



## COUNCIL MINUTES

June 2, 2014

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on June 2, 2014 at 5:45 p.m.

### COUNCIL PRESENT

Alex Finter  
Terry Benelli  
Dennis Kavanaugh  
David Luna  
Dave Richins

### COUNCIL ABSENT

Christopher Glover  
Scott Somers

### OFFICERS PRESENT

Christopher Brady  
Debbie Spinner  
DeeAnn Mickelsen

Mayor Finter excused Vice Mayor Glover and Councilmember Somers from the entire meeting.

Invocation by Pastor David Land, New Life Assembly of God.

Pledge of Allegiance was led by Councilmember Luna.

Mayor's Welcome.

Councilmember Richins recognized Mila Besich Lira, his good friend and a Councilmember from the Town of Superior, who was present in the audience. He commended her for her impressive work and thanked her for coming to the meeting.

Awards, Recognitions and Announcements.

Mayor Finter stated that over the past few years, the City has been involved in the Extraordinary Properties campaign, which recognizes Mesa residents and businesses for the pride that they take in their property. He introduced Deputy Director of Development and Sustainability Laura Hyneman, who provided a brief historical overview of the campaign.

Ms. Hyneman reported that nominations for Extraordinary Properties are received from the City Council, employees and residents and said that the winners are selected by a citizen panel. She advised that the winners are announced on a quarterly basis and receive a yard sign and certificate. She added that each of this year's winners will also be nominated for the Mayor's Award for Building a Better Mesa.

Ms. Hyneman and Mayor Finter presented awards to the Extraordinary Properties winners as follows:

- Commercial Property – Mow Power (Councilmember Benelli joined in the presentation.)
- Residential Property – Elodia and Manuel Arredondo (not present)
- Residential Property – Kathy Adams
- Residential Property – Robert Waggener

Ms. Hyneman congratulated the recipients and thanked Administrative Supervisor Trudi Arledge and the City's Code Compliance Officers for their efforts. She also acknowledged the members of the Extraordinary Properties Citizen Panel as follows: Linda Flick, Cynthia Dunham, Pat Gilbert and Stephanie Wright. She added that nominations are being accepted for the next group of Extraordinary Properties winners.

Mayor Finter thanked staff and the winners for their efforts.

Mayor Finter stated that since 1998, the City of Mesa has recognized more than 50 citizens for their outstanding contributions in the community with respect to Historic Preservation. He introduced Clara Ziervogel, Chairwoman of the Historic Preservation Board (HPB), who was prepared to present certificates to the 2014 Historic Preservation winners.

Ms. Ziervogel addressed the Council and provided brief background information relative to each of the awards, the recipients and their accomplishments. She, along with Mayor Finter, presented the certificates to the following recipients:

- Peter and Shelly Nikolich – Rehabilitation and Restoration
- Walter 'Dutch' Deuring – Archaeology, Education and Outreach
- Donna Bengé – Individual Lifetime Achievement

Mayor Finter congratulated the winners and thanked staff for their efforts and hard work.

Mayor Finter reported that Team INNOV8 is a program designed to challenge City departments not only to increase the value of services offered to Mesa residents, but also to collaborate the delivery of such services while utilizing existing resources. He stated, in addition, that the program challenges employees to streamline processes, enhance customer service and reduce costs. He introduced David Brown, a member of the panel that evaluated the ideas submitted by the various City departments and selected those ideas that they considered worthy of recognition.

Mr. Brown addressed the Council and reported that the panel, composed of representatives from the business community, the Alliance for Innovation, Mesa neighborhoods and City staff, reviewed 31 submissions from City departments. He offered an extensive overview of the criteria that the panel considered in evaluating the ideas, including cost savings, innovation and quality of life. He stated that based on the panel's thorough review process, it selected four City departments to be recognized for their ideas.

Mayor Finter, along with City Manager Christopher Brady, presented the awards to the following recipients;

- Development and Sustainability – Laura Hyneman and staff
- Economic Development – Shea Joachim
- Engineering – Beth Huning and staff
- Fire and Medical – Jim Bloomer and staff

Mr. Brady thanked the panel for their efforts and hard work in this regard.

Mayor Finter recognized Arizona Republic reporter Gary Nelson, who will be retiring in the next few weeks. He thanked Mr. Nelson for covering the City of Mesa and commended him for his fair and balanced reporting. He added that Mr. Nelson would be missed and wished him well in his retirement

Mr. Nelson addressed the Council and expressed appreciation to the Mayor and the Council, as well as their predecessors. He stated that for 25 years, he has been a Mesa resident and noted that since 2007, he has been honored to cover the City of Mesa as lead reporter. He noted that his successor, Maria Polletta, will continue to treat the City with fairness and accuracy. He added that it has been a pleasure to work with the Council, City management and staff and thanked everyone for their professionalism and support.

Mayor Finter stated that immediately following the conclusion of the Council meeting, a reception in Mr. Nelson's honor will be held in the lobby of the Mesa City Plaza building.

1. Take action on all consent agenda items.

All items listed with an asterisk (\*) will be considered as a group by the City Council and will be enacted with one motion. There will be no separate discussion of these items unless a Councilmember or citizen requests, in which event the item will be removed from the consent agenda and considered as a separate item. If a citizen wants an item removed from the consent agenda, a blue card must be completed and given to the City Clerk prior to the Council's vote on the consent agenda.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Luna, that the consent agenda items be approved.

Mayor Finter declared the motion carried unanimously by those present.

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

Minutes from the April 10 and May 19, 2014 Council meetings.

3. Take action on the following recommendations made by the Judicial Advisory Board.

- \*3-a. Reappointment of City Magistrate Elizabeth Arriola to a four-year term beginning July 1, 2014 and ending June 30, 2018.
- \*3-b. Reappointment of City Magistrate Michelle Lue Sang to a four-year term beginning July 1, 2014 and ending June 30, 2018.

Mayor Finter congratulated City Magistrates Arriola and Lue Sang on their reappointments. He also thanked them for their service to the City of Mesa.

City Magistrate Arriola expressed appreciation to the Council and stated that it was an honor and a privilege to work for the Mesa Municipal Court.

City Magistrate Lue Sang thanked the Mayor and the Council for allowing her to continue to serve the community. She also thanked her family, who was present in the audience, for their love and support.

4. Take action on the following liquor license applications:

\*4-a. Luke Greenway Post 1 – The American Legion

This is a one-day fraternal event to be held on Wednesday, June 18, 2014 from 11:00 a.m. to 9:00 p.m., at 4155 East Virginia Street. **(District 5)**

\*4-b. East Valley Café

A restaurant that serves breakfast, lunch and dinner is requesting a new Restaurant License for East Valley Café, LLC, 6102 East Main Street – Jose Donoza-Rojo, agent. There is no existing license at this location. **(District 2)**

\*4-c. QuikTrip 419

A convenience store with a fueling station is requesting a new Beer and Wine Store License for QuikTrip Corporation, 2026 West Broadway Road – Troy DeVos, agent. This is new construction. **(District 3)**

5. Take action on the following contracts:

\*5-a. One-Year Renewal of the Term Contract for GPS Equipment and Offender Monitoring Services for the Municipal Court. **(Citywide)**

This contract provides GPS tracking equipment and monitoring services for the Municipal Court, including all material, labor and services. GPS-enabled ankle bracelets and monitoring services are used for pretrial release in the In-Custody Courtroom at the Court.

Municipal Court and Purchasing recommend authorizing a one-year renewal using the Arizona Supreme Court, Administrative Office of the Courts cooperative contract with B.I., Incorporated, at \$55,000 annually, based on estimated requirements.

\*5-b. Three-Year Term Contract for Painting Services Citywide as requested by the Facilities Maintenance Department. **(Citywide)**

This contract will provide qualified journeyman painters and painter's helpers, and all tools and transportation to perform painting and necessary surface preparation on various City projects as directed by the City. The awarded vendors will be placed on the City's Pre-Qualified Painting Contractors List, and will be eligible to competitively quote for City painting projects.

The evaluation committee recommends awarding the contract to the highest scored proposals from Diamond Ridge Development Corporation, Skyline Builders & Restoration, Inc., East Valley Disaster Services, Inc. (a Mesa business), AO Painting, Inc., and Ghaster Painting & Coatings, Inc., not to cumulatively exceed \$950,000 annually, based on estimated requirements.

- \*5-c. Purchase of Roofing Repairs and Recoats for Four City of Mesa Buildings as requested by the Facilities Maintenance Department. **(Districts 4 and 5)**

This contract will provide a contractor to repair and recoat several City buildings, including the Arizona Museum of Natural History Annex, City Plaza Building, Mesa Red Mountain Library and the Mesa Central Warehouse. These repairs and recoats are needed for life cycle maintenance.

Facilities Maintenance and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Sprayfoam Southwest, Inc., dba Roofing Southwest, at \$220,716.75.

- \*5-d. Wastewater Line Video Inspection. **(Citywide)**

This project is an annual contract to perform the required video inspections on City capital improvement projects and private development projects for the upcoming fiscal year, in accordance with Title 18 of the Arizona Administrative Code. This contract will allow the City to effectively inspect wastewater lines being accepted into the City wastewater system for maintenance.

Recommend award to the lowest, responsible bidder, Storm Water Pros, LLC, in the amount of \$122,500.00, plus an additional \$12,250.00 (10% allowance for change orders), for a total award of \$134,750.00. These services are based on estimated annual requirements and will be charged to the individual Wastewater Capital Projects for which the wastewater line video inspection is performed.

- \*5-e. One-Year Renewal of the Term Contract for Landscape Maintenance of Medians and Rights-of-Way in Section V for the Transportation Department. **(District 4)**

The contract furnishes all supervision, labor and equipment to provide landscape maintenance of parkway medians and right-of-way areas owned by the City in an area designated as Section V.

Transportation and Purchasing recommend authorizing a one-year renewal with Environmental Earthscapes, Inc., dba The Groundskeeper, at \$123,818.91 annually, based on estimated requirements.

- \*5-f. One-Year Renewal of the Term Contract for Landscape Maintenance for Parkway Medians and Rights-of-Way in Section II for the Transportation Department. **(Districts 2, 3 and 4)**

The contract furnishes all supervision, labor and equipment to provide landscape maintenance of parkway medians and right-of-way areas owned by the City in an area designated as Section II.

Transportation and Purchasing recommend authorizing a one-year renewal with Environmental Earthscapes, Inc., dba The Groundskeeper, at \$214,807.80 annually, based on estimated requirements.

- \*5-g. Dollar-Limit Increase to the Term Contract for the City of Mesa's Website Redesign and Annual Maintenance/Hosting as requested by the Public Information and Communications Department. **(Citywide)**

The Council previously approved the contract to purchase the City of Mesa's Website Redesign. Several City departments have unique and separate websites. The increase is to redesign three of these sub-sites for the Arizona Museum of Natural History, Falcon Field Airport and the Library. There will also be ongoing annual costs for maintenance and hosting for these websites.

Public Information and Communications and Purchasing recommend authorizing a one-time dollar-limit increase of \$56,199 with Vision Internet, increasing the contract amount from \$132,270 to \$188,469; and an annual dollar-limit increase of \$14,199, increasing the contract amount for Years 2 through 5, from \$7,800 to \$21,999 per year.

- \*5-h. One-Year Renewal of the Term Contract for Cleaning and Repair Services of Fire Personal Protective Clothing and Equipment for the Fire and Medical Department. **(Citywide)**

This contract provides cleaning and repair services of Fire Personal Protective Equipment per National Fire Protection Association standards. This extends the longevity of the equipment and ensures the health and safety of the firefighters while performing their duties.

Fire and Medical and Purchasing recommend authorizing a one-year renewal with ECMS, Inc., at \$125,000 annually, based on estimated requirements.

- \*5-i. Purchase of 911 Dispatch Console Furniture for Mesa Fire and Medical Department Dispatch. **(Citywide)**

This purchase will provide 911 Dispatch Console Furniture for Mesa Fire and Medical Dispatch to accommodate two new dispatch positions.

Fire and Medical and Purchasing recommend authorizing the purchase using the Pima County cooperative contract with Phoenix Interior Solutions, at \$31,890.01.

- \*5-j. Dollar-Limit Increase to the Term Contract for Odor Control Service for the Water Resources Department (Sole Source). **(Citywide)**

This service is an important component of the City's odor control efforts for the Cubs' Spring Training facility and Riverview Park area. The increase is needed for the current hydrogen peroxide dosage of 220 gallons per day; instead of 85 gallons per day as originally estimated based on the odor and flow data collected in March 2011.

Water Resources and Purchasing recommend authorizing a dollar-limit increase with the sole source vendor, U.S. Peroxide, LLC, at \$30,000 for Year 1, from \$71,000 to \$101,000; and an increase of \$75,000 for Years 2 and 3, from \$45,000 to \$120,000; annually, based on estimated requirements.

- \*5-k. Line Clearance and Tree Trimming Services for the Southeast Quadrant of Mesa's Electric Service Area for the Energy Resources Department. **(District 4)**

This contract provides services to keep the trees and vegetation clear of high voltage electric transmission, primary and secondary distribution lines, and secondary service drops. This is to maintain safety and minimize and prevent electric service outages for customers in the southeast quadrant of Mesa's Electric Service Area.

Energy Resources and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Asplundh Tree Expert Co., at \$75,580.22.

- \*5-l. Three-Year Term Contract for 15kV Aluminum Electrical Cable for the Materials and Supply Warehouse (for the Energy Resources Department). **(Citywide)**

This contract will provide aluminum electrical cable used in underground installations to distribute 4kV and 12kV primary power between electrical substations and distribution transformers. The cable is used in new construction and overhead-to-underground conversion projects.

Energy Resources and Purchasing recommend awarding the contract to the lowest, responsive and responsible bidder, Western United Electric Supply Corp., at \$324,765.00 annually, based on estimated requirements.

- \*5-m. Approving and authorizing the City Manager to enter into the FY 14/15 Annual Agreement with Visit Mesa for the transfer of agreed upon Transient Occupancy Tax funds used to promote tourism and convention activities, as well as specific community/civic events and sports that bring visitors to Mesa. **(Citywide)**

6. Take action on the following resolutions:

- \*6-a. Authorizing and supporting the submittal of a grant application by the City of Mesa Police Department to the Tohono O'odham Nation for \$28,574 to support the Rape Aggression Defense (R.A.D.) Community Education and Training program – Resolution No. 10474.
- \*6-b. Approving and authorizing the City Manager to accept funds made available through the Federal Emergency Management Agency (FEMA). The Agreement provides \$331,968 for Security temperature-controlled drug boxes with WiFi security card access **(Citywide)** – Resolution No. 10475.

- \*6-c. Extinguish 5-foot public utility easement at 1429 East Flossmoor Avenue, located north of Southern Avenue and east of Stapley Drive (**District 4**) – Resolution No. 10476.
- \*6-d. Approving and authorizing the City Manager to enter into a Foreign Trade Zone Operator’s Agreement for Foreign Trade Zone 221 with GTAT Corporation (**District 6**) – Resolution No. 10477.

This agreement will allow for the operation of a manufacturing facility for the production, storage, manufacturing and transport of sapphire material at 3740 South Signal Butte Road; Foreign Trade Zone 221.

- \*6-e. Levying the amount to be raised by a Secondary Property Tax and the rate upon each one hundred dollars (\$100) of assessed valuation of property subject to taxation within the City of Mesa for the fiscal year ending June 30, 2015 – Resolution No. 10478.

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

- \*7-a. Amending the Mesa Zoning Ordinance; Title 11 of the Mesa City Code; Chapters 6, 7, 8, 31 and 58 regarding the zoning districts that allow tattoo parlors and body piercing salons, and deleting criteria for the requirement of Council Use permits of same, and providing penalties for violations (**Citywide**) – Ordinance No. 5233.

Staff Recommendation: Approval

P&Z Board Recommendation: Approval (Vote: 3-1, Boardmembers Clement, Hudson and Johnson absent.)

**Items not on the Consent Agenda**

8. Conduct a public hearing concerning the Home Rule adjustment to the State expenditure limitation.

Mayor Finter announced that this was the time and place for a public hearing regarding the Home Rule adjustment to the State expenditure limitation.

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

9. Items from citizens present.

There were no items from citizens present.



10. Adjournment.

Without objection, the Regular Council Meeting adjourned at 6:33 p.m.

---

ALEX FINTER, 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 2<sup>nd</sup> day of June 2014. I further certify that the meeting was duly called and held and that a quorum was present.

---

DEE ANN MICKELSEN, CITY CLERK

vf