gilbert, PLLC, applicant; Pacific Proving, LLC, owner.

Staff Recommendation: Approval with conditions

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

- *9-c. **ZON18-00951 (District 6)** The 6000 through 6400 blocks of the south Crismon Road alignment (east side), the 10000 to 10600 blocks of East Williams Field Road (south side) and the 6000 through 6400 blocks of South 222nd Street (west side). Located south of Williams Field Road and west of Signal Butte Road (182± acres). Rezone from

AG and PC to PC. This request will establish the Avalon Crossing Community Plan. Paul Gilbert, Beus Gilbert PLLC, applicant; Pacific Proving, LLC, owner.

Staff Recommendation: Approval with conditions

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

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

- *10-a. **ZON18-00891 (District 3)** 535 West Baseline Road. Located west of Country Club Drive on the south side of Baseline Road (1.4± acres). Rezone from NC to LI. This request will allow for the development of an industrial use. Matthew Rettig, applicant; PDE Investments, LLC, owner.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 4-0)

For continuance to the September 9, 2019 City Council meeting.

11. Take action on the following subdivision plats:

- *11-a. "Broadway & 32nd Townhomes" (**District 2**) Within the 3100 block of East Broadway Road (south side) and within the 400 block of South 32nd Street (west side). Located east of Lindsay Road on the south side of Broadway Road (3.1± acres). Think Investments, developer; Robert S. Unger, Synergy Geomatics, surveyor.
- *11-b. "Southern and Stapley Townhomes" (**District 4**) Within the 1100 block of South Stapley Drive (east side). Located east of Stapley Drive and north of Southern Avenue (1.6± acres). Think Investments, developer; Robert S. Unger, Synergy Geomatics, surveyor.
- *11-c. "Springs at Red Mountain" (**District 5**) Within the 2600 block of North Power Road (east side). Located south of McDowell Road on the east side of Power Road (10.4± acres). Aquila Las Sendas, LLC, developer; Jason A. Segneri, Survey Innovation Group, Inc., surveyor.
- *11-d. "Gallery Park Phase 1A" (**District 6**) Within the 4900 to 5200 blocks of South Power Road (east side), and within the 6800 through 6900 blocks of East Ray Road (north side). Located south of the 202 San Tan Freeway on the east side of Power Road and north of Ray Road (40.1 ± acres). Power 202 Mixed-Use, LLC, developer; Jared Hansmann, Survey Innovation Group, Inc, surveyor.

Items not on the Consent Agenda

12. Conduct a public hearing on the following annexation case and introduction of the following ordinances relating to the Lehi Cove development, and setting August 26, 2019 as the date of the public hearing on the ordinances:

- 12-a. Public Hearing prior to the release of the petition for signatures for annexation case **ANX18-00229**, located north of Thomas Road and west of Val Vista Drive (4.49± acres). Initiated by Blake McKee, Skybridge Company, LLC. (**District 1**)

12-b. **ANX18-00229 (District 1)** Annexing property located north of Thomas Road and west of Val Vista Drive (4.49± acres). Initiated by Blake McKee, Skybridge Company, LLC.

12-c. **ZON18-00214 (District 1)** The 3100 to 3300 blocks of East Thomas Road (north side). Located on the north side of Thomas Road and west of Val Vista Drive (7.5± acres). Rezoning from AG and RS-43 to RM-2-PAD; and Site Plan Review. This request will allow for the development of an attached single-residence subdivision. Blake McKee, Sky Bridge Companies, applicant; Arthur L. Freeman Family Trust, Kaser Citrus, Inc., John Babiarz, owners.

Staff Recommendation: Approval with conditions

P&Z Board Recommendation: Approval with conditions (Vote: 5-1)

Vice Mayor Freeman declared a conflict of interest and said he would refrain from discussion/consideration of this item.

Mayor Giles announced that this is the time and place for a public hearing prior to the release of the petition for signatures for annexation case ANX 18-00229, located north of Thomas Road and west of Val Vista Drive.

There being no citizens present wishing to speak on this issue, the Mayor declared the public hearing closed.

It was moved by Councilmember Thompson, seconded by Councilmember Duff, that the Ordinances be introduced, and that August 26, 2019 be set as the date of the public hearing.

Upon tabulation of votes, it showed:

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

NAYS – None

ABSTAIN – Freeman

Mayor Giles declared the motion carried unanimously by those voting and the Ordinances were introduced.

9. Items from citizens present:

Verl Farnsworth, a Mesa resident, clarified a Freedom of Information Act (FOIA) request is an information request by a citizen for documents or information. He stated he has made several FOIA requests and has only received a small portion of the information. He commented he intends to hold City staff to the promise of being transparent and explained if his requests are not received soon, he will file appropriate action to obtain the information.

10. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:21 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 19th day of August 2019. 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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