



COUNCIL MINUTES

August 29, 2011

The City Council of the City of Mesa met in a Regular Council Meeting in the Council Chambers, 57 East 1st Street, on August 29, 2011 at 5:45 p.m.

COUNCIL PRESENT

Scott Smith
Alex Finter
Christopher Glover
Dina Higgins
Dennis Kavanaugh
Dave Richins
Scott Somers

COUNCIL ABSENT

None

OFFICERS PRESENT

Christopher Brady
Debbie Spinner
Linda Crocker

(Vice Mayor Somers participated in the entire meeting via telephonic equipment.)

Invocation by Pastor Tony Frazee, Gateway Bible Church.

Pledge of Allegiance was led by Councilmember Glover.

Mayor's Welcome.

Mayor Smith welcomed everyone to the meeting. A videotaped presentation was aired that outlined meeting procedures and provided attendees with instructions relative to addressing the Council.

Awards, Recognitions and Announcements.

Deputy Energy Resources Director Mike Comstock briefly highlighted the history of the American Public Gas Association (APGA) and reported that from July 2008 to October 2010, the Energy Resources Gas Division worked 810 days without a lost-time accident. He said that in October 2010, one lost-time accident occurred and noted that currently, the Department has worked 307 days without a similar occurrence. Mr. Comstock further advised that Councilwoman Higgins was elected to the APGA Board of Directors and accepted the National Excellence in Safety Award on behalf of the City's Energy Resources Gas Division. He added that the award recognizes the hard work of the Energy Resources Department's dedicated staff.

Mayor Smith expressed his appreciation for the dedicated staff and the high level of service provided by the Energy Resources Gas Division.

Mayor Smith explained that part of "Building a Better Mesa" is recognizing residents who have made extra efforts or investments to enhance their property. He stated that the improvements residents make to their property benefits the neighborhood and the community. He introduced Director of Development and Sustainability Christine Zielonka, who provided a brief history of the Extraordinary Properties campaign.

Ms. Zielonka advised that Mesa is the first city in Arizona to implement an Exceptional Properties campaign that recognizes residents who take exceptional care of their property. She explained that nominations for Extraordinary Properties are received from City employees and residents and noted that the winners are selected by a citizen panel. She stated that winners will be announced on a quarterly basis and receive a yard sign and plaque.

Ms. Zielonka, Mayor Smith, Councilmembers Glover, Finter and Kavanaugh presented awards to the Extraordinary Properties winners as follows:

- William Barnhart
- Edward and Gisela Baker
- Joe Miracle and Kent De Young
- Irving and Marylou Hischke

Mr. Barnhart commented that the City purchased one of his sculptures, which is now located on the corner of Center and Main Street. He said that the funds received from the sale helped him to make the improvements to the property for which he was recognized.

Ms. Zielonka congratulated the recipients and thanked Administrative Supervisor Trudi Arledge and Code Compliance Officer Sam Jeppson for their efforts in organizing the Exceptional Properties campaign. She also acknowledged Linda Flick, Cynthia Dunham, Pat Gilbert, Kirsten Howe and Stephanie Wright who are members of the Extraordinary Properties Citizen Panel. She added that nominations are now being accepted on the City's website for the next group of Extraordinary Properties winners.

Mayor Smith thanked staff and the Extraordinary Properties winners for their efforts.

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 Glover, that the consent agenda items be approved.

Carried unanimously.

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

Minutes from the August 22, 2011 Council meetings.

3. Take action on the following liquor license applications:

*3-a. Mesa Preservation Foundation

This is a one-day charitable event to be held on Tuesday, September 13, 2011 from 5:30 p.m. to 8:00 p.m. at 1445 West Southern Avenue, Suite 2277. **(District 3)**

4. Take action on the following contracts:

*4-a. Purchase of Additional Software for the Mesa Police Department's COPLINK (AZ Link) System. **(Sole Source) (Citywide)**

The Purchasing Division recommends awarding the contract to the sole source vendor, Knowledge Computing Corporation, at \$98,626.40, including applicable sales tax, based on estimated requirements.

*4-b. Purchase of seven (7) Replacement and Three (3) Additional Vehicles for the Police Department. **(Funded by FY 11/12 Vehicle Replacement Fund) (Citywide)**

The Purchasing Division recommends authorizing a purchase from the State of Arizona contract with Midway Chevrolet at \$444,036.26, including applicable sales tax.

*4-c. Dollar-Limit Increases for the Term Contract for Diesel Engine Parts and Services, and Automotive and Equipment Parts as Requested by Fleet Services. **(Citywide)**

The Purchasing Division recommends increasing the dollar-limit for the contract with Cummins Rocky Mountain, LLC by \$50,000 from \$100,000 to \$150,000; Rush Truck Center of Arizona by \$120,000, from \$105,000 to \$225,000; and Freightliner, Sterling, Western Star of Arizona by \$70,000, from \$80,000 to \$150,000, based on estimated requirements. The combined total increase is \$240,000.

*4-d. Purchase of a Replica Pterosaur, Quetzalcoatlus for the Arizona Museum of Natural History. **(Sole Source) (Citywide)**

The Purchasing Division recommends awarding the contract to the sole source vendor, Research Casting International, at \$69,194.06, including applicable use tax.

*4-e. Building Energy Efficient Projects. **(Districts 4, 5, and 6)**

City Project 09-048-001. This project will provide for the replacement of the lights and lighting controls in fifteen (15) City owned facilities. These improvements will result in lower electric bills, lower maintenance costs, decreased inventory replacement, and increased use of standard parts.

Recommend award to the low bidder, Kortman Electric, Inc., in the amount of \$853,090.00, plus an additional \$55,450.85 (6.5% allowance for change orders) for a total award of \$908,540.85. Funding is available in the FY 11/12 Environmental Capital Program and is funded by American Recovery and Reinvestment Act (ARRA) Stimulus funds.

- *4-f. Ellsworth Road and State Route 24 Freeway 20-inch Water Line and 21-inch Wastewater Line, Ellsworth Road between Powerline Floodway and Williams Field Road. **(District 6)**

City Project 10-462-001. State Route 24 (SR 24) from the existing State Route 202 Freeway at Hawes Road to Ellsworth Road, south of the Powerline Floodway is currently under design by the Arizona Department of Transportation (ADOT) and scheduled to begin in March 2012. This portion of Ellsworth Road will be paved with concrete; therefore, utilities need to be in place prior to construction of ADOT's future freeway project.

Recommend award to the low bidder, Tierra Contracting, in the amount of \$772,122.24 plus an additional \$77,212.22 (10% allowance for change orders) for a total award of \$849,334.46. Funding is available in the FY 11/12 Water and Wastewater Bond Capital Programs.

5. Take action on the following resolutions:

- *5-a. Approving and authorizing the City Manager to execute an Intergovernmental Agreement with the Maricopa Department of Public Health to accept grant funds in the amount of \$75,000 to continue childhood immunizations program – Resolution No. 9912.
- *5-b. Approving and authorizing the City Manager to execute an Award Agreement with the State of Arizona, Office of the Attorney General for the FY 2012 Victims' Rights Program (VRP). This Agreement provides \$65,400 for the salaries of two existing Victim Notification Clerks – Resolution No. 9913.
- *5-c. Approving and authorizing the City Manager to execute a Task Force Agreement with the Drug Enforcement Administration. The Drug Enforcement Administration will reimburse up to \$17,202.25 for each officer assigned to the DEA Phoenix Task Force – Resolution 9914.
- *5-d. Approving and authorizing the City Manager to execute a Tactical Diversion Task Force Agreement with the Drug Enforcement Administration. The Drug Enforcement Administration will reimburse up to \$17,202.25 for each officer assigned to the DEA Tactical Diversion Squad Task Force – Resolution No. 9915.
- *5-e. Approving and authorizing the City Manager to execute an Agreement with the Arizona Department of Public Safety Victims of Crime Act (VOCA) to secure grant funds in the amount of \$100,869 for salaries and fringe benefits for the City Prosecutor's Office Victim Services Program – Resolution No. 9916.

- *5-f. Approving and authorizing the City Manager to execute an Agreement with the Arizona Criminal Justice Commission through the Crime Victim Assistance Program to secure grant funds in the amount of \$24,500 for salaries and fringe benefits for the City Prosecutor's Office Victim Services Program – Resolution No. 9917.

6. Take action on the following resolutions and appointments regarding the Air Force Research Lab:

- *6-a. Rescinding Resolution No. 9665 recognizing the City of Mesa as the Local Redevelopment Authority (LRA) for the disposition of the Air Force Research Laboratory located at 6030 South Kent Street. **(District 6)** – Resolution No. 9918.
- *6-b. Authorizing City staff to request that the Department of Defense Office of Economic Adjustment recognize the City of Mesa as the Implementing Local Redevelopment Authority that will be known as the Mesa Redevelopment Authority for implementation of the reuse plan for the Air Force Research Laboratory located at 6030 South Kent Street. **(District 6)** – Resolution No. 9919.
- *6-c. Authorizing the formation of the Mesa Redevelopment Authority Executive Board for implementation of the reuse plan for the Air Force Research Laboratory located at 6030 South Kent Street. **(District 6)** – Resolution No. 9920.
- *6-d. Appointments to the Mesa Redevelopment Authority Executive Board.
 - Dr. Rick Shangraw – Senior Vice President for the Office of Knowledge Enterprise Development at Arizona State University.
 - Brian Campbell – Mesa Economic Development Advisory Board
 - Bill Jabjiniak – City of Mesa Director of Economic Development
 - Tony Ham – Mesa Site Leader, The Boeing Company
 - Retired Lieutenant General John Regni – United States Air Force

7. Introduction of the following ordinances and setting September 12, 2011 as the date of the public hearing on these ordinances:

- *7-a. Amending Title 8, Chapter 2 of the Mesa City Code related to Particulate Pollution Sources.
- *7-b. Amending Title 8, Chapter 5 of the Mesa City Code related to Storm Water Pollution Control.

8. Discuss, receive public comment, and take action on the ordinances introduced at a prior Council meeting. Any citizen that wants to provide comment should submit a blue card to the City Clerk before the item is voted on. If a citizen wants to comment on an item listed with an asterisk (*), a blue card must be given to the City Clerk before Council votes on the Consent Agenda.

- *8-a. **A11-01 (District 5)** Annexing land located on the south side of the 9600 block of East Brown Road. 1.25± ac. Initiated by the property owners, Christopher and Kelly Carmichael – Ordinance No. 5060.

9. Take action on the following subdivision plats:

*9-a. SUNLAND SPRINGS VILLAGE UNIT SEVEN, PHASE TWO (**District 6**)

The 11100 – 11400 blocks of East Guadalupe Road (south side). Located east and south of Signal Butte and Guadalupe Roads. 119 R1-6 DMP residential lots (34.2± ac.) Farnsworth Development Company, owner; Robert J. Blake, Clouse Engineering, Inc., surveyor.

Items not on the Consent Agenda

- 5-g. Approving and authorizing the City Manager to sell approximately 635± acres of land at the northeast corner of Randolph and North Vail Roads in Pinal County to First Solar, Inc. for \$15,500 per acre or totaling approximately \$9,842,500 – Resolution No. 9921.

Councilmember Finter declared a potential conflict of interest and said he would refrain from discussion/consideration of this agenda item.

It was moved by Councilmember Kavanaugh, seconded by Councilmember Glover, that Resolution No. 9921 be adopted.

Mayor Smith declared the motion carried unanimously by those present and voting.

10. Items from citizens present.

There were no items from citizens present.

11. Adjournment.

Without objection, the meeting adjourned at 6:10 p.m.

SCOTT SMITH, MAYOR

ATTEST:

LINDA CROCKER, 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 29th day of August 2011. I further certify that the meeting was duly called and held and that a quorum was present.

LINDA CROCKER, CITY CLERK

bdw